



# City of Salisbury

## CITY COUNCIL AGENDA



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August 25, 2014  
Government Office Building

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6:00 p.m.  
Room 301

Times shown for agenda items are estimates only.

6:00 p.m. CALL TO ORDER

6:01 p.m. WELCOME/ANNOUNCEMENTS

6:03 p.m. CITY INVOCATION – John Wright, Minister - Unitarian Universalist Fellowship at Salisbury

6:06 p.m. PLEDGE OF ALLEGIANCE

6:08 p.m. PRESENTATIONS

- Community Organization – Telamon, presented by State Director Jennifer Shahan
- Proclamation – presented by Mayor James Ireton, Jr.

6:25 p.m. ADOPTION OF LEGISLATIVE AGENDA

6:28 p.m. CONSENT AGENDA – City Clerk Kimberly Nichols

- August 4, 2014 work session minutes
- August 4, 2014 special meeting minutes
- Resolution No. 2435 - approving the reappointment of Brenden D. Frederick to the Historic District Commission for the term ending 8/31/2017
- Resolution No. 2436 - approving the appointment of Dr. Joseph Howard to the Salisbury Bicycle-Pedestrian Advisory Committee for term ending 8/31/2017
- Resolution No. 2437 - approving the appointment of Julie R. Skweres to the Salisbury Bicycle-Pedestrian Advisory Committee for term ending 8/31/2017
- Resolution No. 2438 - accepting a donation of a truck from the Salisbury Zoo Commission for the Salisbury Zoological Park
- Resolution No. 2439 - authorizing the Chief of Police to enter into a memorandum of understanding and an agreement with Allied Federal, State, County, Local, and Special Jurisdiction Law Enforcement Agencies in the National Capital Region Law Enforcement Information Exchange (NCR LINX) for the purpose of warehousing intelligence information to be used by all participating agencies in the interest of public safety
- Resolution No. 2440 - authorizing the Chief of Police to enter into a reimbursement agreement between the City of Salisbury Police Department and the Maryland State Police (MSP) Grants Management Section to manage allocated funding for equipment and supplies for the Eastern Shore Information Center (ESIC)

- Resolution No. 2441 - accepting grant funding from the Governor’s Office of Crime Control and Prevention (GOCCP) under the “Stop Gun Violence Reduction Grant – Cease Fire Council” program which is specifically intended to reduce gun related crimes and target wanted offenders in the City of Salisbury
- Resolution No. 2442 - to support Telamon Corporation’s (a private non-profit 501(c)(3)) grant application to the Maryland Housing Counseling Fund through the Division of Neighborhood Revitalization of the Department of Housing and Community Development

6:38 p.m. AWARD OF BIDS –Director of Internal Services – Keith Cordrey

- Declaration of Surplus – Salisbury Police Department – Duty Weapon for Colonel Ivan Barkley
- Declaration of Surplus – Salisbury Police Department - Bicycles
- Declaration of Surplus – Salisbury Fire Department – Marine 2 (18’ boat)

6:45 p.m. ORDINANCES - City Attorney Mark Tilghman

- Ordinance No. 2299 – 2<sup>nd</sup> reading – to authorize and empower City of Salisbury (the “city”) to issue and sell from time to time, General Obligation Bonds in one or more series in an aggregate principal amount not to exceed Four Million Two Hundred Thousand Dollars (\$4,200,000.00) to allow for the possibility of proposals for the facility renovation for fire station #2 when received exceed current project/costs of issuance estimates and appropriation
- Ordinance No. 2300 – 2<sup>nd</sup> reading - to authorize and empower City of Salisbury to issue and sell from time to time, General Obligation Bonds in one or more series in an aggregate principal amount not to exceed Two Million Eight Hundred Thousand Dollars (\$2,800,000.00) (the “Original refunding bonds”), the proceeds of the sale thereof to be used and applied for the public purpose of refunding the 2004A bond issued to CDA

7:10 p.m. PUBLIC COMMENTS

7:15 p.m. ADJOURNMENT

**Copies of the agenda items are available for review  
 in the City Clerk’s Office  
 Room 305 – City/County Government Office Building  
 410-548-3140  
 or  
 on the City’s web site  
[www.ci.salisbury.md.us](http://www.ci.salisbury.md.us)**

**City Council meetings are conducted in open session unless  
 otherwise indicated. All or part of the Council’s meetings can  
 be held in closed session under the authority of the Maryland  
 Open Meetings Law, Annotated Code of Maryland 10-508(a),  
 by vote of the City Council.**

**Proposed agenda items for September 8, 2014 (subject to change)**

- PUBLIC HEARING/Charter Amendment Resolution No. \_\_\_ - Election Redistricting
- Resolution No. \_\_\_ - Resolution of Community Support for 1001 Lake Street (Village of Hope)
- Ordinance No. \_\_\_ - 1st reading - Reallocation of the 2003 CDA bonds
- Ordinance No. \_\_\_ - 1st reading – Procurement Preference SDVOB & VOB



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45 Kieran Murphy presented his Wicomico Student Government Association concept in which  
46 select high school students would represent their fellow students on various issues important to  
47 them, and be represented on the Wicomico County Board of Education as voting members.

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49 The Council will hear from more Youth Civics Council members on upcoming agendas.

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51 **Council Discussion**

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53 Councilwoman Terry Cohen announced her resignation from City Council and indicated her last  
54 day would be Friday, August 8, 2014.

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56 **Adjournment**

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58 Council Vice President Mitchell adjourned the Work Session at 7:22 p.m.

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63 City Clerk

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67 Council President

**CITY OF SALISBURY, MARYLAND**

**SPECIAL MEETING**

**AUGUST 4, 2014**

**PUBLIC OFFICIALS PRESENT**

*Council Vice President Laura Mitchell  
Councilwoman Terry E. Cohen*

*Councilwoman Eugenie P. Shields (arrived 6:11 p.m.)  
Councilman Timothy K. Spies*

**PUBLIC OFFICIALS NOT PRESENT**

*Mayor James P. Ireton, Jr.  
Council President Jacob R. Day*

**IN ATTENDANCE**

*City Clerk Kimberly R. Nichols, CMC, City Administrator M. Thomas Stevenson, City Attorney Mark Tilghman, interested citizens, and members of the press*

\*\*\*\*\*

*The City Council convened in a Special Meeting in Council Chambers on August 4, 2014. Council Vice President Laura Mitchell called the meeting to order at 6:04 p.m. A moment of silent meditation was held followed by the Pledge of Allegiance.*

**ADOPTION OF LEGISLATIVE AGENDA**

*Ms. Cohen moved, Mr. Spies seconded, and the vote was unanimous to approve the Legislative Agenda. The vote was 3-0, as Mrs. Shields had not yet arrived.*

**RESOLUTIONS** – presented by City Administrator M. Thomas Stevenson

- **Resolution No. 2420** – accepting funds from the Wicomico County Narcotics Task Force to purchase equipment and/or fund training for officers and the training and purchase of a new Salisbury K-9 thereby enhancing law enforcement efforts to provide a safer environment for the citizens of Salisbury and Wicomico County

*On a motion and seconded by Ms. Cohen and Mr. Spies, respectively, Resolution No. 2420 was unanimously approved (3-0 vote) as presented.*

- **Resolution No. 2427** – to support project financing to be provided either directly by the Department of Housing and Community Development (the “Department”) of the State of

*Maryland or through the Department's Community Development Administration (the "Administration") for the Lodges at Naylor Mill Senior Apartments (the "Project")*

*On a motion and seconded by Ms. Cohen and Mr. Spies, respectively, Resolution No. 2427 was unanimously approved (4-0 vote) as presented. Mrs. Shields had arrived and was present for the vote.*

