



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Seth D. Bernard
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilwoman Laurie P. Marchini

City Administrator Jeffrey D. Rhodes
City Solicitor Michael S. Cohen
City Clerk Marjorie A. Woodring

AGENDA

Regular Meeting

City Hall Council Chambers, 57 N. Liberty Street, Cumberland, MD

DATE: April 21, 2020

OPEN SESSION

1. 5:00 p.m. Work Session

(Agenda published separately)

CLOSED SESSION

1. 5:15 p.m. - close the Work Session for an Executive Session pursuant to Sections 3-305(b)(1) and (4) of the General Provisions Article of the Annotated Code of Maryland to discuss a personnel matter and the relocation of a business into the city
2. Executive Session

OPEN SESSION

1. 6:15 p.m. - Reconvene into Open Session

Pledge of Allegiance

Roll Call

Statement of Closed Meeting

1. Summary State of Closed Meeting held April 21, 2020

Director's Reports

(A) Fire

[Fire](#) Department monthly report for March, 2020

(B) Police

[Police](#) Department monthly report for March, 2020

(C) Utilities - Flood, Water, Sewer

Utilities Division Water/Sewer/Flood monthly report for March, 2020

Approval of Minutes

1. Approval of the Closed Session Minutes of January 14 and January 21, 2020; Work and Executive Session Minutes of February 11, 2020, the Work, Executive, and Regular Session Minutes of February 18, 2020, the Regular Session Minutes of March 3, 2020, the Work Session Minutes and Special Public Meeting Minutes of March 10, 2020, and the Special Public Meeting Minutes of March 13, 2020

New Business

(B) Orders (Consent Agenda)

Order 26,633 - Accepting the bids of Univar Solutions, SH Schmidt Company, SAL Chemical Company, JCI Jones, USALCO, and Shannon Chemical Corporation for the Combined Chemical Bid FY21 (3-20-UTIL). The estimated cost for chemicals per department is \$394,795 for the Water Reclamation Facility; \$262,898 for Water Filtration; and \$15,171 for Parks & Rec Department

Order 26,634 authorizing the execution of Change Order No 2 to the Residential Mowing Contract, City Project No. 10-19-M, to include properties recently acquired by the City at various locations within City limits, in the additional amount of \$5,475, bringing the new contract amount to \$51,910

Order 26,635 - authorizing execution of a Release acknowledging that, for the consideration of \$9,705.11, Josh Llewellyn is released from any liability resulting from damage to City property caused by an accident on March 17, 2019, at or near Queen City Drive and N. Centre Street

Order 26,636 - accepting the Alternate No. 2 Bid from Maverick Construction for the New Inlet Screens for Gate House Project (8-19-WFP) in the estimated unit cost of \$843,900 and rejecting all other bids; to be funded by CDA Bond proceeds

Public Comments

All public comments are limited to 5 minutes per person

Adjournment

Item Attachment Documents:

Fire Department monthly report for March, 2020

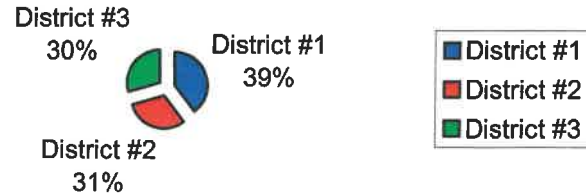
REPORT OF THE FIRE CHIEF FOR THE MONTH OF MARCH, 2020
Prepared for the Honorable Mayor and City Council and City Administrator

Cumberland Fire Department Responded to 94 Fire Alarms:

Responses by District:

District #1	36
District #2	28
District #3	27
Out of City	3
	<hr/> 94

Fire Calls by District



Number of Alarms:

First Alarms Answered 94

Calls Listed Below:

Property Use:

Public Assembly	3
Educational	1
Institutional	6
Residential	56
Mercantile, Business	5
Storage	1
Special Properties	22
	<hr/> 94

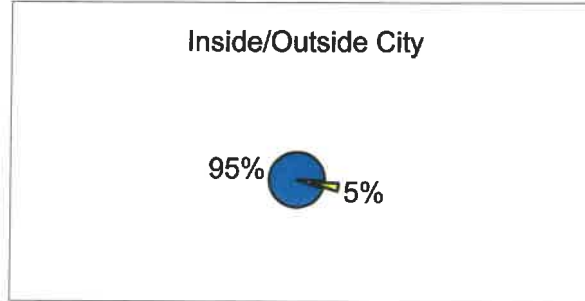
Type of Situation:

Fire	5
Overpressure, Rupture	1
Rescue Calls	42
Hazardous Conditions	8
Service Calls	12
Good Intent Calls	17
False Calls	9
	<hr/> 94

Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid in March:	\$890.00
Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid Fiscal Year to Date:	\$15,150.00
Fire Service Fees for Fire Calls Paid In March:	\$1,320.00
FY2020 Fire Service Fees Paid in FY2020:	\$4,900.00
Total Fire Service Fees Paid in FY2020:	\$10,045.00
Fire Service Fees for Inspections and Permits Billed in March:	\$0.00
Fire Service Fees for Inspections and Permits Paid in March:	\$0.00
Total Fire Service Fees for Inspections and Permits Paid Fiscal Year to Date:	\$1,300.00

Cumberland Fire Department Responded to 407 Emergency Medical Calls:

In City Calls	387
Out of City Calls	20
Total	<u>407</u>



Cumberland Fire Department provided 8 Paramedic Assist Calls:

3 Paramedic Assist Calls within Allegany County	
5 Paramedic Assist Calls outside of Allegany County	
	<u>8</u>
Bowman's Addition VFD	1
Flintstone VFD	2
Fort Ashby VFD, WV	1
Ridgeley VFD, WV	1
Wiley Ford VFD, WV	3
	<u>8</u>

Cumberland Fire Department provided 12 Mutual Aid Calls:

7 Mutual Aid Calls within Allegany County	
5 Mutual Aid Calls outside of Allegany County	
	<u>12</u>
Bowman's Addition VFD	3
Cresaptown VFD	4
	<u>7</u>
Ridgeley, WV VFD	3
Wiley Ford, WV VFD	2
	<u>12</u>

Total Ambulance Fees Billed by Medical Claim-Aid for March:	\$161,653.00
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Ambulance Fees Billed Fiscal Year to Date:	\$1,197,437.11
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Ambulance Fees Paid:	
Revenue Received in March:	\$90,352.40

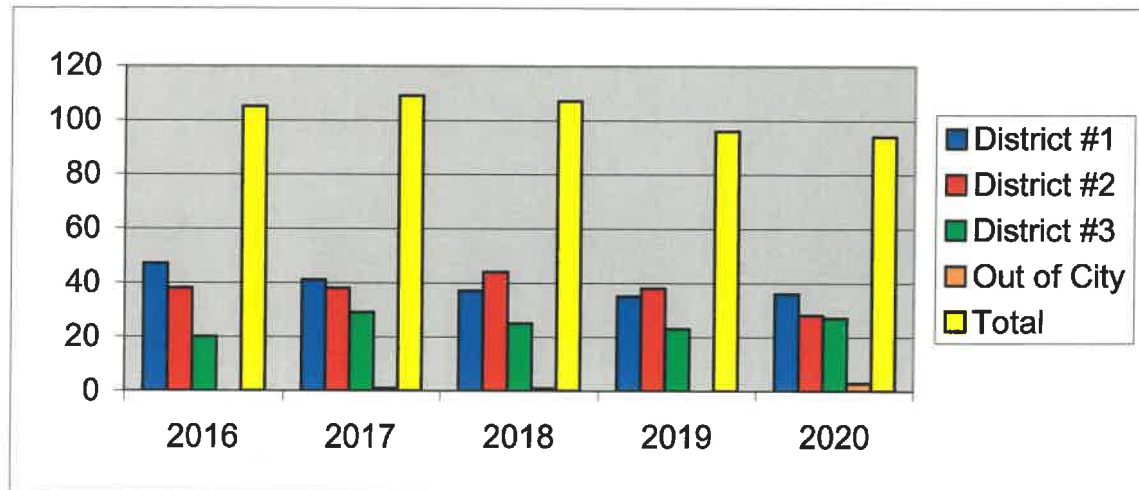
FY2020 Ambulance Fees Paid in FY2020:	\$696,324.84
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Total Ambulance Fees Paid in FY2020:	\$850,640.51
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(All Ambulance Fees, current and previous fiscal years, paid in FY2020.)

