

CITY OF SALISBURY, MARYLAND

REGULAR MEETING

FEBRUARY 27, 2012

PRESENT

*Council President Terry E. Cohen
Councilman Timothy K. Spies*

*Councilwoman Eugenie P. Shields
Mayor James Ireton, Jr.*

ABSENT

Council Vice President Deborah S. Campbell

Councilwoman Laura Mitchell

IN ATTENDANCE

City Clerk Brenda Colegrove, MMC, Assistant City Administrator Loré Chambers, City Attorney Mark Tilghman, Public Works Director Teresa Gardner, Acting Internal Services Director Gerri Moore, and interested Citizens and Members of the Press.

MEDITATION – PLEDGE OF ALLEGIANCE

The City Council met in regular session at 6:00 p.m. in Council Chambers. Council President Cohen called the meeting to order. A moment of silent meditation was held, followed by the Pledge of Allegiance.

SPECIAL PRESENTATION

City Clerk Brenda Colegrove, retiring March 1, 2012, was honored for her seventeen years of service to the City of Salisbury.

ADOPTION OF LEGISLATIVE AGENDA

Mrs. Shields moved and Mr. Spies seconded to adopt the legislative agenda as presented. Mr. Spies moved and Mrs. Shields seconded to amend the agenda by postponing the following items due to the lack of a supermajority present as required for voting on budget amendments (will be rescheduled for a special meeting on March 5, 2012):

- *Ordinance No. 2190 for second reading (FY12 budget amendment to appropriate funds (\$21,033.59) received from the Local Government Insurance Trust for damage incurred by a lightning strike to the police tower on Marine Road)*
- *Ordinance No. 2191 for 2nd reading (FY12 budget amendment to appropriate the funds (\$1,200.00) received from the recovery and recycling of brass shell casings at the*

Salisbury Police Range to purchase service weapons)

- Ordinance No. 2192 for 2nd reading (FY12 budget amendment to appropriate additional funds (\$17,500.00) to pay the projected cost of lighting facilities maintenance)
- Ordinance No. 2193 for 2nd reading (FY12 budget amendment to provide for the deposit of a Local Government Insurance Trust claims check, up to \$5,843.75, for the replacement of the traffic control cabinet for the traffic signal at S. Division and Milford Street intersection)

The amendment passed unanimously. The legislative agenda, as amended, was unanimously approved.

CONSENT AGENDA – presented by City Clerk Brenda Colegrove

The Consent Agenda, consisting of the following items, was unanimously approved on a motion by Mr. Spies and seconded by Mrs. Shields:

- February 2, 2012 open session minutes
- February 6, 2012 work session minutes
- February 13, 2012 regular meeting minutes
- Resolution No. 2148 – reappointment of Michael Murray to the Marina Committee for a term ending January 31, 2014

RESOLUTION – presented by Assistant City Administrator Loré Chambers

- Resolution No. 2149 – agreeing to the extension of the acting status for Dale Pusey, Dallas Baker, Michael Oates and William Dotson

Resolution No. 2149 was unanimously approved on a motion by Mrs. Shields and seconded by Mr. Spies.

ORDINANCES – presented by City Attorney Mark Tilghman

- Ordinance No. 2194 - Public Hearing and 1st reading - establishing the Harbor Pointe Planned Residential District as a special assessment district for the purpose of financing the cost of a sidewalk by assessing each lot owner the sum of \$112.92, collectable in five equal annual installments of \$22.58 on the real property tax bill

Mr. Kurt Dreschler, President of the Harbor Pointe Community Association, spoke in favor of the special assessment for the sidewalk project. On a motion by Mrs. Shields and seconded by Mr. Spies, Ordinance No. 2194 for first reading passed unanimously.

PUBLIC COMMENTS

Remarks were received regarding retiring City Clerk Brenda Colegrove.