- **Resolution No. 2428** – *authorizing the Mayor to sign the grant agreement and accept a grant of \$32,440.00 from Maryland Department of Transportation Maryland Bikeways program for the provision of 1.18 miles of pavement marking and signage on Riverside Drive and .37 miles of pavement marking and signage on South Boulevard necessary to create a bike route from Downtown Salisbury to Salisbury University*

*On a motion and seconded by Ms. Cohen and Mrs. Shields, respectively, Resolution No. 2428 was unanimously approved (4-0 vote) as presented.*

#### **ORDINANCES** – presented by City Attorney Mark Tilghman

- **Ordinance No. 2298** – *1<sup>st</sup> reading – creating a bike route which will run along Riverside Dr. from the intersection of Riverside Drive and West College Avenue to the intersection of Riverside Drive and Mill Street, as well as along South Boulevard from the intersection of South Boulevard and Camden Avenue to the intersection of Riverside Drive and South Boulevard; providing dedicated bicycle-only lanes and shared bicycle and motorized vehicle lanes as directed by MDMUTCD Chapter 9, Traffic Control for Bicycle Facilities (MDMUTCD); installing appropriate pavement markings in the form of lane striping for dedicated lanes; installing shared lane markings for shared lanes; installing bicycle markings on-pavement; and installing bike route signage along the route per the MDMUTCD*

*On a motion and seconded by Ms. Cohen and Mrs. Shields, respectively, Ordinance No. 2298 for first reading was unanimously approved (4-0 vote) as presented.*

#### **COUNCIL VICE PRESIDENT MITCHELL'S ANNOUNCEMENTS**

*Council Vice President Mitchell reminded the public about the Coffee With Your Council, scheduled for August 20, 2014 at 6:00 p.m. at 232 W. Main Street, and National Night Out scheduled for August 5, 2014 at the City Park.*

#### **PUBLIC COMMENTS**

*One member of the public provided comments concerning the following:*

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August 4, 2014 Special Meeting

- *The present redistricting plan approved in 1987 has not restricted the election of minorities in District 2 (former Councilwoman Rachel Polk was an example)*
- *Equality comes with equal opportunity*

**ADJOURNMENT**

*Council Vice President Mitchell adjourned the Special Meeting at 6:31 p.m., at which time Council immediately convened in their regularly scheduled Work Session.*

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*City Clerk*

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*Council President*

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INTER

OFFICE

# MEMO

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*OFFICE OF THE MAYOR*

**To:** Tom Stevenson  
**From:** Sherrell McBride  
**Subject:** Reappointment to the Historic District Commission  
**Date:** August 8, 2014

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Mayor Ireton would like to reappoint the following person to the Historic District Commission:

<u>Candidate</u>	<u>Term Ending</u>	<u>Member Since</u>
Brenden D. Frederick	8/31/2017	2010

Attached is a letter from Mr. Frederick and the Resolution necessary for his reappointment. Please forward this information to the City Council for the next City Council meeting. Please let me know if you have any questions.

Attachments

CC: Mayor Ireton  
Tom Stevenson



ARCHITECTURE  
ENGINEERING

PLANNING OUR  
CLIENT'S SUCCESS

July 23, 2014

Mayor James Ireton  
Office of the Mayor  
125 North Division Street  
Room 304  
Salisbury, Maryland 21801

Re: **Re-Appointment**  
**CITY OF SALISBURY HISTORIC DISTRICT COMMISSION**  
Salisbury, Maryland

Dear Mayor Ireton:

My current term as Commissioner on the Salisbury Historic District Commission is set to expire on August 1, 2014. I have thoroughly enjoyed my two terms on the board so far and would like to continue to serve on this Commission for another two year term.

I am a licensed Architect and Senior Associate with Becker Morgan Group, Inc., working primarily out of their Salisbury Maryland office, and currently reside at 1101 Monitor Court, Salisbury, MD.

I look forward to another term on the Historic District Commission, pending your approval.

Sincerely,

Brenden D. Frederick, AIA, LEED AP  
Senior Associate  
[bfrederick@beckermorgan.com](mailto:bfrederick@beckermorgan.com)

bdf/apg

BDF\_sbyhd\_re-appointment-ltr.doc

BECKER MORGAN GROUP, INC.  
ARCHITECTURE & ENGINEERING

PORT EXCHANGE, SUITE 300  
312 WEST MAIN STREET  
SALISBURY, MD 21801  
410.546.9100  
FAX 410.546.5824

309 SOUTH GOVERNORS AVENUE  
DOVER, DE 19904  
302.734.7950  
FAX 302.734.7965

ARCHITECTURE & PLANNING

SUITE 211  
3205 RANDALL PARKWAY  
WILMINGTON, NC 28403  
910.341.7600  
FAX 910.341.7506

[www.beckermorgan.com](http://www.beckermorgan.com)

**RESOLUTION NO. 2435**

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BE IT RESOLVED by the City of Salisbury, Maryland that the following individual is reappointed to the Historic District Commission for the term ending as indicated:

<u>Name</u>	<u>Term Ending</u>
Brenden D. Frederick	8/31/2017

The above resolution was introduced, read and passed at the regular meeting of the Council of the City of Salisbury held on the \_\_\_\_\_ day of August 2014.

\_\_\_\_\_  
Kimberly R. Nichols  
CITY CLERK

\_\_\_\_\_  
Jacob R. Day  
COUNCIL PRESIDENT

APPROVED BY ME THIS  
\_\_\_\_\_ day of August 2014.

\_\_\_\_\_  
James Ireton, Jr.  
MAYOR

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INTER

OFFICE

# MEMO

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*OFFICE OF THE MAYOR*

**To:** Tom Stevenson  
**From:** Sherrell McBride  
**Subject:** Appointment to the Salisbury Bicycle-Pedestrian Advisory Committee  
**Date:** August 15, 2014

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Mayor Ireton would like to appoint the following person to the Salisbury Bicycle-Pedestrian Advisory Committee:

<u>Name</u>	<u>Term Ending</u>
Dr. Joseph Howard	08/31/2017

Attached you will find information from Dr. Howard and the Resolution necessary for his appointment. Please forward this information to the City Council so it may be placed on their agenda for the next Council meeting. Please let me know if you have any questions.

Attachment

cc: Amanda Pollack

Dr. Joseph W. Howard  
6397 Oxbridge Dr.  
Salisbury, MD 21801  
Ph. No. (410)334-6257  
eMail: [jwhoward@salisbury.edu](mailto:jwhoward@salisbury.edu)

Office of the Mayor  
City of Salisbury, MD  
125 N. Division St., Rm 304  
Salisbury, MD 21801-4940

Re: Bicycle Pedestrian Advisory Committee

Mr. Mayor,...

As a long time cyclist in and around Salisbury, I would like to express my interest in joining the Bicycle Pedestrian Advisory Committee. I routinely cyclo-commute to work at Salisbury University. I ride a great deal within the city limits as part of my daily activities, especially downtown, along Riverside Drive, around Salisbury University, the Salisbury City Park, PRMC hospital, and many other destinations around the City of Salisbury as well as locations within Wicomico County. I am a regular volunteer with Bike-SBY (a cycling outreach group in Salisbury) taking part in Third Friday rides and events, helping to develop cycling infrastructure opportunities for Salisbury (i.e. "The Orange Route" linking the university to downtown), and helped run the Bike Rodeo at the "Kids Safe" activities at the local YMCA this past year. I have also donated bicycles to the Pedal Thru the Park group to use on their weekly rides in and around the Salisbury Park.