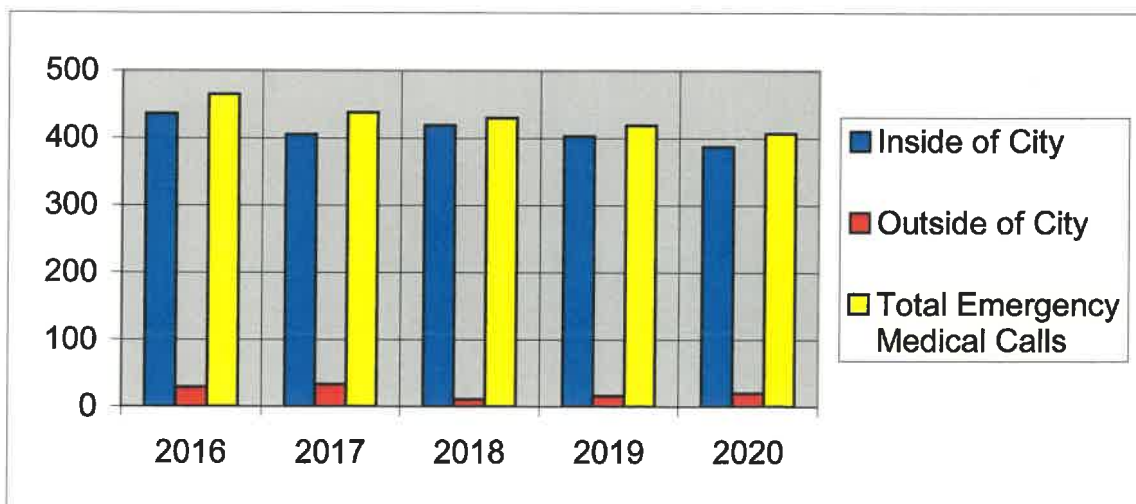
Fire Calls in the Month of March for a Five-Year Period

	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
District #1	47	41	37	35	36
District #2	38	38	44	38	28
District #3	20	29	25	23	27
Out of City	<u>0</u>	<u>1</u>	<u>1</u>	<u>0</u>	<u>3</u>
Total	105	109	107	96	94



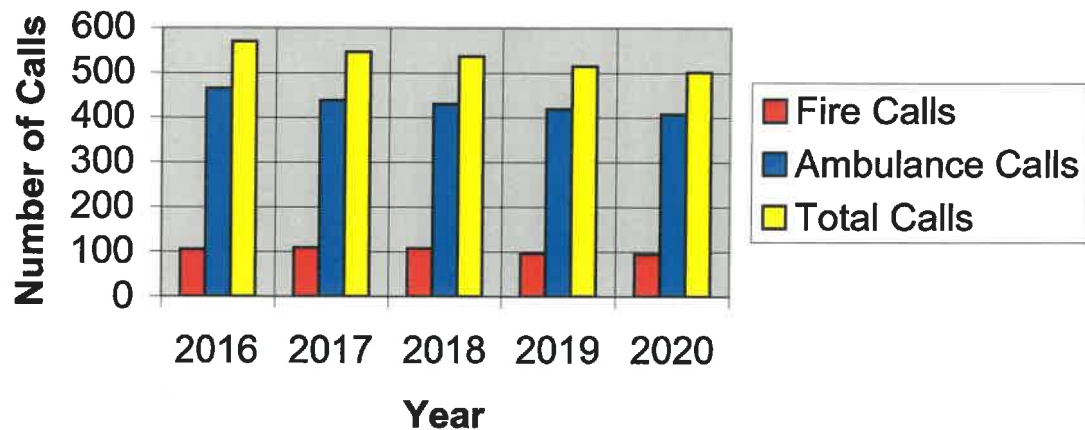
Ambulance Calls in the Month of March for a Five-Year Period

	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
Inside of City	436	405	419	403	387
Outside of City	<u>29</u>	<u>33</u>	<u>11</u>	<u>16</u>	<u>20</u>
Total Emergency Medical Calls	465	438	430	419	407



Fire and Ambulance Calls in the Month of March for a Five-Year Period

	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
Fire Calls	105	109	107	96	94
Ambulance Calls	<u>465</u>	<u>438</u>	<u>430</u>	<u>419</u>	<u>407</u>
Total Calls	570	547	537	515	501



Training:

Training Man Hours:	529.00
Administrative Policy and Procedures	18.00
Safety	10.00
Duties and Responsibilities	23.75
Crew Meetings	4.50
Standard Operating Procedures	5.50
Pump Operations	174.00
Apparatus Check Procedures	70.00
COVID-19 Protocols and Updates	37.00
General Driver Training	10.00
Blood Borne Pathogens	2.50
Hose Lines	40.75
Haz-Mat Annual Refresher	2.50
Physical Fitness	19.00
Injury Prevention Training	7.00
N95 Fit Testing	104.50
	<hr/> 529.00

Statistics Compiled by Julie A. Davis, Fire Administrative Officer

Item Attachment Documents:

Police Department monthly report for March, 2020



City of Cumberland Department of Police

Monthly Report
March 2020



City of Cumberland Department of Police

Monthly Report

March 2020

Part 1 Crimes for the Month

	2019	2020		2019	2020		2019	2020		2019	2020
Aggravated Assaults	6	4	B & E (All)	20	10	Murder	0	0	Rape	1	0
Robbery	6	4	Theft - Felony	2	3	Theft - Vehicle	3	1			

Selected Criminal Complaints for the Month

	2019	2020		2019	2020		2019	2020		2019	2020
Theft - Misdemeanor	21	18	Theft - Petty	31	32	Domestic Assaults	32	28	CDS	71	39
Disturbances	180	147	DOP/Vandalism	24	24	Indecent Exposure	3	1	Sex Off - Other	4	5
Suicide	0	0	Suicide - Attmpt.	0	1	Tampering M/V	0	0	Abuse - Child	4	0
Trespassing	8	19	Assault on Police	3	4	Assault Other	49	21			

Selected Miscellaneous Incidents for the Month

	2019	2020		2019	2020		2019	2020		2019	2020
Alcohol Volitions	4	6	Juvenile Compl.	19	22	Missing Persons	3	5	School Resource	108	167
School Threat	0	0	Sex Off. Regist.	11	13	Truancy	7	0	Death Investigation	3	6

Selected Traffic Incidents for the Month

	2019	2020		2019	2020		2019	2020		2019	2020
DWI	18	7	Hit & Run	28	15	M/V Crash	76	42	Traffic Stop	417	226

Selected Service Calls for the Month

	2019	2020		2019	2020		2019	2020		2019	2020
Alarms	54	56	Assist Motorist	39	16	Check Well-Being	115	106	Foot Patrol	26	48
Assist Other Agency	63	60	Bike Patrol	0	0	Special Events	5	4	Suspicious Activity	60	66

Arrests Totals for the Month

	2019	2020		2019	2020		2019	2020		2019	2020
M/V Citations	90	21	M/V Warnings	329	213	Adult Arrests	165	123	Juvenile Arrests	31	36

Total Incidents Reported :

2019 2020
2,314 2,154


Capt. Chuck Ternent

CUMBERLAND POLICE DEPARTMENT

MONTHLY REPORT

March 2020

SWORN PERSONNEL: 44 SWORN OFFICERS

Administration	6 officers
Squad D1	8 officers
Squad N1	7 officers
Squad D2	8 officers
Squad N2	8 officers
C3I/C3IN	5 officers
School Resource	2 officers

CIVILIAN EMPLOYEES: 6 full time, 11 part time

CPD Office Associate	1 full time
CPD Records Clerk	1 full time
CPD Records Clerk	1 part time
Safe Streets Coordinator	1 full time*
CPD Patrol Assistant	1 full time
CPD Crime Analyst	1 full time*
CPD Maintenance	1 part time
C3IN Office Associate	1 part time**
C3I Office Associate	1 part time **
MPA Supervisor	1 part time
Parking Meter Supervisor	1 full time
Parking Enforcement	2 part time
MPA Garage Attendants	1 part time
Code Enforcement	3 part time

* = Grant funded

** = Shared costs with other agencies

LEAVE REPORT

VACATION TAKEN: 448 HOURS
COMP TIME USED: 192 HOURS
SICK TIME USED: 28 HOURS

YEAR TO DATE (beginning 7/1/19): 7250 HOURS
YEAR TO DATE (beginning 7/1/19): 2277 HOURS
YEAR TO DATE (beginning 7/1/19): 1558 HOURS

OVERTIME REPORT

OVERTIME WORKED: 308 HOURS
HOSPITAL SECURITY: 147 HOURS
COURT TIME WORKED: 195 HOURS

YEAR TO DATE (beginning 7/1/19): 2024 HOURS
YEAR TO DATE (beginning 7/1/19): 1270 HOURS
YEAR TO DATE (beginning 7/1/19): 2032 HOURS

Officers trained for 1146 hours during January 2020

Item Attachment Documents:

