

CITY OF SALISBURY, MARYLAND

#2 MEETING

JANUARY 26, 2009

PRESENT

*Council President Louise Smith
Councilwoman Deborah S. Campbell
Councilwoman Eugenie P. Shields*

*Council Vice President Gary A. Comegys
Councilwoman Terry E. Cohen
Mayor Barrie P. Tilghman (left 6:35 p.m.)*

IN ATTENDANCE

City Clerk Brenda Colegrove, MMC, City Administrator John Pick, ICMA-CM, Assistant City Administrator Loré Chambers, City Solicitor Paul Wilber, Public Works Director Jim Caldwell, Internal Services Director Pam Oland, and Members of the Press.

CONVENING - ADOPTION OF AGENDA

The City Council met in regular session at 6:00 p.m. in Council Chambers of the City/County Government Office Building. Council President Smith called the meeting to order. The Lord's Prayer and the Pledge of Allegiance were recited.

Mr. Comegys moved and Ms. Cohen seconded to approve the agenda as presented. Ms. Cohen moved to remove the January 12, 2009 minutes from the Consent Agenda. Mr. Comegys seconded and the vote was unanimous. The agenda, as amended, passed unanimously.

JANUARY 12, 2009 MINUTES

Ms. Cohen moved and Mr. Comegys seconded to amend the minutes relative to the Salary Review Committee's report to reflect that the vote was unanimous to accept the immediate recommendations and to take future recommendations under consideration. After clarification on the minutes as presented, Ms. Cohen withdrew her motion.

On a motion and a second by Ms. Cohen and Mr. Comegys, respectively, the January 12, 2009 minutes were unanimously approved.

FY08 AUDIT AND FINANCIAL STATEMENTS PRESENTATION – presented by Ms. Pam Baker

Ms. Pam Baker from Barbacane, Thornton and Company provided an overview of the results of the FY08 audit and financial statements. A clean or unqualified opinion was rendered by the firm on the fair presentation of the financial statements and on the expenditure of federal dollars.

CONSENT AGENDA – presented by City Clerk Brenda Colegrove

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

- Resolution No. 1751 – approving Rental, License and Service Agreements between the City of Salisbury and Premier Election Agreements for the City's 2009 Primary and General Elections
- Resolution No. 1752 – reappointment of Joe Vignale to the Building Board of Adjustments and Appeals for a term ending January 2014

AWARD OF BIDS – presented by Director of Internal Services Pam Oland

The Award of Bids (items listed below) was unanimously approved on a motion by Mrs. Campbell and seconded by Mr. Comegys.

1. Change Order #1 for Contract #A-03-09 \$122,000.00
Miscellaneous Chemicals
Acct. No. 82075-546004 – Water Fund
Intercoastal Trading, Inc.
2. Change Order #2 for Contract #A-03-09 <\$117,200.00>
Miscellaneous Chemicals
Acct. No. 86083-546004 – Sewer Fund
Intercoastal Trading, Inc.

ANNEXATION – presented by Mr. Keith Hall

- Resolution No. 1728/Resolution No. 1729 – adoption of Leonard Lane/Michel Real Estate Partnership, LLC Annexation Plan and Leonard Lane/Michel Real Estate Partnership, LLC Annexation

On a motion by Mr. Comegys and seconded by Ms. Cohen, Resolution No. 1728 and Resolution No. 1729 were unanimously approved.

ORDINANCES – presented by City Attorney Paul Wilber

- Ordinance No. 2071 – 2nd reading – FY09 General Obligation Bonds (\$3.82 million Sewer fund projects – odor control at the north and south side pump stations, diminutors/comminutors for north and south side pump stations, upgrading DP&L lift station and costs of issuance)

Ordinance No. 2071 for second reading was unanimously approved on a motion by Mr. Comegys and seconded by Mrs. Campbell.

- *Ordinance No. 2073 – 1st reading – FY09 General Fund budget amendment to budget the receipt of lease purchase proceeds (\$3,113,135.49) and the corresponding purchase of vehicles and equipment*

Ordinance No. 2073 for first reading passed unanimously on a motion and a second by Ms. Cohen and Mr. Comegys, respectively.

PUBLIC COMMENTS

Four citizens spoke on the following issues:

- *FY08 audit*
- *budget format*
- *PAC14*
- *Delmarva Power lift station*
- *unanswered question from previous meeting regarding the homeless*
- *Police Department vehicle purchased and being transferred to Fire Department*
- *Ordinance against begging or soliciting*
- *status of repairs to Mill Street bridge*
- *status of standpipe*
- *oil spillage from tanks on Lake Street/discharge into the river (copies of referenced newspaper articles attached to original minutes)*
- *stormwater project*
- *blog sites/media political landscape; standards of behavior*

The meeting adjourned at 6:55 p.m.

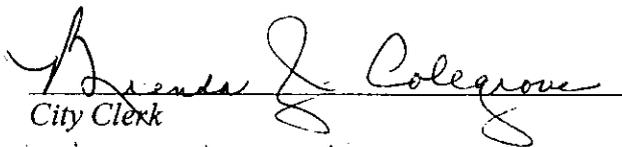
*CITY OF SALISBURY, MARYLAND
CLOSED SESSION
FEBRUARY 2, 2009*

TIME & PLACE: 4:32 p.m. – Conference Room 305 Government Office Building
PURPOSE: consult with legal counsel/potential litigation
VOTE TO CLOSE: Unanimous (Mrs. Campbell was not present during the vote to close.)
CITATION: Annotated Code of Maryland Sections 10-508(a)(7)(8)
PRESENT: Council President Louise Smith, Council Vice President Gary Comegys, Councilwoman Deborah Campbell (arrived 4:40 p.m.), Councilwoman Terry Cohen, City Clerk Brenda Colegrove, City Administrator John Pick, Assistant City Administrator Loré Chambers, City Attorney Paul Wilber, Public Works Director Jim Caldwell
ABSENT: Councilwoman Eugenie Shields

At 4:32 p.m., in Conference Room 305 of the Government Office Building, Mr. Comegys moved to convene in closed session to consult with legal counsel and staff on potential litigation as permitted under the Annotated Code of Maryland Sections 10-508(a)(7)(8). Ms. Cohen seconded and the vote was unanimous (Mrs. Campbell was not present during the vote to close).

City Attorney Paul Wilber and Public Works Director Jim Caldwell provided an update on the issues and negotiations taking place which could potentially result in litigation. No action was taken by Council at this time.

On a motion by Mr. Comegys and seconded by Ms. Cohen, the closed session adjourned at 5:12 p.m.


City Clerk

Council President