In the nearly decade of riding bicycles around the City of Salisbury and Wicomico County I have seen the number of individuals traveling by bicycle substantially increase over the last 3-4 years. This trend is especially evident around Salisbury University as the number of students on bicycles traveling to and from the campus has exploded. I see a great need to plan, fund, and build more bicycle infrastructure linking the many important destinations within the city. There is a need to educate both bicycle riders and car drivers as to how both can travel local roadways and pathways safely while improving the travel options for both groups. We also cannot forget people that travel by foot (pedestrians).

It is for these and many more reasons that I think I can be a positive asset and contributor to the Bicycle Pedestrian Advisory Committee.

Thank you for any consideration.



Dr. Joseph Howard

**RESOLUTION NO. 2436**

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BE IT RESOLVED by the City Council of the City of Salisbury, Maryland that the following individual is appointed to the Salisbury Bicycle-Pedestrian Advisory Committee for the term ending as indicated:

<u>Name</u>	<u>Term Ending</u>
Dr. Joseph Howard	8/31/2017

The above resolution was introduced, read and passed at the regular meeting of the Council of the City of Salisbury held on the \_\_\_\_\_ day of August 2014.

\_\_\_\_\_  
Kimberly R. Nichols  
CITY CLERK

\_\_\_\_\_  
Jacob R. Day  
COUNCIL PRESIDENT

APPROVED BY ME THIS  
\_\_\_\_\_ day of August 2014.

\_\_\_\_\_  
James Ireton, Jr.  
MAYOR

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INTER

OFFICE

# MEMO

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*OFFICE OF THE MAYOR*

**To:** Tom Stevenson  
**From:** Sherrell McBride  
**Subject:** Appointment to the Salisbury Bicycle-Pedestrian Advisory Committee  
**Date:** August 15, 2014

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Mayor Ireton would like to appoint the following person to the Salisbury Bicycle-Pedestrian Advisory Committee:

<u>Name</u>	<u>Term Ending</u>
Julie R. Skweres	08/31/2017

Attached you will find information from Ms. Skweres and the Resolution necessary for her appointment. Please forward this information to the City Council so it may be placed on their agenda for the next Council meeting. Please let me know if you have any questions.

Attachment

cc: Amanda Pollack

Julie Skweres  
307 Mill Pond Lane, Apt. #345  
Salisbury, MD 21804  
August 14, 2014

Mayor Jim Ireton  
City of Salisbury, MD  
125 N. Division Street  
Salisbury, MD 21801-4940

Dear Mayor Ireton:

Please accept this letter of interest as my application to apply to serve on the City of Salisbury Bicycle and Pedestrian Advisory Committee. I am currently involved in two cycling clubs, Shore Velocity and the Naleppa Family Healthcare Scholarship Foundation. As a member of both of these teams, I will be able to contribute greatly to the committee in its efforts to develop Salisbury as a bicycle friendly committee for the pursuits of transportation, recreation, environment and health.

If appointed to the Committee, I would like to help with developing safety programs, serving as a citizen's forum concerning safe access for cyclists, pedestrians, and runners; encouraging the hosting of cycling, walking and running events in a safe manner; and reporting and recommending to the Mayor, Council and Public Works regarding cyclist, pedestrian and runner issues. Please contact me at [julie.skweres@gmail.com](mailto:julie.skweres@gmail.com) if I can be of any additional assistance.

Sincerely,



Julie R. Skweres

**RESOLUTION NO. 2437**

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BE IT RESOLVED by the City Council of the City of Salisbury, Maryland that the following individual is appointed to the Salisbury Bicycle-Pedestrian Advisory Committee for the term ending as indicated:

<u>Name</u>	<u>Term Ending</u>
Julie R. Skweres	8/31/2017

The above resolution was introduced, read and passed at the regular meeting of the Council of the City of Salisbury held on the \_\_\_\_\_ day of August 2014.

\_\_\_\_\_  
Kimberly R. Nichols  
CITY CLERK

\_\_\_\_\_  
Jacob R. Day  
COUNCIL PRESIDENT

APPROVED BY ME THIS  
\_\_\_\_\_ day of August 2014.

\_\_\_\_\_  
James Ireton, Jr.  
MAYOR

# City of Salisbury



**MARYLAND**



JAMES IRETON, JR.  
MAYOR

M. THOMAS STEVENSON, JR.  
CITY ADMINISTRATOR

TERENCE ARRINGTON  
ASSISTANT CITY ADMINISTRATOR

125 NORTH DIVISION STREET  
SALISBURY, MARYLAND 21801  
Tel: 410-548-3170  
Fax: 410-548-3107

MICHAEL S. MOULDS, P.E.  
DIRECTOR OF PUBLIC WORKS

To: Tom Stevenson, City Administrator  
From: Michael Moulds, Director of Public Works  
Date: August 8, 2014  
Re: Zoo Donations

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The Salisbury Zoo Commission received a donation of a personal vehicle from Ms. Diane Allen, Provost with Salisbury University. The vehicle is a 2005 Ford TK pick-up truck, valued at \$4,300. The vehicle has passed a State of Maryland safety inspection. The Salisbury Zoo Commission would like to donate the vehicle to the City of Salisbury for the benefit of the Salisbury Zoo per the attached letter dated August 5, 2014.

Attached is a Resolution for consideration to accept the vehicle donation from the Salisbury Zoo Commission.

Unless you or the Mayor has further questions, please forward a copy of this memo to the City Council.

# The Salisbury **ZOO**logical Park

755 South Park Drive  
Post Office Box 2979  
Salisbury, MD 21802-2979

Office: 410-548-3188  
Education: 410-546-3440  
Fax: 410-860-0919  
www.salisburyzoo.org

August 5, 2014

Ms. Amanda H. Pollack  
Deputy Director  
City of Salisbury  
Department of Public Works  
125 N. Division St., Room 202  
Salisbury, MD 21801

Re: Zoo Donation

Dear Ms. Pollack,

Recently Ms. Diane Allen, Provost with Salisbury University, made a donation of a personal vehicle to the Salisbury Zoo Commission for the benefit of the Salisbury Zoo. The vehicle, a pick-up truck, has been inspected by both Zoo and Public Works staff and is in excellent condition. It has passed a State of Maryland safety inspection and the title transfer has been processed. As discussed and approved at the Salisbury Zoo Commission Board of Directors meeting on July 23<sup>rd</sup>, 2014 the Commission would like to donate the vehicle to the City of Salisbury for the benefit of the Salisbury Zoo.

The vehicle in question is a 2005 Ford TK pick-up truck. The vehicle identification number is 1FTYR10D45PA92469. The title number is 45385935 and the Tag number is LLG98254.

**Salisbury Zoo Commission:**

Ronald G. Alessi, Sr./Chairman

George J. Mengason/Vice Chairman

Carol Scissons/Secretary

Kim Milles/Board Member

Eric Phippen/Board Member

Brian Raygor/Board Member

Margot Hall/Board Member

Roland Leimann/Board Member

Linda Wainer/Board Member

Joel M. Hamilton/Director, ex-officio

We estimate the value of the vehicle to be \$4,300.00

If you have any questions please feel free to contact me or Ralph Piland at the Zoo.

Sincerely,



Ron Alessi  
Chairman, Salisbury Zoo Commission

1 RESOLUTION NO. 2438

2  
3 A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND ACCEPTING A  
4 DONATION OF A TRUCK FROM THE SALISBURY ZOO COMMISSION FOR THE  
5 SALISBURY ZOOLOGICAL PARK.