Utilities Division Water/Sewer/Flood monthly report for March, 2020

Utilities Division Activity Report for Mar 20 WATER

REQUEST	W/E 3/6/20	W/E 3/13/20	W/E 3/20/20	W/E 3/31/20	MONTHLY TOTALS
Service Technicians					
NON READS/Go backs	7	17	24	95	143
FINAL READS/TURN ONS/SHUT OFFS & DEMOS	2	7	4	3	16
LEAK INVESTIGATIONS/turn off-on	7	3			10
METER/STOP INVESTIGATIONS	12	14	6	14	46
REPAIR WIRING/GET READING			1		1
ORANGE TAG FOR REPAIRS	7	5	4	8	24
RED/PINK TAG FOR SHUT OFF					0
TURN WATER ON	49	51	15	7	122
TURN WATER OFF					0
NONPMT/BAD CK/AGREE SHUT OFFS	50	40	9		99
SHUT OFF RECHECKS	38	78	6		122
REPLACE/REPAIR METER/LID/VALVE					0
DIRTY WATER/ODOR					0
SVC SEPARATIONS/INVESTIGATIONS					0
INSTALL COUPLERS/PLUGS/LOCK	13	10			23
NEW METER	2	4	12	9	27
METER FIELD TESTS-Residential	1	8	1	9	19
METER TESTS - Industrial					0
Ind - Register/Chamber Chg Out			1		1
Industrial - Chamber Cleaning					0
Industrial - Strainer Cleaning					0
HYDRANTS FLUSHED	37	36		1	74
PRESSURE CHECK/NO WATER/DIRY WATER		1			1
MOVE METERS OUTSIDE/READINGS	2	6			8
SP Change Outs/Repairs/Reactivates/Move	4	10	8	9	31
Replace/Reattach smartpoint antenna					0
INSULATE METER BOXES					0
FREEZE UPS/METERS & LINES					0
CCP - BACKFLOW/RETRO	2	6			8
HYDRANT/IRRIGATION METER					0
Total					775
Pipe Technicians					
LINE LOCATOR	131	80	130	165	506
TAPS SERVICED	2	7			9
LEAKS REPAIRED	1	1	2		4
REPLACED HYD @ 209 EMILY ST					
ABANDONED SERVICE - 409 WALNUT	4				
ABANDONED SERVICE - 443 COLUMBIA ST	3				
BACKFILLED HOLES	3				
TOOK SCREENINGS TO 379	3				
ASSISTED 379 WITH ZONE VALVES/MCNAMEE		3			
TRIED TO LOCATE CURB BX - 519 CITY VIEW		4			
INSTALLED TEST STATION - FREDERICK ST		3			
300 WAVERLY - TIGHTENED BOLTS ON VALVE		5			
COLD MIXED PARK @ HARRISON		5			
ABANDONED SERVICE - 6 CRESAP ST			3		
RAISED BOXES - BELLEVUE		3			
REVIEWED ZONE VALVES W/ BAILEY		2			
ABANDONED SERVICE - 619 N CENTRE			3		
FLUSHED DEAD ENDS			3	3	
ABANDONED SERVICE - 224 GREENE ST			3		
CHECKED FOR LEAK - 3RD @ SOUTH				3	
INVESTIGATED LEAK @ 1808 TAMPLEY				3	
ABANDONED SERVICE - 411 S CENTRAL			3		
REVIEWED VALVES @ PARK TANK AREA			3		
REPAIRED HYD #837 & 703T				3	
LOCATED VALVE BOXES - CITY WIDE				3	
ABANDONED SERVICE - 11118 FOREST				3	
TOPSOILED & SEEDED - CITY WIDE				2	
LOCATED VALVE @ SPERRY TERR				2	
REPLACED HYD - CHURCH & MASS				5	
REPLACED HYD - OLDTOWN & CHURCH				5	
REPLACED HYD - MASS & OLDTOWN RD				5	

Watershed					
Checked and performed maintenance on air valves on new hospital line					
Topsoled & seeded ditch line that sunk					
Cut trees and cut backtop to install new air valve boxes					
Checked air valve to the Country Club					
Sunshine Circle @ Day Break Dr - Dug up & replaced air valve, monitor box and flange					
Line locate for Belt					
Water test at dam					
Worked with contractor on leak in Church Alley					
Checked zone valves on east side					
Picked up premix from Keystone Lime					
Worked on water leaks on Ipad					
Worked with Keith & Carl on meter box and flushed meter - Filtration Plant					
Removed trees from 36" main (several days)					
Removed trash from around dams					
Measured for new air valve & lids					
Looked at new possible dump sites for Rider					
Cleaned 379					
Cleaned tracks on D5 dozer and checked fluids					
Installed battery and new battery ends - D5					
Fueled all equipment					
Refilled portable fuel tank on 379					
Trimmed trees on fire roads (several days)					
Burned brush pile					
Sharpened chainsaw & pole saw					
Showed Evan all 36" main line shut offs					
Diverted water on Pine Ave					
Installed 2 air valves - Camden Ave & Dale Ave					
Met with Bob Smith					
Marked valves with blue paint and blue posts					
Looked for lost valve off crosstown water main					
Performed maintenance on air valves					
Located valves off Ridgedale tank					
Worked on putting new stone road into work area: leak on 36" main					
Projects					
Projects -					0
GRAND TOTAL					1387

March 2020 Monthly Report

FLOOD MAINTENANCE

Test run pumps and run gates
Check sewage regulators
Run gate operators
Safety meeting
Perform other maintenance work as required
Cut trees off fence at pond on Seton Dr.

SEWER BRANCH

Calls answered	11
Service lines opened	3
Owner's trouble	8
Traced lines/main	501
Mains Repairs/ Replace	1
Sewer taps installed/replaced	0
Cleaned catch basins	21
Cleanouts installed	3
Televised sewer mains	488 FEET
Televised sewer lines	0
Call outs/ overtime	3 callouts/ 3 hours overtime
Weekly check of overflows, pits	4
Catch basin repair/rebuild	2
Flushed mains	6,731 Feet
Gallons of water used	16,000 Gals.
608 Flush truck	9,000 Gals.
605 Vac-con truck	7,000 Gals.

Safety meeting

514 Avirett Ave repair service line and add c/o

720 White Ave repaired offset in pipe line &
Installed Cleanout

81 Henderson Ave repaired Catch Basin

Corner of Franklin & Shriver repaired Catch Basin Apron

1610 Holland St. repaired Sewer Line hit by NPL

Fredrick St repaired sewer line hit by Water Dept

Holland St Plug off Storm Line hit by NPL

Lake Ave Vac & flush Sewer Line & Manholes

Lake Ave installed plugs in Manhole overflow lines

Lake Gorden Water Filtration excavate for the Water Dept

Lake Gorden Water Filtration repair Storm Line hit by Water Dept.

Hydro 10 sites Water Dept

Hydro 5 sites Sewer Dept

Hydro 1 site Gas Co.

Item Attachment Documents:

1. Approval of the Closed Session Minutes of January 14 and January 21, 2020; Work and Executive Session Minutes of February 11, 2020, the Work, Executive, and Regular Session Minutes of February 18, 2020, the Regular Session Minutes of March 3, 2020, the Work Session Minutes and Special Public Meeting Minutes of March 10, 2020, and the Special Public Meeting Minutes of March 13, 2020

Mayor and City Council of Cumberland

Closed Session Minutes

City Hall, 57 N. Liberty Street, Cumberland, MD 21502

Second Floor Conference Room

Tuesday, January 14, 2020, 4:30 p.m.

The Mayor and City Council convened in open session at 4:30 p.m. for the purpose of closing the meeting for an executive session pursuant to Section 3-305 (b) (7) of the General Provisions Article of the Annotated Code of Maryland to 1) consult with legal counsel regarding a Memorandum of Understanding between the City, County, and the Cumberland Economic Development Commission; 2) to receive legal advice regarding certain issues pertaining to regulatory requirements of the Department of Environmental Protection and the PA Public Utility Commission; 3) to receive legal advice regarding pending liability claims; and 4) to receive legal advice regarding several items of proposed legislation.

MOTION: Motion to enter into closed session was made by Council Member Frazier, seconded by Council Member Marchini, and was passed on a vote of 4-0.

PRESENT: Raymond M. Morriss, President; Council Members, Richard Cioni, Eugene Frazier, and Laurie Marchini.

ABSENT: Council Member Seth Bernard

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie Woodring, City Clerk; Paul Kelly, Executive Director of the CEDC

Mayor and City Council of Cumberland

Closed Session Minutes

City Hall, 57 N. Liberty Street, Cumberland, MD 21502

Second Floor Conference Room

Tuesday, January 21, 2020, 5:00 p.m.

The Mayor and City Council convened in open session at 5:00 p.m. for the purpose of closing the meeting for an executive session pursuant to Section 3-305 (b) (1) and (7) of the General Provisions Article of the Annotated Code of Maryland to, 1) discuss board and commission appointments, 2) to receive legal advice regarding certain issues pertaining to regulatory requirements of the Department of Environmental Protection and the PA Public Utility Commission; 3) to receive legal advice regarding pending liability claims; and 4) to receive legal advice regarding several items of proposed legislation.

MOTION: Motion to enter into closed session was made by Council Member Frazier, seconded by Council Member Cioni, and was passed on a vote of 5-0.

PRESENT: Raymond M. Morriss, President; Council Members, Seth Bernard, Richard Cioni, Eugene Frazier, and Laurie Marchini

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie Woodring, City Clerk; Robert Smith, City Engineer

Mayor and City Council of Cumberland

WORK SESSION

City Hall Council Chambers
57 N. Liberty Street
Cumberland, MD 21502

Tuesday, February 11, 2020
4:30 p.m.

PRESENT: President Ray Morris; Council Members: Seth Bernard, Richard Cioni, Eugene Frazier, and Laurie Marchini

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie Woodring, City Clerk; Bobby Smith, City Engineer; Morgan Alban, Engineering Consultant; Paul Kelly, Executive Director-CEDC; Matt Miller, Economic Development Specialist; Sandi Saville, DDC

Media Present: Greg Larry, Cumberland Times-News

I. CEDC REPORT ON 2020 PACE RECEPTION

Mr. Kelly advised on who he spoke with at the recent PACE Reception, including the Greater Cumberland Committee, and the SHA Deputy Administrator, about the north/south corridor. He said he sat in on roundtable discussions, met with the Chief Legislative Officer for Governor Hogan, and talked to Secretary of Commerce Schultz. Mr. Kelly advised that there is a House bill calling for abolition of commerce incentives across the board, with the impetus behind it being re-evaluation of what commerce incentives are and how they operate. Mr. Miller added that another possible intent is to search for funding to provide for the Kerwin Commission; cutting costs elsewhere to help supply funds. Mr. Kelly said he also met with Comptroller Franchot about the status of the CEDC projects, and thanked him for his support. He added that he felt PACE was a success.

II. STATUS UPDATE – CEDC HOUSING ANALYSIS

Mr. Kelly advised that work was progressing on the housing analysis, and should be completed in April. He added that the citizen survey is completed and was published by the consultants and circulated locally, with the impetus behind it for CDBG information requirements. He advised that the consultant has also taken on a Needs Assessment report for the Consolidated Plan and provided demographic analysis for the CDBG five-year plan. Mr. Kelly said a meeting was held containing a diverse group of community members expressing housing needs in the area, and discussed how they provided input, saying the goal being to bring perceived issues to the forefront and provide solutions. Mr. Kelly stated that Dave Cotton was a participant on the committee, and said state-wide they want CDBG programming goals to dovetail into a master plan, with Cumberland being one of the first to try to tag together.