MOTION TO CONVENE IN CLOSED SESSION

At 6:34 p.m., on a motion by Mr. Spies and seconded by Mrs. Shields, the Council voted unanimously to convene in closed session for a personnel matter (city clerk position) as permitted under the Annotated Code of Maryland Section 10-508(a)(1)(i).

ADJOURNMENT

Following the conclusion of the closed session, the legislative meeting adjourned at 9:02 p.m.

CITY OF SALISBURY, MARYLAND
CLOSED SESSION
FEBRUARY 24, 2012

TIME & PLACE: 2:32 p.m., Government Office Building – Conference Room 306
PURPOSE: Consult with legal counsel and staff on pending/potential litigation
VOTE TO CLOSE: Unanimous
CITATION: Annotated Code of Maryland Sections 10-508(a)(7)(8)
PRESENT: Council President Terry E. Cohen, Council Vice President Deborah S. Campbell, Councilwoman Laura Mitchell, Councilwoman Eugenie P. Shields (left at 4:34 p.m.), Councilman Timothy K. Spies (arrived 2:47 p.m.), Assistant City Clerk Kim Nichols, Public Works Director Teresa Gardner (left at 3:35 p.m.), Attorney Paul Wilber, Mayor James Ireton, Jr. (left at 2:56 p.m.)

In open session at 2:32 p.m., in Conference Room 306 of the Government Office Building, Mrs. Campbell moved to convene in closed session to consult with legal counsel and staff as permitted under the Annotated Code of Maryland Sections 10-508(a)(7)(8). Mrs. Mitchell seconded and the vote was unanimous. Mr. Spies arrived at 2:47 p.m. after the vote to close was taken.

The Council received a briefing on the Wastewater Treatment Plant litigation and discussed the legal obligation of "The Bricks" invoice and contract. No action was required of Council at this time on the Wastewater Treatment Plant litigation. On "The Bricks," Council reached unanimous consensus for follow up and a report back from Mr. Tilghman.

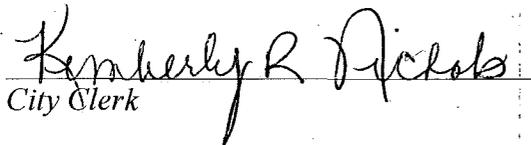
At 4:35 p.m., the vote was unanimous to adjourn the closed session on a motion and a second by Mrs. Mitchell and Mrs. Campbell, respectively.

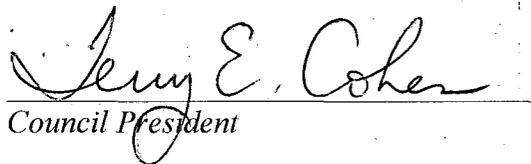
CITY OF SALISBURY, MARYLAND
CLOSED SESSION
FEBRUARY 27, 2012

TIME & PLACE: 6:34 p.m., Government Office Building – Council Chambers
PURPOSE: Personnel matter
VOTE TO CLOSE: Unanimous
CITATION: Annotated Code of Maryland Sections 10-508(a)(1)(i)
PRESENT: Council President Terry E. Cohen, Councilwoman Eugenie P. Shields,
Councilman Timothy K. Spies, City Clerk Brenda Colegrove
ABSENT: Council Vice President Deborah S. Campbell and Councilwoman Laura
Mitchell

At 6:34 p.m., during the City Council's legislative session, Mr. Spies moved to convene in closed session for a personnel matter (city clerk position) as permitted under the Annotated Code of Maryland Section 10-508(a)(1)(i). Mrs. Shields seconded and the vote was unanimous.

The Council conducted an exit interview with the retiring city clerk and reviewed the candidate applications/résumés provided by Human Resources for the city clerk position. After reviewing their notes, the list was reduced to possible candidates for interviewing. At 9:02 p.m., on a motion by Mr. Spies, seconded by Mrs. Shields, and by unanimous vote, the closed session adjourned and Council returned to open session to adjourn the legislative session.


City Clerk


Council President