6  
7 WHEREAS, the Council of the City of Salisbury supports the acceptance of  
8 donations at the Salisbury Zoo; and

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10 WHEREAS, the Salisbury Zoo Commission would like to donate to the City a pick-  
11 up truck; and

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13 WHEREAS, the Salisbury Zoo Commission received the donation of the pick-up  
14 truck from Ms. Diane Allen; and

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16 WHEREAS, the truck has passed a State of Maryland safety inspection.

17  
18 NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Salisbury,  
19 Maryland does hereby accept the donation of a truck valued at a maximum of  
20 approximately \$4,300.00.

21  
22 THIS RESOLUTION was introduced and duly passed at a meeting of the Council  
23 of the City of Salisbury, Maryland held on \_\_\_\_\_, 2014 and is to become effective  
24 immediately upon adoption.

25  
26 ATTEST:

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30 Kimberly R. Nichols  
31 CITY CLERK

\_\_\_\_\_

Jacob R. Day  
PRESIDENT, City Council

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34 APPROVED by me this \_\_\_\_\_ day of \_\_\_\_\_, 2014

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37 \_\_\_\_\_  
38 James Ireton, Jr.  
39 MAYOR, City of Salisbury

# City of Salisbury



JAMES IRETON JR.  
MAYOR  
TOM STEVENSON  
CITY ADMINISTRATOR



Maryland  
699 W. SALISBURY PARKWAY  
SALISBURY, MD 21801  
TEL: 410-548-3165



BARBARA DUNCAN  
CHIEF OF POLICE

July 3, 2014

TO: Tom Stevenson  
City Administrator

FROM: Chief Barbara Duncan

SUBJECT: Resolution

Attached, please find a Resolution to authorize the Chief of Police to sign an MOU and enter into an agreement with the National Capital Region Law Enforcement Information Exchange, (NCR LInX). The National Capital Region Law Enforcement Information Exchange allows participating Law Enforcement Agencies to share criminal intelligence information beyond jurisdictional boundaries for the purpose of collaboration in the reduction and prevention of criminal activity.

All participating Law Enforcement Agencies are responsible for entering and removing pertinent intelligence information and maintaining current information in the system. Security features in the system safeguard against modification of information put in the system other than by authorized personnel previously identified by each participating agency.

Participating agencies are only accountable for information they themselves put in the system. There is no cost to the City of Salisbury by entering into this MOU and by participating in the National Capital Region Law Enforcement Information Exchange and the City of Salisbury can terminate the MOU at any time upon 30 days' notice; and

Unless you, or the Mayor, have further questions, please forward this Resolution to the City Council.

A handwritten signature in black ink, appearing to read "Chief Barbara Duncan".

Barbara Duncan  
Chief of Police

Attachment

RESOLUTION No. 2439

A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND AUTHORIZING THE CHIEF OF POLICE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING AND ENTER INTO AN AGREEMENT WITH ALLIED FEDERAL, STATE, COUNTY, LOCAL, AND SPECIAL JURISDICTION LAW ENFORCEMENT AGENCIES IN THE NATIONAL CAPITAL REGION LAW ENFORCEMENT INFORMATION EXCHANGE (NCR LInX) FOR THE PURPOSE OF WAREHOUSING INTELLIGENCE INFORMATION TO BE USED BY ALL PATICIPATING AGENCIES IN THE INTEREST OF PUBLIC SAFETY.

WHEREAS, the National Capital Region Law Enforcement Information Exchange allows participation Law Enforcement Agencies to share criminal intelligence information beyond jurisdictional boundaries for the purpose of collaboration in the reduction and prevention of criminal activity; and

WHEREAS, each participating Law Enforcement Agency is responsible for entering and removing pertinent intelligence information and maintaining current intelligence in the system; and

WHEREAS, security features in the system safeguard against modification of information put in the system by other than authorized personnel identified by each participating agency and that each participating agency is only accountable for information that the agency puts in the system; and

WHEREAS, there is no cost to the City of Salisbury by entering into this MOU and by participating in the National Capital Region Law Enforcement Information Exchange and the City of Salisbury can terminate the MOU at any time upon 30 days' notice; and

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY OF SALISBURY, MARYLAND that the Chief of Police is authorized to sign the MOU and enter into an agreement with the National Capital Region Law Enforcement Information Exchange to share criminal intelligence information for the purpose of crime reduction and prevention.

THIS RESOLUTION was duly passed at a meeting of the Council of the City of Salisbury held on \_\_\_\_\_, 2014, and is to become effective immediately upon adoption.

ATTEST;

\_\_\_\_\_  
Kimberly R. Nichols, City Clerk

\_\_\_\_\_  
Jacob R. Day, President  
Salisbury City Council

APPROVED BY ME THIS:

\_\_\_\_\_ Day of \_\_\_\_\_, 2014

\_\_\_\_\_  
James Ireton, Jr.  
Mayor

# City of Salisbury



JAMES IRETON JR.  
MAYOR  
TOM STEVENSON  
CITY ADMINISTRATOR



Maryland  
699 W. SALISBURY PARKWAY  
SALISBURY, MD 21801  
TEL: 410-548-3165



BARBARA DUNCAN  
CHIEF OF POLICE

July 16, 2014

TO: Tom Stevenson  
FROM: Major David Meienschein  
SUBJECT: Resolution

Attached, please find a Resolution to allow the Chief of Police to enter into a Reimbursement Agreement (included) between the Salisbury Police Department and the Maryland State Police Grants Management Section to purchase equipment and supplies for the Eastern Shore Information Center through the Salisbury City Government Purchasing (SCP) Department.

All purchases will be requested and approved through the ESIC Advisory Board, and not exceed \$25,000, with an ending date of May 31, 2015. The rules and regulations of the City's Purchasing Department will be strictly followed and invoices submitted for the equipment and supplies purchased for full reimbursement.

Unless you, or the Mayor, have further questions, please forward this resolution to the City Council.

A handwritten signature in black ink, appearing to read "David T. Meienschein".

David T. Meienschein  
Administrative Commander

1 RESOLUTION No. 2440

2  
3 A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND AUTHORIZING  
4 THE CHIEF OF POLICE TO ENTER INTO A REIMBURSEMENT AGREEMENT  
5 BETWEEN THE CITY OF SALISBURY POLICE DEPARTMENT AND THE MARYLAND  
6 STATE POLICE (MSP) GRANTS MANAGEMENT SECTION TO MANAGE ALLOCATED  
7 FUNDING FOR EQUIPMENT AND SUPPLIES FOR THE EASTERN SHORE  
8 INFORMATION CENTER (ESIC).

9  
10 WHEREAS, the Maryland State Police Grants Management Section has awarded funding  
11 for the Eastern Shore Information Center (ESIC) for the purchase of equipment and supplies; and

12  
13 WHEREAS, all equipment and supplies acquired with these funds will be approved by  
14 the ESIC Advisory Board and will be the sole property of ESIC; and

15  
16 WHEREAS, in consideration of the Eastern Shore Information Center the City of  
17 Salisbury agrees to purchase all requested and approved equipment and supplies through the  
18 Salisbury City Government Purchasing (SCP) Department and made in accordance with the  
19 purchasing rules and regulations; and

20  
21 WHEREAS, the MSP Grants Management Section agrees to reimburse the SPD for the  
22 full purchase price of all equipment and supplies purchased for ESIC, up to \$25,000.00 (twenty  
23 five thousand) through May 31, 2015; and

24  
25 WHEREAS, the City of Salisbury will not incur any expenses as a result of this  
26 agreement.

27  
28 NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY  
29 OF SALISBURY, MARYLAND that the Chief of Police be authorized to sign this Agreement  
30 and abide by the terms and conditions of this Agreement for the purchase of equipment and  
31 supplies for the Eastern Shore Information Center.