Mr. Kelly advised that a Blight Committee meeting was held on January 8th with City staff, and stated it was useful for the CEDC to hear the priority list of the City, with the goal being to dovetail that list with what the housing study is hearing.

Mr. Kelly discussed a meeting with Amy Baker and the FSU GIS staff, and advised that FSU is willing to be a resource for the City's GIS system. He stated there are ways to try to do some real-time mapping with GIS and said the goal of CEDC being to try to help the housing committee and fulfill the need for housing. He said they are hoping to connect the dots with mapping – finding areas for additional housing, office space, etc.

III. STATUS UPDATE – CUMBERLAND GATEWAY PROJECT

Mr. Kelly stated that they are aware the developer is continuing to acquire additional properties, and that they are ready to do some demolition. He advised that Kevin Thacker set up a meeting for the following Thursday for status review.

IV. STATUS UPDATE – BALTIMORE STREET ACCESS PROJECT

Mr. Kelly advised that lots of discussion and meetings had taken place with Widmyer, the delegation, City Engineering, etc., and stated that the Engineering Department is putting all the data together on a spreadsheet. He advised there is \$500K in the governor's capital grant, which is subject to approval as part of a larger budget, and will be final when the budget is finalized. He stated that the delegation has asked for \$2.5M for this project, and said the also discussed that if the funding is not in this year's budget, could it be in next year's. He advised that Secretary Peters is trying to make things happen.

Mr. Kelly stated that the project total price is at \$9.5M, which is comprised of the EADS cost and Cochran's contract. He advised that funding to date is \$7.2M total, with \$2.5M through ARC, \$4.7M through TAP, and \$500K from a government capital grant. The funding need for now stands at \$2.3M, and he advised that there are lots of people working on closing that gap. Mr. Kelly mentioned Community Legacy and CDBG money, Heritage funding, rural broadband, possibly a contribution from the County, and said in his perspective the project seems doable, but said the big question will be what the actual number is that comes back from the bid in summer.

Mayor Morriss stated that he's cautiously optimistic that the state will find more funding for the project, and said the final decision will be made when the bids come in. He said at this point the project seems to be on target.

Mr. Kelly discussed rural broadband monies, and provided background and explanations of how the City could possibly qualify.

V. STATUS UPDATE – CEDC & COUNTY ED INTEGRATION/MAIN STREET PROGRAM & DDC

Mr. Kelly advised that he attended a meeting at the County yesterday to begin to understand the current project, to identify staffing as it stands now, and itemized budget. He mentioned logistical

issues as to moving people, computers, etc., and advised they have not settled on a location yet, but they have several options. Mayor Morris added that the short-term goal is to keep all City and County projects moving on track towards completion, with the long-term goal being for City and County to work together. Mr. Kelly advised that they are looking to make things more efficient, with no redundant programs, and nobody losing their job.

Councilwoman Marchini acknowledged there is some anxiety out there about this consolidation, and said she hopes everyone is working together toward a common goal. She stated that we are all in this together, and we will all benefit.

~Main Street Program & DDC~

Mr. Kelly advised on what role the Main Street Program and the Executive Director of the DDC will play in regards to the new CEDC. He said that at some point there will need to be a discussion about the future of the DDC, and gave some background on the DDC. He said he has had some discussions with the DDC and Main Street, and advised that the Main Street Manager position has been commingled with the Executive Director of the DDC.

Mr. Kelly advised that they are building out their budget at the County and discussed the pros of hiring an Economic Development Specialist to be the Main Street Manager, and said from the County's perspective, if they have a liaison, the same person can easily fit into areas such as Frostburg for their Main Street Manager. He added that it makes sense to combine now, and they will need to know as they work out their budget. He added further that the person would have the duties of Main Street, be supervised by the CEDC, but would still be focused on City needs, and would be funded through CEDC resources. He said they would have other duties as well.

Sandi Saville stated that the entire board hasn't read the proposal yet, but realizes there needs to be a change. She said it's complicated because of special taxes and the mandate that the tax be used for maintenance and promotion of the downtown mall. She added that it will be difficult to take away the DDC's one employee and still be required to maintain the mall. She discussed next year's taxes and employee and maintenance costs. She said she's not necessarily opposed to the CEDC's idea, it's just complicated.

There was discussion on the requirements on being a Main Street Community, and Mr. Cohen advised on what was in the Charter. Ms. Saville said she's filling in for now, but they need a solution. Mayor Morris agreed that we need to work quickly for that solution, as there needs to be someone in the position, especially going into the Baltimore Street Project, to talk with business owners. There was more discussion on how to pay for the new position if the mall tax disappears with the Baltimore Street renovations, and how to pay for the same level of service of the street itself. Mr. Kelly recommended that you deal with this issue now with budgets and money available, and with consolidation taking place.

Greg Larry inquired if the price for the Baltimore Street Project has come in high, and what if the gap continues. He asked would the project be delayed. Mayor Morris replied that the goal is to start this fall, with continuing to look for funding. Mr. Kelly added that a lot of the funding is based on

percentages, with eligible costs for different items. He stated that with the TAP money, it can only cover certain work, 60%, for example, and if that number grows, the TAP money has capacity to grow. In response to a question about County match, he stated that the County supports the Baltimore Street Project, but they haven't been asked for a specific dollar amount. He said he views them as a last resort.

VI. PROPOSED FLOOD MANAGEMENT PLAN

Morgan Alban provided of summary of significant changes, and a PowerPoint presentation outlining the Floodplain Management Ordinance, and went over a summary of significant changes:

- New model written in regulatory language
- Consistent with State regulatory requirements
- Retains most of the long-standing recommendations from previous models
- Eliminates provision requiring fill quantity variances in excess of 600 cubic yards
- Combines 2 previously recommended forms into a single form – the Declaration of Land Restrictions (Non-conversion Agreement)
- Streamlines how enclosures below elevated buildings and accessory structures are handled
- Can be easily modified by replacing certain provisions with references to comparable revisions in the MD Building Performance Code

Ms. Alban advised that the first reading of the Ordinance is scheduled for the next Regular M&CC meeting, as maps become effective on April 3, 2020, so changes have to be in place before that date.

Mr. Cohen advised that with this national flood program, if the City has a flood event we will get assistance from the federal government as long as we are compliant with local standards. He added that the City currently has an Ordinance, and that this is just an update.

VII. ADJOURNMENT

With no further business at hand, the meeting adjourned at 5:40 p.m.

Respectfully submitted,

Marjorie A. Woodring
City Clerk

Minutes approved _____

Mayor and City Council of Cumberland

Closed Session Minutes

City Hall, 57 N. Liberty Street, Cumberland, MD 21502

Second Floor Conference Room

Tuesday, February 11, 2020

The Mayor and City Council convened in open session at 5:40 p.m. for the purpose of closing the meeting for an executive session pursuant to Section 3-305 (b) (4) and (7) of the General Provisions Article of the Annotated Code of Maryland to 1) receive legal advice regarding pending liability claims; 2) receive advice regarding several items of proposed legislation; 3) discuss a proposal for the development of the East Side School site.

MOTION: Motion to enter into closed session was made by Council Member Frazier, seconded by Council Member Bernard, and was passed on a vote of 5-0.

PRESENT: Raymond M. Morriss, President; Council Members, Seth Bernard, Richard Cioni, Eugene Frazier, and Laurie Marchini.

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie Woodring, City Clerk

Mayor and City Council of Cumberland

WORK SESSION

City Hall Council Chambers
57 N. Liberty Street
Cumberland, MD 21502

Tuesday, February 18, 2020
4:30 p.m.

PRESENT: Raymond M. Morriss, President; Council Members: Richard Cioni, Eugene Frazier, and Laurie Marchini. Seth Bernard was Absent.

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie Woodring, City Clerk, Bobby Smith, City Engineer.

Public: Greg Larry, Cumberland Times-News

I. PUBLIC MEETING AGENDA REVIEW

Mr. Rhodes reviewed the Public Meeting agenda for February 18, 2020, noting the Directors Reports and Minutes for approval. He reviewed Old Business **Ordinance No.3863** up for its 2nd and 3rd reading, which reduces the number of membership in the Recreation Board from 10 to 5-7, reduces terms to 3 years, and adds a non-voting student member. Mr. Rhodes reviewed New Business **Ordinance No. 3864** up for its 1st reading regarding floodplain management, which updates requirements for national flood insurance, and to be consistent with the County Ordinance.

Mr. Rhodes then reviewed the Orders up for approval in the Consent Agenda:

Order 26607 – Accepting the Sole Source proposal from Carl Belt, Inc. for emergency storm line repair on Cumberland Street, in an amount not-to- exceed \$40,912. Mr. Rhodes advised that the Kensington was flooded out a couple times last year, so this needs to get done before the spring rains. He stated that this was bid out through cooperative bidding.

Order 26608 – Authorizing the Sole Source purchase of a new John Deere 6105E Cab Tractor from Finch Services, Inc. in the not-to-exceed amount of \$63,389.55, which is part of the Sourcewell cooperative purchasing Ag Tractors contract. Mr. Rhodes advised that this tractor will be used for flood control, and the old tractor will be passed down to the Street Department.

Order 26609 – Authorizing the Sole Source Purchase of a new 16' 3-Point Hitch Boom Mower from Diamond Mowers for the not-to-exceed amount of \$28,080, purchased as a part of the Sourcewell Contract. Mr. Rhodes advised that this mower will go on the old tractor from Flood Control.

Order 26610 – Authorizing the Sole Source purchase of a new Ford F-550 Crew Cab Canopy Service Body truck from Keystone Ford in the not-to-exceed amount of \$77,060. Mr. Rhodes advised this purchase is made through CoStar purchasing, and although the City is not a member, they are honoring their bid price.

Order 26611 – Declaring the City-owned former East Side School site to be surplus and also declaring the City's intent to transfer the property to Allegany Junction Limited Partnership for the price of \$75,000, after the 20-day waiting period and the passage of an Ordinance authorizing conveyance.

Order 26612 – Approving the designation of certain roadways located within Constitution Park to the following names: Executive Drive, Legislative Loop, Judicial Way, and Parkview Avenue. Mr. Rhodes advised that he has a graphic he will show at the Regular Session tonight, and stated these changes have no impact on any residences and will help with better definition with 911 calls.

Mayor Morriss brought up the subject of potholes, saying he had spoken to Jason Deal to make sure everything is ready for the spring thaw. Mr. Rhodes advised that the Street Department is considering making their own hot mix next year to be able to get more potholes filled in.

Greg Larry asked for better clarification on the Cumberland Street work. Bobby Smith advised that it is behind the Kensington, in the parking lot in front of the Country House.

Mr. Larry also inquired about the number of units planned for the East Side School site development, with Mr. Rhodes replying that it will be approximately 40, but advised that everything is still negotiable at this point.

II. ADJOURNMENT

With no further business at hand, the meeting adjourned at 4:45 p.m.

Respectfully submitted,

Marjorie A. Woodring
City Clerk

Minutes approved _____

Mayor and City Council of Cumberland

Closed Session Minutes

City Hall, 57 N. Liberty Street, Cumberland, MD 21502

Second Floor Conference Room

Tuesday, February 18, 2020

The Mayor and City Council convened in open session at 5:00 p.m. for the purpose of closing the meeting for an executive session pursuant to Section 3-305 (b) (7) of the General Provisions Article of the Annotated Code of Maryland to receive legal advice regarding water system issues.

MOTION: Motion to enter into closed session was made by Council Member Marchini, seconded by Council Member Frazier, and was passed on a vote of 4-0.

PRESENT: Raymond M. Morriss, President; Council Members: Richard Cioni, Eugene Frazier, and Laurie Marchini. Seth Bernard was absent

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie Woodring, City Clerk; Ken Tressler, City Comptroller; Robert Smith, City Engineer; Rodney Marvin, Utilities Manager; Skip Stitt and David Gogol from Faegre Baker Daniels; Joe Mason from Davenport and Associates; and Kathy Pape via conference phone from McNees Wallace & Murick, LLC.



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Seth D. Bernard
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilwoman Laurie P. Marchini

City Administrator Jeffrey D. Rhodes
City Solicitor Michael S. Cohen
City Clerk Marjorie A. Woodring

MINUTES

M&CC Regular Meeting
City Hall Council Chambers, 57 N. Liberty Street, Cumberland

DATE: February 18, 2020

I. CLOSED SESSION

1. 5:00 p.m. - Convene in open session for the purpose of closing the meeting for an Executive Session pursuant to Section 3-305 (b) (7) of the General Provisions Article of the Annotated Code of Maryland to receive legal advice regarding water system issues.

2. Executive Session

II. OPEN SESSION

1. 6:15 p.m. - Reconvene into open session

III. Pledge of Allegiance

IV. Roll Call

PRESENT

Councilman Cioni
Councilman Frazier
Councilwoman Marchini
President Morriss

Councilman Bernard was Absent

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie Woodring, City Clerk; Captain Chuck Terner, Interim Chief of Police; Donald Dunn, Fire Chief

V. Statement of Closed Meeting

1. Summary Statements of closed meetings held February 11 and 18, 2020

Mayor Morriss announced that Closed Sessions had been held on February 11 and 18, 2020 and read into the record a summary of those sessions, which are attached hereto and made a part of these minutes as required under Section 3-306 (b) (4) and (7) of the General Provisions Article of the Annotated Code of Maryland.

VI. Director's Reports

Motion to approve the Reports was made by Councilman Frazier, seconded by Councilman Cioni, and was passed on a vote of 4-0

(A) Administrative Services

1. Administrative Services monthly report for December, 2019

(B) Police Department

1. Police Department monthly report for January, 2020

(C) Public Works

1. Maintenance Division monthly report for January, 2020

(D) Utilities - Treatment Plants

1. Utilities Division Treatment Plants monthly report for January, 2020

(E) Utilities - Flood, Water, Sewer

1. Utilities Division Flood/Water/Sewer monthly report for January, 2020

VII. Approval of Minutes

Motion to approve the Minutes was made by Councilwoman Marchini, seconded by Councilman Frazier, and was passed on a vote of 4-0

1. Approval of the Retreat Minutes of November 15, 2019, Executive Session Minutes of November 19, 2019, and the Work Session and Regular Session Minutes of December 3, 2019

VIII. Unfinished Business

(A) Ordinances

1. **Ordinance No. 3863** (*2nd and 3rd readings*) - to repeal and reenact with amendments Sections 15-26 and 15-27 of the City Code pertaining to the Parks and Recreation Board to reduce the membership number from ten (1) to five (5) to seven (7) members, to reduce the term of board members to three (3) years, and to provide for a city high school student representative as a non-voting member

Mr. Rhodes provided background on the proposed Ordinance which reduces the membership number of the Parks and Recreation Board, and adds a high school student as a non-voting member.

SECOND READING: The Ordinance was presented in title only for its Second Reading. The reading was interrupted and a motion to suspend the Second Reading and move to

the Third Reading after comment was made by Councilman Cioni, seconded by Councilwoman Marchini, and was passed on a vote of 4-0.

Mayor Morriss opened the floor for questions or comments. Being none, the Ordinance moved to its Third Reading.

THIRD READING: The Ordinance was presented in title only for its Third Reading and was passed on a vote of 4-0.

IX. New Business

(A) Ordinances

- 1. Ordinance No. 3864** - to repeal and reenact with Amendments Chapter 8, Article 2 (Sections 8-26 to 8-36) of the Code pertaining to floodplain management, to meet requirements of the National Flood Insurance Program.

Mr. Rhodes reviewed the proposed Ordinance that will update City Code pertaining to floodplain management.

FIRST READING: The Ordinance was presented in title only for its First Reading.

Motion to approve the First Reading and table until next meeting was made by Councilman Frazier, seconded by Councilwoman Marchini, and was passed on a vote of 4-0.

(B) Orders (Consent Agenda)

Mr. Rhodes reviewed each item on the Consent Agenda, and Mayor Morriss called for questions or comments. Motion to approve all Consent Agenda items was made by Councilman Cioni, seconded by Councilman Frazier, and was passed on a vote of 4-0.

Order 26,607 - accepting the Sole Source proposal from Carl Belt, Inc. for Emergency Storm Line Repair on Cumberland Street in the not-to-exceed amount of \$40,912

Order 26,608 - authorizing the sole source purchase of a new John Deere 6105E Cab Tractor from Finch Services, Inc. for the not-to-exceed amount of \$63,389.55 as part of the Sourcewell cooperative purchasing Ag Tractors 021815-DAC contract

Order 26,609 - authorizing the Sole Source purchase of a new 16' 3-Point Hitch Boom Mower from Diamond Mowers for the not-to-exceed amount of \$28,080, purchased as a part of Sourcewell Contract #052417-DMM

Order 26,610 - authorizing the Sole Source purchase of a New Ford F-550 Crew Cab Canopy Service Body Truck from Keystone Ford in an amount not-to-exceed \$77,060

Order 26,611 - declaring City-owned property known as the former East Side School site, located approximately at 100 Reynolds Street, to be surplus and declaring the City's intent to transfer the property to Allegany Junction Limited Partnership for the purchase price of \$75,000 after the passage of 20 days and the passage of an Ordinance authorizing conveyance

Order 26,612 - approving the designation of certain roadways located within Constitution Park to Executive Drive, Legislative Loop, Judicial Way, and Parkview Avenue

X. Public Comments

Tiffany Fisher, 184 N. Centre Street, Cumberland NAACP, spoke regarding the Carver Community Center, asked where the City is with an action plan, and inquired if a Board was going to be created. She also discussed the things that are damaged in the building. Mayor Morris advised that he wrote a letter to Ms. Austin and offered the services of the City, specifically, helping them regain their 501-3c status, helping them re-write the bylaws to coincide with reconstituting the board, and offered her options for people to be on the board. He added that Ms. Austin has been in touch with the City and will bring the keys down so that Council and some staff can take a tour of the facility and get a game plan going based on its condition. The Mayor also stated that there had been a conference call with EDA and how they can begin helping to fund Carver's rehabilitation and get it going. Mr. Rhodes advised that the EDA didn't commit to any specific funding, but primarily expressed the need to follow up in the next 6 months.

Councilman Frazier asked if there was anything the City could do right now about some of the damage as a temporary fix. Mr. Rhodes stated that maybe the City could do some basic things to secure the building, after they get access to it.

There was more discussion on the damage inside the building, and Ms. Fisher stated that kids can get access inside the building. She asked that it be boarded up so no one gets hurt. Mr. Rhodes asked Interim Police Chief Captain Ternent if he had heard of anything in regards to the Carver building. Captain Ternent replied that there have been no complaints, but they can start to check it out.

Marie Weddle, 8 Smith Street, social worker and educator, wanted to advocate for Ms. Fisher's vision of the Carver Community Center, and stated that she would like to volunteer to be on the Board. She said that Ms. Fisher's vision was right and correct for the community. Mayor Morris advised that the City envisions it as a multi-functional community center.