32  
33 THIS RESOLUTION was duly passed at a meeting of the Council of the City of  
34 Salisbury held on \_\_\_\_\_, 2014, and is to become effective immediately upon adoption.

35  
36 ATTEST:

37  
38 \_\_\_\_\_  
39 Kimberly R. Nichols, City Clerk

\_\_\_\_\_   
Jacob R. Day, President  
Salisbury City Council

40  
41 APPROVED BY ME THIS;

42  
43 \_\_\_\_\_ Day of \_\_\_\_\_, 2014

44  
45 \_\_\_\_\_  
46 James Ireton Jr., Mayor

# City of Salisbury



JAMES IRETON JR.  
MAYOR

TOM STEVENSON  
CITY ADMINISTRATOR



Maryland

699 W. SALISBURY PARKWAY  
SALISBURY, MD 21801  
TEL: 410-548-3165

July 16, 2014



BARBARA DUNCAN  
CHIEF OF POLICE

TO: Tom Stevenson

FROM: Major David Meienschein

SUBJECT: Resolution – Salary Support  
“STOP Gun Violence Reduction Grant

Attached, please find a Resolution to accept grant funding in the amount of \$34,500.00, awarded through the Governor’s Office of Crime Control and Prevention under the STOP Gun Violence Reduction Grant.

This grant will fund the Salisbury Police Department’s “Salary Support” program for special patrols to reduce gun related crimes in the City. Patrol saturation will target areas in Salisbury most affected by gun crimes and wanted offenders with gun related charges.

Unless you or the Mayor, have further questions, please forward this Resolution to the City Council.

A handwritten signature in black ink, appearing to read "Major David Meienschein".

Major David Meienschein  
Administrative Commander

1 RESOLUTION No. 2441

2  
3 A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND ACCEPTING  
4 GRANT FUNDING FROM THE GOVERNOR’S OFFICE OF CRIME CONTROL AND  
5 PREVENTION (GOCCP) UNDER THE “STOP GUN VIOLENCE REDUCTION GRANT –  
6 CEASE FIRE COUNCIL” PROGRAM WHICH IS SPECIFICALLY INTENDED TO  
7 REDUCE GUN RELATED CRIMES AND TARGET WANTED OFFENDERS IN THE CITY  
8 OF SALISBURY.

9  
10 WHEREAS, the Governor’s Office of Crime Control and Prevention has awarded grant  
11 funds in the amount of \$34,500.00 (thirty four thousand five hundred) to the Salisbury Police  
12 Department to provide assistance for the “Salary Support” program; and

13  
14 WHEREAS, these funds will provide salary and overtime support for the development  
15 and implementation of strategies specifically intended to reduce gun related crimes and to target  
16 wanted offenders with gun related charges; and

17  
18 WHEREAS, this program will target various areas in the City of Salisbury most affected  
19 by gun crimes, through saturation patrols; and

20  
21 WHEREAS, the ultimate goal of this program is to provide a safer environment and  
22 improve the quality of life for the residents living in Salisbury neighborhoods plagued by violent  
23 crime.

24  
25 NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY  
26 OF SALISBURY, MARYLAND that GOCCP Grant funds in the amount of \$34, 500.00 (thirty  
27 four thousand five hundred) by accepted and utilized for the Salisbury Police Department’s  
28 “Salary Support” program to reduce gun related crimes in targeted areas of the City.

29  
30 THIS RESOLUTION was duly passed at a meeting of the Council of the City of  
31 Salisbury held on \_\_\_\_\_, 2014, and is to become effective immediately upon adoption.

32  
33 ATTEST:

34  
35 \_\_\_\_\_  
36 Kimberly R. Nichols, City Clerk

37 \_\_\_\_\_  
38 Jacob R. Day, President  
39 Salisbury City Council

40  
41 APPROVED BY ME THIS:

42 \_\_\_\_\_ Day of \_\_\_\_\_, 2014

43  
44 \_\_\_\_\_  
45 James Ireton Jr., Mayor  
46

---

INTER

OFFICE

# MEMO

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## *OFFICE OF THE MAYOR*

**To:** Tom Stevenson, City Administrator  
**From:** Terence Arrington, Assistant City Administrator  
**Subject:** Telamon Corporation Resolution of Support  
**Date:** August 19, 2014

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Please review the attached resolution of community support from Telamon Corporation. This non-profit organization has expressed interest in applying for grant funding from the Department of Housing and Community Development (DHCD). To finalize their grant application; DHCD requires a resolution of community support from the Salisbury City Council endorsing their efforts to offer foreclosure prevention and default counseling services in English, Spanish, and Haitian Creole in Salisbury.

If you have no objection to this item, please advance the resolution of support and backup materials to the August 25, 2014 legislative session for Council consideration and approval.

1  
2 RESOLUTION NO. 2442

3 A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND TO SUPPORT  
4 TELAMON CORPORATION'S (A PRIVATE NON-PROFIT 501(C)(3)) GRANT  
5 APPLICATION TO THE MARYLAND HOUSING COUNSELING FUND THROUGH  
6 THE DIVISION OF NEIGHBORHOOD REVITALIZATION OF THE DEPARTMENT  
7 OF HOUSING AND COMMUNITY DEVELOPMENT (DHCD).

8 WHEREAS, the City Council of the City of Salisbury, Maryland recognizes that there is a  
9 significant need for quality Housing Counseling Services including Default Counseling and Foreclosure  
10 Prevention in Salisbury, especially for Limited English Proficient populations; and

11 WHEREAS, Telamon Corporation, a HUD Certified Counseling Agency, proposes to provide a  
12 full array of Housing Counseling Services to Salisbury City of moderate and low income in English,  
13 Spanish and Haitian Creole in accordance with all HUD regulations;

14 NOW, THEREFORE, BE IT RESOLVED that the Salisbury City Council hereby supports this  
15 Grant Application from Telamon Corporation to the Maryland Housing Counseling in order to expand  
16 Housing Counseling Services.

17 THE ABOVE RESOLUTION was introduced and duly passed at a meeting of the Council of the  
18 City of Salisbury, Maryland held on the \_\_\_\_day of \_\_\_\_2014 and is to become effective immediately  
19 upon adoption.  
20

21 ATTEST:

22 \_\_\_\_\_  
23 Kimberly R. Nichols, City Clerk

24 \_\_\_\_\_  
25 Jacob R. Day, President  
26 Salisbury City Council

27 \_\_\_\_\_  
28 James Ireton, Jr.  
29 Mayor



## Telamon Corporation

31901 Tri-County Way, Suite 112  
Salisbury, Maryland 21804  
(410)546-4604  
(410) 546-0566 Fax

**Jennifer Shahan**  
State Director  
[jshahan@telamon.org](mailto:jshahan@telamon.org)  
(443)397-9235 Direct

Terence Arrington  
Assistant City Administrator  
City of Salisbury  
125 N. Division Street, Room 304  
Salisbury, Maryland 21804

Dear Mr. Arrington:

Telamon Corporation, a private non-profit 501 (c)(3), is located in the One Stop Job Market at 31901 Tri-County Way, Suite 112, Salisbury, Maryland 21804. Headquartered in Raleigh, North Carolina, we operate federal and state programs in 11 states. Telamon Corporation has been providing Employment and Job Training, Housing Services and other Community Support services in the Salisbury area since the early 1980's after being incorporated in Maryland in 1976. Our mission states, *"We are committed advocates for people in need. Our mission is to promote the development of human potential by creating opportunities and providing resources in the communities we serve."* Though much of our work revolves around providing services to Migrant and Seasonal Farmworkers as the Section 167 of WIA state grantee for Maryland of the National Farmworker Jobs Program, and out-of-school WIA youth programs, we also provide a multitude of other services in a multi-lingual and multi-cultural environment.