Emily Cerda, 12 Smith Street, parent, educator, health practitioner, wanted to speak to the idea of resilience, and how Carver could play a part. She advised that she works with kids who are struggling with health challenges, addition, etc., and said they need a place or a purpose, and to be taught to be resilient. She added that they need social connectivity. Mayor Morris agreed and stated that the City is committed to getting Carver re-opened. He added that the board he proposes will hit broad aspects of the community. He also reiterated that the City will try to get it boarded up as soon as they get access to stop more damage from happening.

All public comments are limited to 5 minutes per person

XI. Adjournment

With no further business at hand, the meeting adjourned at 6:54 p.m.

Minutes approved on _____

Raymond M. Morris, Mayor _____

ATTEST: Marjorie A. Woodring, City Clerk _____

Mayor and City Council of Cumberland

Closed Session Summary

February 18, 2020, at 5:00 p.m.

City Hall Second Floor Conference Room

On February 18, 2020, the Mayor and City Council met in closed session at 5:00 p.m. in the City Hall second floor conference room to receive legal advice regarding water system issues. Authority to close the session was provided by Section 3-305 (b) (7) of the General Provisions Article of the Annotated Coded of Maryland.

Persons in attendance included Mayor Raymond Morriss; Council Members: Seth Bernard, Richard Cioni, Eugene Frazier, and Laurie Marchini; Jeff Rhodes, City Administrator; Michael Cohen, City Solicitor; Marjorie Woodring, City Clerk; Ken Tressler, City Comptroller; Robert Smith, City Engineer; Rodney Marvin, Utilities Manager; Skip Stitt and David Gogol from Faegre Baker Daniels; Joe Mason from Davenport and Associates; and Kathy Pape via conference phone from McNees Wallace & Murick LLC.

Absent: Councilman Seth Bernard

On a motion made by Council Member Marchini and seconded by Council Member Frazier, Council voted 4-0 to close the session.

No actions were voted upon and the meeting was adjourned at 6:20 p.m.



Raymond M. Morriss, Mayor

Entered into the public record on FEB 18 2020

Mayor and City Council of Cumberland

Closed Session Summary

February 11, 2020, at 5:40 p.m.

City Hall Council Chambers

On February 11, 2020, the Mayor and City Council met in closed session at 5:40 p.m. in the City Hall Council Chambers to, 1) receive legal advice regarding pending liability claims; 2) to receive legal advice regarding several items of proposed legislation; and, 3) to discuss a proposal for the development of the East Side School site. Authority to close the session was provided by Sections 3-305 (b) (4) and (7) of the General Provisions Article of the Annotated Code of Maryland.

Persons in attendance included Mayor Raymond Morris; Council Members: Seth Bernard, Richard Cioni, Eugene Frazier, and Laurie Marchini; City Administrator Jeff Rhodes, City Clerk Marjorie Woodring, City Solicitor Michael Cohen.

On a motion made by Council Member Frazier and seconded by Council Member Bernard, Council voted 5-0 to close the session.

No actions were voted upon and the meeting was adjourned at 7:10 p.m.



Raymond M. Morris, Mayor

Entered into the public record on FEB 18 2020



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Seth D. Bernard
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilwoman Laurie P. Marchini

City Administrator Jeffrey D. Rhodes
City Solicitor Michael S. Cohen
City Clerk Marjorie A. Woodring

MINUTES

M&CC Regular Meeting
City Hall, 57 N. Liberty St., Cumberland, MD

DATE: March 03, 2020

I. CLOSED SESSION

1. 5:00 p.m. - Convene in open session for the purpose of closing the meeting for an executive session pursuant to Sections 3-305(b) (3) and (7) of the General Provisions Article of the Annotated Code of Maryland to discuss the potential acquisition of real estate and to consult with legal counsel regarding the transfer of City-owned property at 400 N. Mechanic Street,

2. Executive Session

II. OPEN SESSION

1. 6:15 p.m. - Reconvene into open session

III. Pledge of Allegiance

IV. Roll Call

PRESENT:

Councilman Bernard
Councilman Cioni
Councilman Frazier
Councilwoman Marchini
President Morriss

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Marjorie A. Woodring, City Clerk; Bobby Smith, City Engineer; Captain Chuck Ternent, Interim Chief of Police; Donald Dunn, Fire Chief

V. Statement of Closed Meeting

1. Summary Statement of closed meeting held March 3, 2020

Mayor Morriss announced that a closed session had been held on March 3, 2020 at 5:00 p.m. and read into the record a summary of that session, which is attached hereto and made a part of these minutes as required under Section 3-306 (b) (3) and (7) of the General Provisions Article of the Annotated Code of Maryland.

VI Director's Reports

Motion to approve the Reports was made by Councilman Cioni, seconded by Councilman Bernard, and was passed on a vote of 5-0.

(A) Engineering

Engineering Division monthly report for February, 2020

(B) Fire

Fire Department monthly report for January, 2020

VII. Unfinished Business

(A) Ordinances

1. **Ordinance No. 3864** (*2nd and 3rd readings*) - to repeal and reenact with amendments Chapter 8, Article 2, Sections 8-26 to 8-36, of the Code pertaining to floodplain management, to meet requirements of the National Flood Insurance Program.

Mr. Rhodes reviewed the Ordinance which insures that the City is in compliance with the requirements of the National Flood Insurance Program, as well as being consistent with Allegany County.

SECOND READING: The Ordinance was presented in title only for its Second Reading. The reading was interrupted and motion to suspend the Second Reading and move to the Third, after comment, was made by Councilman Bernard, seconded by Councilman Frazier, and was passed on a vote of 5-0.

The Mayor opened the floor for comments. Being none, the Ordinance moved to its 3rd Reading.

THIRD READING: The Ordinance was presented in title only for its Third Reading and was passed on a vote of 5-0.

VIII. New Business

(A) Orders (Consent Agenda)

Mr. Rhodes reviewed each item on the Consent Agenda, and Mayor Morriss called for questions or comments. Motion to approve all Consent Agenda items was made by Councilman Cioni, seconded by Councilman Frazier, and was passed on a vote of 5-0.

Order 26,613 - lifting Section 11-113 of the City Code to allow open containers of alcohol in a defined area of the downtown for the Hooley Pub Crawl, beginning March 14, 2020 at 12:00 p.m. and through March 15, 2020 at 2:00 a.m.; notwithstanding that open glass containers shall not be allowed

Order 26,614 - awarding \$50,000 in Community Legacy fund through the Central Business District Accessibility Improvement Program to Canal Place Preservation & Development Authority for the "No Fewer Than 12 Tenant and Public Access Location Project"

Order 26,615 – accepting the February 12, 2020 recommendation of the Historic Preservation Commission to authorize local historic site designation for the Avirett Place Columns located at the corner of Avirett Avenue and South Allegany Street

IX. Public Comments

Ed Taylor, 400 S. Allegany Street, President of the Cumberland Historic Cemetery Organization, wanted to thank M&CC for designating the Avirett Columns as an historic landmark, and gave background on the columns, which he stated are believed to be the oldest standing structures in the City. He also wanted to note that a couple of years ago signs were installed on Greene Street to direct people to this landmark.

All public comments are limited to 5 minutes per person

X. Adjournment

With no further business at hand, the meeting adjourned at 6:36 p.m.

Minutes approved on _____

Raymond M. Morriss, Mayor _____

ATTEST: Marjorie A. Woodring, City Clerk _____



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Seth D. Bernard
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilwoman Laurie P. Marchini

City Administrator Jeffrey D. Rhodes
City Solicitor Michael S. Cohen
City Clerk Marjorie A. Woodring

MINUTES

M&CC Special Public Meeting
57 N. Liberty Street, Cumberland, MD 21502

DATE: March 10, 2020

I. OPEN SESSION

II Pledge of Allegiance

III. Roll Call

PRESENT

Councilman Richard J. Cioni
Councilman Eugene T. Frazier
Councilwoman Laurie P. Marchini
President Raymond M. Morriss

ABSENT: Councilman Seth Bernard

ALSO PRESENT: Jeffrey D. Rhodes, City Administrator, Michael S. Cohen, City Solicitor; Marjorie A. Woodring, City Clerk; Captain Chuck Ternent, Interim Chief of Police; Donald Dunn, Fire Chief

IV. Presentations

1. Presentation of 2020 achievement awards to members of the Cumberland Police Department, including Top Gun Award to Cpl. D. J. Jenkins, DUI Award to PDF Bronson Becker, and Officer of the Year Award to Patrolman Jeffrey Fairley

Captain Ternent spoke on the background of the awards that was started by former Chief Hinnant, and said this they are expanding on that with an officer and employee appreciation ceremony. The Captain provided a PowerPoint presentation, and gave some background on the Cumberland Police Department, which has been around since 1852. He spoke about the advancements in technology through the years, and how the men and woman of the police department now are more diverse, with a more complex set of skills to fit in with new threats, new technology, and new laws. He explained how policing

today has evolved from law enforcement into a hybrid social service organization, saying that they have to be partners with all community stakeholders to try to solve problems.

Captain Ternent gave a run-down of statistics, including number of officers, average calls per day, tactical team statistics, narcotics cases, criminal cases, etc. and added that their detectives handle 44% of calls in Allegany County. He stated that all are well-rounded hard working officers doing real police work.

Captain Ternent presented multiple awards in various categories, including Volunteers, Honorary Officers, Promotions, Retirees, and recognized many officers and civilians who have hit significant longevity marks. He also presented awards to Top Performers and to each Officer of the Quarter, and recognized those officers that were deployed in the military in the past year.

Captain Ternent provided background on the Top Gun Award, and presented the award to Cpl. D.J. Jenkins, saying that Cpl. Jenkins is also a firearms instructor, and is the best shooter on the range.