One of the other programs we provide to residents of Salisbury is based on us being a HUD certified Housing Counseling Agency, one of only three in this area including Salisbury Neighborhood Housing and Shore Up!. We currently are seeking support from *Maryland Department of Housing and Community Development's* **Maryland Housing Counseling Fund For Housing Counseling Agencies** for Calendar Year 2015 via a grant application. I am writing to request the City of Salisbury to support our grant application via a resolution. If funded, we will be able to expand our services to provide foreclosure prevention and default counseling in Spanish and Haitian Creole (in addition to English) as well as to begin to become certified to provide HECM counseling.

I would also like to invite you and your staff to tour our facilities in the One Stop, meet our staff and volunteers, and to learn more about the services we provide to Salisbury residents. For more information about Telamon Corporation, please see our website at [www.telamon.org](http://www.telamon.org). I can be reached at [jshahan@telamon.org](mailto:jshahan@telamon.org) or via my direct line at 443.397.9235. I look forward to hearing from you and sharing with the City of Salisbury about Telamon Corporation.

Sincerely,

Jennifer Shahan  
State Director

*Maryland Department of  
Housing and Community Development*

**Maryland Housing Counseling Fund  
GRANT APPLICATION  
For Housing Counseling Agencies**

**Calendar Year 2015**

Division of Neighborhood Revitalization  
100 Community Place,  
Crownsville, Maryland 21032-2023  
410-514-7288 or 1-800-543-4505



*The Maryland Department of Housing and Community Development  
pledges to foster the letter and spirit of the law for achieving equal  
housing opportunity in Maryland.*

***Counseling Agencies***  
**APPLICATION INSTRUCTIONS**

**INTRODUCTION**

The Housing Counseling and Foreclosure Mediation Fund, also known as the Maryland Housing Counseling Fund (the "Fund"), was established pursuant to Section 7-105.1 of the Real Property Article and Section 4-507 of the Housing And Community Article of the Annotated Code of Maryland. The Fund's purpose is to support nonprofits and governmental housing counselors that provide professional housing counseling, financial counseling and legal services to Maryland consumers. In the Fund's FY11 and FY12 competitive rounds, financial assistance was focused on helping consumers affected by the foreclosure crisis. The CY13 round continued this focus and was expanded to include substantial new funds from the Maryland Attorney General's portion of the 2012 joint federal-state mortgage servicing settlement with the five largest U.S. bank servicers of mortgages (the "Settlement Fund").

The Settlement Fund is comprised of the State's \$53.7 million allocation of discretionary funds from the joint federal-state settlement. The Maryland Attorney General, in consultation with the Governor and Legislature, determined that \$8.6 million of these funds would be allocated over a three-year period, CY13, CY14 and CY15, for housing counseling services to homeowners and tenants impacted by the foreclosure crisis. This allocation was approved through mandated State budget processes. In CY13 and CY14, over \$8.3 million dollars was awarded to 40 housing counseling agencies. In this CY15 MHCF application, agencies who did not receive funding in the CY14 grant round may apply for funding through the MHCF competitive round. This MHCF application will cover CY15.

Under the Home Owners Preserving Equity (HOPE) initiative, DHCD has coordinated the investment of State and federal counseling and legal funding that has resulted in a statewide network of more than 40 locally based nonprofit legal assistance and housing counseling organizations available to assist Maryland homeowners and tenants. Building upon DHCD's experience, DHCD seeks one year proposals to enhance the HOPE network.

**Eligibility of Applicants and Activities:**

Applicants for funds to assist housing counseling organizations must be 501(c)(3) nonprofit or government organizations. This Grant Application invites innovative proposals for providing counseling services to improve the well-being and financial stability of Maryland homeowners or tenants affected by the foreclosure crisis and economic downturn, including programs to:

- Prevent foreclosure and provide loss mitigation assistance
- Help households access loan modifications, principal reduction, refinancing, restitution and other benefits made available by the Attorney General's National Mortgage Settlement or other programs intended to help homeowners
- Help homeowners qualify for HARP refinancing through Fannie Mae and Freddie Mac
- Help homeowners sustain loan modifications
- Assist tenants affected by landlord foreclosures
- Help homeowners prepare for foreclosure mediation
- Coordinate with other housing counselors and legal services organizations
- Engage pro bono legal professionals to serve consumers
- Offer other innovative ideas for utilizing counseling services to improve the well-being and financial stability of vulnerable homeowners and renters

Grants will be awarded on a competitive basis to experienced nonprofit organizations and local government housing counselors.

**Criteria for determining awards:**

- Proposed Service Area & Population (15 points, based on geographic need and coverage)
- Experience and Expertise of Counseling Service Team ( 25 points)
- Proposed Program (25 points)
- Impact of the Proposed Program ( 25 points)
- Partnership Strategies (10 points)

**Technology**

Section III of this Grant Application addresses requests for up to \$10,000 to enhance or automate an organization's technology systems for providing foreclosure prevention services. Enhancement must be clearly described and have a direct connection to improving the organization's ability to serve consumers. Section III also allocates \$800 to award new grantees for the required purchase and use of a DHCD sponsored foreclosure mediation portal to enhance and automate required document submissions for foreclosure mediations.

**APPLICATION SUBMISSION PROCEDURES**

To be considered for a grant, one (1) original and three (3) copies of an unbound application and all required attachments must be submitted **by 2:00 p.m., Friday, August 22, 2014** to:

Maryland Department of Housing and Community Development  
**ATTN: Maryland Housing Counseling Fund**  
Division of Neighborhood Revitalization  
100 Community Place  
Crownsville, MD 21032-2023

**THE APPLICATION**

The application contains four sections:

- Section I. – General Information
- Section II. – Proposal Information
- Section III. – Technology Request
- Section IV. – Documents to be executed or attached by applicant

Please be sure to address all questions and include all required attachments. A checklist of the required attachments is provided at the end of Section IV for your use.

**SECTION I.**

**GENERAL INFORMATION**

**PART 1. APPLICANT INFORMATION**

1. Applicant Organization's Legal Name:

\_\_\_\_\_

Year Incorporated/Founded: \_\_\_\_\_

Name of Executive Director: \_\_\_\_\_

2. Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

3. Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_

Phone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

E-mail address: \_\_\_\_\_

4. Federal Tax Identification Number: \_\_\_\_\_

5. Affiliated Organizations:

**PART 2. APPLICANT INFORMATION**

1. Applicant Name:

2. Overview of Applicant's overall organizational mission, history and recent accomplishments  
(Attach as "Exhibit 2-A")

3. List of current Board of Directors, including organizational affiliation and address (Attach as "Exhibit 2-B".)

4. Audit within last 24 months (Attach as "Exhibit 2-C")

5. Current and prior year operating budgets (Attach as "Exhibit 2-D")

Are you HUD Certified		YES: <input type="checkbox"/> NO: <input type="checkbox"/>			
If no, when do you expect to become HUD certified?					
What Client Management System do you use? (e.g. HCO, Counselor Max, etc.)					
Are you currently using Hope Loan Port®			YES: <input type="checkbox"/> NO: <input type="checkbox"/>		
Name of Foreclosure Program Director					
Phone #		Email:			
Name of Foreclosure Reporting Contact					
Phone #		Email:			



**PART 3. APPLICANT CERTIFICATIONS**

The undersigned applicant hereby makes application to the Department of Housing and Community Development (the "Department") for a:

CY 15 Counseling Services Grant Requested	\$ _____
CY 15 Technology Grant Requested	\$ _____
<b>REQUEST TOTAL</b>	<b>\$ _____</b>

The applicant agrees it will not discriminate against any person on the basis of race, color, national origin, sex, marital status, sexual orientation, physical or mental handicap or age in any aspect of the project and to comply with all applicable federal, State and local laws regarding discrimination and equal opportunity in employment, housing and credit practices, including Titles VI and VII of the Civil Rights Act of 1964 and regulations pursuant thereto, Title VIII of the Civil Rights Act of 1968, as amended, and the Governor's Code of Fair Practices, as amended, and will comply with the Department's Minority Business Enterprise (MBE) Program, as applicable. Copies of the MBE Program Guidelines are available to the applicant upon request.