Captain Ternent provided background on the DUI Award, and presented the award to Patrolman First Class Bronson Becker.

For the final award of the evening, Officer of the Year, Captain Ternent provided background and criteria, and presented the award to Patrolman First Class Jeffrey Fairley. He talked about Patrolman Fairley's contributions to the force.

Captain Ternent made his closing remarks, saying that although most of the command staff has moved on during the past few years, and adjustments both professionally and personally have been made, the command staff right now is great, and one of the best they've ever had. He recognized the staff, and added that they always have the best interests of the City in mind. He thanked the Mayor and Council for recognizing the Cumberland Police Force.

Mayor Morriss stated it's always a good thing to recognize people for their performance, and said the men and women of the Cumberland Police Department do a great job every day in a tough environment, and acknowledged how dedicated and committed they are to the safety of the citizens of Cumberland. He thanked all the officers, as well as their families, for the sacrifices they make every day.

Council Members Cioni, Frazier, and Marchini all voiced their appreciation for the officers of the Cumberland Police Department, and thanked them for their continued outstanding service to the community.

V. Adjournment

With no further business at hand, the meeting adjourned at 6:54 p.m.

Minutes approved on _____

Raymond M. Morriss, Mayor _____

ATTEST: Marjorie A. Woodring, City Clerk _____



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Seth D. Bernard
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilwoman Laurie P. Marchini

City Administrator Jeffrey D. Rhodes
City Solicitor Michael S. Cohen
City Clerk Marjorie A. Woodring

MINUTES

M&CC Special Public Meeting
57 N. Liberty Street, Cumberland, MD 21502

DATE: March 13, 2020

I. 10:00 a.m. – Convene in Open Session

II. Pledge of Allegiance

III. Roll Call

PRESENT

Councilman Seth Bernard
Councilman Richard J. Cioni
Councilman Eugene T. Frazier
President Raymond M. Morriss

ABSENT

Councilwoman Laurie P. Marchini

ALSO PRESENT: Marjorie A. Woodring, City Clerk

IV. New Business

(B) Orders (Consent Agenda)

Mayor Morriss reviewed the one Order on the Consent Agenda, advising that due to the Covid-19 pandemic, the Mayor and City Council believe it's in the best interest to rescind the provision and not allow open containers in an effort to keep the day's activities as small as possible. The Mayor then called for questions or comments. Being none, motion to approve Order No. 26,616 was made by Councilman Frazier, seconded by Councilman Cioni, and was passed on a vote of 4-0.

Order 26,616 - To rescind Order No. 26,613, passed March 3, 2020, authorizing the lifting of the provisions of Section 11-113 of the City Code, entitled "Open Containers of Alcohol," on March 14 and March 15, 2020, for the Hooley Pub Crawl.

Brian Gowans, WCBC, stated that he has heard many people asking why the Mayor and Council were even allowing the Hooley Pub Crawl to take place. Mayor Morriss advised that it was not in the City's purview to cancel it, as long as the bars and restaurants are open. He added that determination would have to come from the State, or the Allegany County Health Department.

V. Adjournment

With no further business at hand, the meeting adjourned at 10:11 a.m.

Minutes approved on _____

Raymond M. Morriss, Mayor _____

ATTEST: Marjorie A. Woodring, City Clerk _____

Item Attachment Documents:

Order 26,633 - Accepting the bids of Univar Solutions, SH Schmidt Company, SAL Chemical Company, JCI Jones, USALCO, and Shannon Chemical Corporation for the Combined Chemical Bid FY21 (3-20-UTIL). The estimated cost for chemicals per department is \$394,795 for the Water Reclamation Facility; \$262,898 for Water Filtration; and \$15,171 for Parks & Rec Department

- Order -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. 26,633

DATE: April 21, 2020

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT the bids of Univar Solutions, SH Schmidt Company, SAL Chemical Company, JCI Jones, USALCO, and Shannon Chemical Corporation for the purchase of all advertised chemicals for the Combined Chemical Bid FY21 (3-20-UTIL) for use at the Water Reclamation Facility, Water Filtration Plant, and Recreation Department be and are hereby accepted in the following estimated amounts:

CHEMICAL	DEPT.	UNIVAR Solutions	SH Schmidt Company	SAL Chemical Company	JCI Jones	USALCO	Shannon Chemical Corporation
1 Liquid Chlorine	WRF				0.21/lb		
2 Granular Chlorine	WRF	197.00/CWT					
3 Potassium Permanganate	WFP			715.28/drum			
4 Sulfur Dioxide	WRF	65.50/CWT					
5 ALLEGANY CO - not applicable							
6 ALLEGANY CO - not applicable							
7 Liquid Caustic Soda (25%)	WFP	0.9143/gal					
8 Liquid Sodium Bisulfite	WFP	26.90/CWT					
9 Hydrofluosilicic Acid (23%)	WFP	2.10/gal					
10 Zinc Orthophosphate	WFP						4.04/gal
11 Methanol	WRF	1.85/gal					
12 ALLEGANY CO - not applicable							
13 Sodium Hypochlorite (12.5%)	WFP	1.121/gal					
14 TOWN OF CARPENDALE - not applicable							
15 DelPac 2020	WFP	2.10/gal					
16 DelPac 2000	WRF					1.5447/gal	
17 Sodium Hypochlorite	REC		1.58/gal				
18 Chlorine Stabilizer	REC		210.00/CWT				
19 Granular Chlorine	REC		180.00/CWT				
20 Sodium Bicarbonate	REC		32.00/CWT				
21 Calcium Chloride	REC		24.00/CWT				
22 Trichloro-S-Triazinetrione	REC		240.00/CWT				

BE IT FURTHER ORDERED, that all other bids received be and are hereby rejected;
and

BE IT FURTHER ORDERED, that the Mayor be and is hereby authorized to execute chemical purchase contracts with the accepted vendors; and

BE IT FURTHER ORDERED, that the contracts shall be awarded for one (1) year periods with the option to renew for two (2) consecutive one-year periods, upon mutual consent of the parties.

Raymond M. Morriss, Mayor

Estimated Costs Per Department

WRF	003.310.36000	\$394,795
WFP	002.230.36000	\$262,898
Rec. Dept.	001.077.36000	\$15,171

Council Agenda Summary

Meeting Date: April 21, 2020

Agenda Item Number:

Key Staff Contact: Raquel Kettermann

Item Title:

Combined Chemical Bid FY21 (3-20-UTIL)

Summary:

An order that the bids of UNVAR Solutions, SH Schmidt Company, SAL Chemical Company, JCI Jones, USALCO, and Shannon Chemical Corporation for the Combined Chemical Bid FY21 (City Project No. 03-20-UTIL) be accepted at the attached amounts:

The contracts are awarded for (1) year period with an option to renew for (2) consecutive one-year periods, upon mutual consent of the parties.

Estimated Costs Per Department

WRF	003.310.36000	\$394,795
WFP	002.230.36000	\$262,898
Rec. Dept.	001.077.36000	\$15,171

Issues and Considerations:

<i>Fiscal Impact:</i>	
Is this item budgeted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Budget:	<i>See attached</i>
Value of award:	<i>See attached</i>
If item is not budgeted, does the budget need to be appropriated? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Is there grant funding being used? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If grant funding is being used, does it require a City match? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Match provisions:	Enter Text Here

Is this a sole source purchase? ☐ Yes ☒ No (If so, attach department recommendation and approval from City Administrator.)

CHEMICAL	DEPT.	UNIVAR Solutions	SH Schmidt Company	SAL Chemical Company	JCI Jones
1 Liquid Chlorine	WRF				0.21/lb
2 Granular Chlorine	WRF	197.00/CWT			
3 Potassium Permanganate	WFP			715.28/drum	
4 Sulfur Dioxide	WRF	65.50/CWT			
5 ALLEGANY CO - not applicable					
6 ALLEGANY CO - not applicable					
7 Liquid Caustic Soda (25%)	WFP	0.9143/gal			
8 Liquid Sodium Bisulfite	WFP	26.90/CWT			
9 Hydrofluosilicic Acid (23%)	WFP	2.10/gal			
10 Zinc Orthophosphate	WFP				
11 Methanol	WRF	1.85/gal			
12 ALLEGANY CO - not applicable					
13 Sodium Hypochlorite (12.5%)	WFP	1.121/gal			
14 TOWN OF CARPENDALE - not applicable					
15 DelPac 2020	WFP	2.10/gal			
16 DelPac 2000	WRF				
17 Sodium Hypochlorite	REC		1.58/gal		
18 Chlorine Stabilizer	REC		210.00/CWT		
19 Granular Chlorine	REC		180.00/CWT		
20 Sodium Bicarbonate	REC		32.00/CWT		
21 Calcium Chloride	REC		24.00/CWT		
22 Trichloro-S-Triazinetrione	REC		240.00/CWT		

USALCO	Shannon Chemical Corporation
	4.04/gal
1.5447/gal	

Estimated Costs Per Department

WRF	003.310.36000	\$394,795
WFP	002.230.36000	\$262,898
Rec. Dept.	001.077.36000	\$15,171

Item Attachment Documents:

Order 26,634 authorizing the execution of Change Order No 2 to the Residential Mowing Contract, City Project No. 10-19-M, to include properties recently acquired by the City at various locations within City limits, in the additional amount of \$5,475, bringing the new contract amount to \$51,910

- ORDER -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. 26,634

DATE: April 21, 2020

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the City Administrator be and is hereby authorized to execute Change Order No. 2 to the current contract with Casey Smith LLC dba ServicePro, 15707 Saint Patrick's Church Road, NW, Mount Savage, MD, 21545, for City Project "2019 Residential Grass Mowing" (10-19-M), in the increased amount of Five Thousand, Four Hundred Seventy-five Dollars and No Cents (\$5,475.00) to add various City properties and allow mowing through the end of FY20.