In accordance with Executive Order 01.01.1983.18, the Department advises you that certain personal information requested by the Department is necessary in determining your eligibility for Housing Counseling Assistance Grant Program (the "Program") funds. Your failure to disclose this information may result in the denial of grant funds under the Program. Availability of this information for public inspection is governed by the provisions of the Maryland Public Information Act, State Government Article, Sections 10-611 et seq. of the Annotated Code of Maryland. This information will be disclosed to appropriate staff of the Department, the OAG, or public officials, for purposes directly connected with administration of the Program for which its use is intended. Such information is not routinely shared with State, federal or local government agencies. You have the right to inspect, amend, or correct personal records in accordance with the Maryland Public Information Act.

The undersigned hereby certifies that the information set forth in this application and any attachments in support hereof, are true, correct and complete to the best of this applicant's knowledge and belief.

**In witness whereof**, the applicant has caused this document to be duly executed in its name on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
(Full Legal Name of Applicant)

By: \_\_\_\_\_  
(Signature)

Name: \_\_\_\_\_

Title: \_\_\_\_\_

## SECTION II.

### PROPOSAL INFORMATION

#### PART 1.

#### **PROPOSED AREAS OF SERVICE & POPULATIONS SERVED: (15 points)**

Applicant's geographic and client focus:

- a. List the Maryland jurisdictions you propose to serve.
- b. Describe the demographics of the client base you served last year through this program. If this is a new program, describe the demographics of the client base you anticipate serving through this program.
- c. Are you proposing to serve non-English speaking households? If so, describe your current capacity and experience for doing so.
- d. Are you proposing to serve special needs populations such as the elderly, veterans or the disabled? If so, describe your current capacity and experience for doing so.

**EXPERIENCE AND EXPERTISE: (25 points)**

Organizational experience and track record: Describe your organization’s mission and experience, highlighting the accomplishments of major programs, including those that relate to foreclosure prevention or other relevant consumer issues.

**PROPOSED PROGRAM AND THE CAPACITY TO ACCOMPLISH THE PROGRAM:**

- a. Describe the program(s) for which you are seeking funding, including the types of counseling or consumer assistance you plan to offer.
- b. If this is a renewal or expansion of the program(s) you conducted in CY14, describe the level of outputs (activities or people served) and the outcomes achieved (the difference your program made for consumers served).
- c. List the key leadership, program staff and volunteers that will be engaged in the proposed program including a brief summary of their experience, education and training. Attach resumes for these key staff.
- d. Describe any new positions you propose to add to the program.
- e. What organizational assets do you have in place that will support a successful program (such as technology, Board leadership, volunteer networks, etc.)?
- f. How will the grant you are requesting leverage other grants from other sources?
- g. Over what period of time do you propose to offer these services?

***Please complete the chart below:***

<b>Current Foreclosure Program Staff</b>	<b>FTE/PT</b>	<b>Certified (Y/N)</b>	<b>Bilingual/Language</b>
Name/Title			
Name/Title			
<i>(add additional lines as necessary)</i>			
<b>Additional Staff for CY 14 Request</b>			
Name (If Current employed)/ Title			
Name (If Currently employed)/ Title			
<i>(add additional lines as necessary)</i>			

**IMPACT OF PROPOSED PROGRAM: (25 points)**

Impact of the Proposed Program:

- a. Clearly and succinctly list your Program Goals, including specific and realistic annual outputs (activities) and outcomes (impact) that you anticipate your program will accomplish annually in CY15 based on the grants you are requesting.
- b. How does this compare to what was accomplished in CY14? (This question should specifically address how many people you served in CY14 in foreclosure prevention and how many you are proposing to serve in CY15, including what kinds of outcomes these clients achieved as a result of your organization's service.)
- c. What are the key challenges to achieving these goals (besides full funding), and how will you address these challenges?
- d. What specific performance indicators/metrics will you track to evaluate progress toward your goals?

**PARTNERSHIP AND COLLABORATION: (10 points)**

Describe how your organization utilizes partnerships to expand the reach and impact of your services:

- a. What organizations do you collaborate or partner with to serve homeowners and tenants affected by foreclosure and why?
- b. What additional organizations do you plan to partner with, if any, in order to strengthen the reach of your program?

**PART 2. BUDGET INFORMATION**

The budget is your program investment strategy and should clearly depict the sources and uses of funding for your foreclosure assistance program. Using the budget form which follows, please complete the uses and sources budget sheet for each fiscal year. Also, in the space below, provide a narrative explanation for major budget line items. **This budget form is available in Microsoft Excel on the MD Hope website. (Attach as "Exhibit 2-E".)**

<http://mdhope.dhcd.maryland.gov/Counseling/Pages/CounselorsPortal.aspx>

	Actual CY14	Projected CY15	TOTAL
<b>MHCF/AG Settlement (THIS REQUEST)</b>			
<b>Prior Rounds: (pro-rate any remaining \$'s)</b>			
<b>DHCD-MHCF Supplemental</b>			
<b>DHCD-MHCF</b>			
<b>DHCD- NFMC 5, 6, 7, 8</b>			
<b>DHCD – MHA Outreach &amp; Intake</b>			
<b>Local Jurisdiction (Name each Agency)</b>			
<b>Local Jurisdiction (Name each Agency)</b>			
<b>Foundation (Name each Foundation)</b>			
<b>Foundation (Name each Foundation)</b>			
<b>Fees</b>			
<b>Individuals</b>			
<b>Corporations</b>			
<b>Add additional lines as needed</b>			
<b>SUB-TOTAL, SOURCES</b>			
<b>USES</b>			
<b>PERSONNEL:</b>			
Staff Salaries			
Benefits (X %)			
<b>SUB-TOTAL, PERSONNEL</b>			
<b>NON PERSONNEL:</b>			
Technology			
Rent			
Telephone			
Postage			
Printing			
Use as many lines as needed			
<b>SUB -TOTAL, NON PERSONNEL</b>			
<b>TOTAL USES (PERSONNEL + NON-PERSONNEL)</b>			

### SECTION III.

#### **TECHNOLOGY REQUEST (No Points)**

**Describe your proposed technology enhancement. Include details on the purpose of hardware, software and other technologies needed to implement the project.**

- a. Describe how your proposed technology enhancement would improve the overall effectiveness of your assistance for Maryland consumers.
- b. Describe the extent to which the proposed technology enhancement will be used for foreclosure assistance and how much for other activities.

#### **Foreclosure Mediation Portal**

To enhance the foreclosure mediation experience and automate the pre-mediation document exchange process, DHCD is sponsoring a foreclosure mediation portal developed by IndiSoft, Inc. The foreclosure mediation portal allows homeowners, housing counselors, lenders, homeowner and lender attorneys to submit and exchange required documents electronically through the portal. DHCD requires the use of the Foreclosure Mediation Portal for grant awardees. DHCD will be funding the portal fee of \$800 via a one-year grant to agencies to purchase and use the software.