Raymond M. Morriss, Mayor

Casey Smith LLC dba ServicePro	Amount
Original Contract Amount	\$45,460.00
Change Order No. 1	\$ 975.00
Change Order No. 2	\$ 5,475.00
New Contract Amount	\$51,910.00

Budget - 001.078.20100

Council Agenda Summary

Meeting Date: March 21, 2020

Agenda Item Number:

Key Staff Contact: Robert Smith

Item Title:

Change Order No 2 to Residential Mowing Contract

Summary:

This change order is to add properties recently acquired by the City at various locations within City Limits. These will be added to the contract to allow mowing through the end of the FY. These properties will now be part of the completion of year 1 contract, carrying into year 2 and 3. This will add an additional \$5,475.00 to the current contract. The new contract value will be \$51,910.00. Original contract was approved with M&CC order no. 26,462 and change order 1 was approved with M&CC Order no. 26,564.

Issues and Considerations:

<i>Fiscal Impact:</i>	
Is this item budgeted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Budget:	001.078.20100
Value of award:	\$5,475.00 for project total \$51,910.00
If item is not budgeted, does the budget need to be appropriated? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Is there grant funding being used? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If grant funding is being used, does it require a City match? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Match provisions:	Enter Text Here
Is this a sole source purchase? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (If so, attach department recommendation and approval from City Administrator.)	

City of Cumberland

Change Order Number: 2

Project: Residential Grass Mowing Contract

City Project No.:	10-19-M
Purchase Order No.:	2020-17
Contractor:	Service Pro
Vendor No.:	239

The Change Order modifies (adds or deletes work) the contract as follows:

Add / Delete	Unit	Est # of Cuttings	Cost Per Cutting	Description	Delete	Add
Mowing of City Owned Property Throughout the City of Cumberland						
DELETE	EA	13	\$ (25.09)	100 Merchant Street	-3,125.00	
Add	EA	20	\$ 30.20	16 Atterton Fair		\$600.00
Add	EA	20	\$ 35.20	17-19 Waverly Terrace		\$700.00
Add	EA	20	\$ 30.60	218 Park Street		\$600.00
Add	EA	20	\$ 35.00	443 Columbia Street		\$700.00
Add	EA	20	\$ 35.00	712 Elm Street		\$700.00
Add	EA	20	\$ 50.00	409 Walnut Street		\$1,000.00
Add	EA	20	\$ 75.00	MD AVE Property adjoing 500 Maryland Ave.		\$1,500.00
TOTALS:					-3,125.00	\$5,000.00

The Original Contract Sum was

The Original Contract Sum was	\$45,460.00
Previous Change Orders	\$975.00
Contract Sum as a result of Previous Change Orders	\$46,435.00
The Contract Sum increased/decreased by this Change Order	\$5,475.00
The New Contract Sum as a result of this Change Order is	\$51,910.00

Contract Time Change

No name added

Recommended by:

Robt. J. ...
Director of Engineering

3/31/20

Contractor: Service Pro

Service Pro CSA

03/30/2020

Dyso

Accepted by:

Row No _____
Director of Engineering

3/31/20

(24hr)

Approved By:

City Administrator

— **CLARK**

Mayor and City Council Order Number Authorizing this Change Order: _____

City of Cumberland

Change Order Number: 2

Project: Residential Grass Mowing Contract
City Project No.: 10-19-M
Purchase Order No.: 2020-17
Contractor: Service Pro
Vendor No.: 239

The Change Order modifies (adds or deletes work) the contract as follows:

Add / Delete	Unit	Est # of Cuttings	Cost Per Cutting	Description	Delete	Add
Mowing of City Owned Property Throughout the City of Cumberland						
DELTE	EA	13	\$ (25.00)	400 Mechanic Street	-\$325.00	
Add	EA	20	\$ 30.00	10 Altamont Terr		\$600.00
Add	EA	20	\$ 35.00	17-19 Waverly Terrace		\$700.00
Add	EA	20	\$ 30.00	218 Park Street		\$600.00
Add	EA	20	\$ 35.00	443 Columbia Street		\$700.00
Add	EA	20	\$ 35.00	712 Elm Street		\$700.00
Add	EA	20	\$ 50.00	409 Walnut Street		\$1,000.00
Add	EA	20	\$ 75.00	MD AVE Property adding 609 Maryland Ave		\$1,500.00
TOTALS					-\$325.00	\$5,800.00

The Original Contract Sum was:

The Original Contract Sum was:	\$45,460.00
Previous Change Orders:	\$975.00
Contract Sum as a result of Previous Change Orders:	\$46,435.00
The Contract Sum increased/decreased by this Change Order:	\$5,475.00
The New Contract Sum as a result of this Change Order is:	\$51,910.00

Contract Time Change:

No time added

Recommended by: _____ *Director of Engineering* _____ *Date*

Contractor: Service Pro

 _____ *Date*

Accepted by: _____ *Director of Engineering* _____ *Date*

Approved By: _____ *City Administrator* _____ *Date*

Mayor and City Council Order Number Authorizing this Change Order: _____

Item Attachment Documents:

Order 26,635 - authorizing execution of a Release acknowledging that, for the consideration of \$9,705.11, Josh Llewellyn is released from any liability resulting from damage to City property caused by an accident on March 17, 2019, at or near Queen City Drive and N. Centre Street

- ORDER -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. 26,635

DATE: April 21, 2020

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the Mayor be and is hereby authorized to execute a Release acknowledging that, for the consideration of Nine Thousand, Seven Hundred Five Dollars and Eleven Cents (\$9,705.11), Josh Llewellyn, his heirs, etc., are released from any liability resulting from damage to City property caused by an accident on March 17, 2019, at or near Queen City Drive and N. Centre Street.

Raymond M. Morriss, Mayor

Release
(Property Damage Only)

20-8077-L22

For the Sole Consideration of:

NINE THOUSAND SEVEN HUNDRED AND FIVE 11/100 (9,705.11) dollars, the receipt and sufficiency of which is hereby acknowledged, the undersigned hereby and forever discharges Josh Llewellyn, his heirs, executors, administrators, agents and assigns and all other persons, firms or corporations liable, or who may be claimed to be liable, none of whom admit liability to the undersigned, but all expressly deny any liability, from any and all claims, demands or suits of any kind on account of and resulting from damage to property caused by an accident which occurred on or about the 17TH day of MARCH, (year) 2019, at or near Queen City Dr & N. Center St., Cumberland, MD.

Undersigned hereby declares that the terms of this settlement have been completely read and are fully understood and voluntarily accepted for the purpose of making a full and final compromise adjustment and settlement of any and all claims, disputed or otherwise, on account of the damages above mentioned, and for the express purpose of precluding forever any further or additional claims relating to property damage arising out of the aforesaid accident.

Undersigned hereby accepts draft or drafts as final payment of the consideration set forth above.

This release expressly reserves all rights of the parties released to pursue their legal remedies, if any, against the undersigned, agents and assigns.

Any person who knowingly or willfully presents a false or fraudulent claim for payment of a loss or benefit or who knowingly or willfully presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

In Witness Whereof, _____ have hereunto set _____ hand(s) and seal(s) this _____ day
of _____, _____ (year).

In the presence of

Witness

Signed X _____
Releasor Signature

Witness

Signed X _____
Releasor Signature

Item Attachment Documents:

Order 26,636 - accepting the Alternate No. 2 Bid from Maverick Construction for the New Inlet Screens for Gate House Project (8-19-WFP) in the estimated unit cost of \$843,900 and rejecting all other bids; to be funded by CDA Bond proceeds

- ORDER -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. 26,636

DATE: April 21, 2020

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the Alternate No. 2 bid from Maverick Construction LLC, 410 Greenwood Creek Lane, Grasonville, MD 21638, for the New Inlet Screens for Gate House Project (8-19-WFP) be and is hereby accepted in the estimated unit cost of Eight Hundred Forty-three Thousand, Nine Hundred Dollars (\$843,900.00); and

BE IT FURTHER ORDERED, that all other bids be and are hereby rejected.

Raymond M. Morriss, Mayor

Budget:
002.299.FP1.63000 (CDA Bond)

Bids:

Company	Bid Alternate #2
Maverick	\$ 843,900
Carl Belt	\$ 919,800

Council Agenda Summary

Meeting Date: April 21, 2020

Agenda Item Number: City Project 8-19-WFP

Key Staff Contact: Robert Smith, PE

Item Title:

Award Inlet Screens for Gate House Contract

Summary:

Award Inlet Screens for Gate House Contract to the low responsive bidder, Maverick Construction, LLC, in the estimated unit cost of \$846,900 for Bid Alternate #2. One other bid was received by Carl Belt, Inc, with an acceptable Bid Alternate in the amount of \$919,800. This project will replace the mechanical screen system at the Gate House with passive inlet screens and automatic air burst system. New air compressors will be installed to support the new air burst system and lake aeration infrastructure. The new equipment will be connected to the Plant SCADA system.

Issues and Considerations:

This project was budgeted in FY20 but the received bids were higher than anticipated.

Fiscal Impact:

Is this item budgeted? ☒ Yes ☐ No

Budget:	002.299.FP1.63000
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Value of award:	\$846.900.00
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If item is not budgeted, does the budget need to be appropriated? ☐ Yes ☒ No

Is there grant funding being used? ☐ Yes ☒ No

If grant funding is being used, does it require a City match? ☐ Yes ☒ No

Match provisions:	Enter Text Here
Is this a sole source purchase? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (If so, attach department recommendation and approval from City Administrator.)	