**Please reflect the \$800 for the Foreclosure Mediation Portal under “Technology” within the budget you are submitting with this Grant Application.**

## SECTION IV.

### DOCUMENTS

#### REQUIRED DOCUMENTATION

1. Attach a copy of your Certificate of Good Standing with the Maryland Department of Assessments and Taxation. A printout can be obtained through the SDAT website: [http://sdatcert3.resiusa.org/ucc-charter/CharterSearch\\_f.aspx](http://sdatcert3.resiusa.org/ucc-charter/CharterSearch_f.aspx). (Attach as "Exhibit 4-A".)
2. Do the applicant's organizational documents permit the organization to accept grants?  
 Yes  No
3. Complete the combined INCUMBENCY CERTIFICATE/ CORPORATE RESOLUTION). This form can be found here: <http://mdhope.dhcd.maryland.gov/Counseling/Pages/CounselorsPortal.aspx>. Attach your organization's Articles of Incorporation and By-Laws to the Incumbency Certificate. (Attach as "Exhibit 4-B".)
4. Complete the CONTRACT AFFIDAVIT (use the form supplied in the Appendices). (Attach as "Exhibit 4-C".)
5. Complete the ASSURANCE OF COMPLIANCE WITH EEO, CIVIL RIGHTS, DRUG AND ALCOHOL FREE WORKPLACE, AND OTHER REQUIREMENTS (use the form supplied in the Appendices). (Attach as "Exhibit 4-D".)
6. If counseling staff are professionally certified, please provide copies of certification and names of staff person. (Attach as "Exhibit 4-E".)
7. IRS 501c3 Determination Letter (Attach as "Exhibit 4-F".)
8. Certificate of compliance with Maryland Solicitations Act (Attach as "Exhibit 4-G".)

**REQUIRED ATTACHMENTS CHECKLIST**  
*(Identify attachments as indicated)*

**Section I. Part 2.**

- \_\_\_ **2-A** Overview of Organization Mission, History and Accomplishments
- \_\_\_ **2-B** List of Board of Directors with Affiliations and Addresses
- \_\_\_ **2-C** Audits for Last Two Years
- \_\_\_ **2-D** Operating Budget for Current and Prior Years
- \_\_\_ **2-E** Proposed program budget for CY15

**Section IV.**

- \_\_\_ **4-A** Proof of Good Standing to do business in the State of Maryland  
**(must be current to within one month)**
- \_\_\_ **4-B** Incumbency Certificate and Corporate Resolution  
(attach Articles of Incorporation and By-Laws)
- \_\_\_ **4-C** Contract Affidavit
- \_\_\_ **4-D** Assurance of Compliance with EEO, Civil Rights, Drug and Alcohol Free Workplace,  
and Other Requirements
- \_\_\_ **4-E** Counselor Certifications
- \_\_\_ **4-F** IRS 501(c)3 Determination Letter
- \_\_\_ **4-G** Certificate of Compliance with MD Solicitations Act

# City of Salisbury



MARYLAND

Salisbury



2010

125 NORTH DIVISION STREET  
SALISBURY, MARYLAND 21801  
Tel: 410-548-3190 Procurement  
Fax: 410-548-3192 Procurement

KEITH A. CORDREY  
*DIRECTOR OF INTERNAL SERVICES*

JENNIFER MILLER  
*ASST. DIRECTOR OF INTERNAL SERVICES*

JAMES IRETON, JR.  
*MAYOR*

M. THOMAS STEVENSON, JR.  
*CITY ADMINISTRATOR*

TERENCE ARRINGTON  
*ASSISTANT CITY ADMINISTRATOR*

## Council Agenda – Award of Bids August 25, 2014

- |   |         |
|---|---------|
| 1. Request for Declaration of Surplus<br>Salisbury Police Dept - Duty Weapon for Colonel Ivan Barkley | \$ 0.00 |
| 2. Request for Declaration of Surplus<br>Salisbury Police Dept – Bicycles                             | \$ 0.00 |
| 3. Request for Declaration of Surplus<br>Salisbury Fire Department – Marine 2 (18' boat)              | \$ 0.00 |

# City of Salisbury



MARYLAND



125 NORTH DIVISION STREET  
SALISBURY, MARYLAND 21801  
Tel: 410-548-3190 Procurement  
Fax: 410-548-3192 Procurement

KEITH A. CORDREY  
DIRECTOR OF INTERNAL SERVICES

JENNIFER MILLER  
ASST. DIRECTOR OF INTERNAL  
SERVICES

JAMES IRETON, JR.  
MAYOR

M. THOMAS STEVENSON, JR.  
CITY ADMINISTRATOR

TERENCE ARRINGTON  
ASSISTANT CITY ADMINISTRATOR

## Council Agenda

August 25, 2014

TO: Mayor and City Council

RE: Declaration of Surplus – Glock, Automatic Pistol Model 30  
Salisbury Police Department

The City of Salisbury Internal Services Department – Procurement Division received a request from the Salisbury Police Department to declare the following handgun surplus:

Department	Make	Model	Serial #
Salisbury Police Dept.	Glock	Automatic Pistol, Model 30	EWT978

Upon declaration of surplus, and as approved by the Council, the aforementioned handgun will be given to retired police officer, Colonel Ivan Barkley. Additional details are noted in the department memo.

Thank you,

Jennifer Miller  
Assistant Director of Internal Services – Procurement and Parking

# City of Salisbury



JAMES IRETON JR.  
MAYOR

TOM STEVENSON  
ACTING CITY ADMINISTRATOR



Maryland  
699 W. SALISBURY PARKWAY  
SALISBURY, MD 21801  
TEL: 410-548-3165



BARBARA DUNCAN  
CHIEF OF POLICE

July 28, 2014

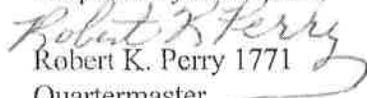
TO: Jennifer Miller  
Assistant Director Internal Services - Procurement

FROM: Robert K. Perry  
Quartermaster Salisbury Police Department

SUBJECT: INVENTORY (WEAPONS)

The Salisbury Police Department has a history of giving retired Police Officers their duty weapon as a retirement gift. With Chief Duncan's approval, I am requesting the Salisbury City Council declare as surplus, one Glock, Automatic Pistol Model 30, with a serial number of EWT978. This weapon will be given to Colonel Ivan E. Barkley. Colonel Ivan Barkley retired from the Salisbury Police Department on June 30, 2014.

Respectfully Submitted,

  
Robert K. Perry 1771

Quartermaster  
Salisbury Police Department

# City of Salisbury



JAMES IRETON JR.  
MAYOR

TOM STEVENSON  
ACTING CITY ADMINISTRATOR



Maryland  
699 W. SALISBURY PARKWAY  
SALISBURY, MD 21801  
TEL: 410-548-3165



BARBARA DUNCAN  
CHIEF OF POLICE

July 24, 2014

**TO: Chief B. Duncan**  
**FROM: Robert K. Perry**  
**SUBJECT: SURPLUS WEAPON**

The Salisbury Police Department has a history of giving retiring Police Officers their duty weapon as a retirement gift. Therefore, I request permission to send the appropriate paperwork to the Purchasing Agent to declare, as surplus, one weapon for Colonel Ivan E. Barkley, who retired from the Salisbury Police Department June 30, 2014. The weapon is a Glock, Auto Pistol 45 Caliber Model 30, with a serial number of EWT978.

Respectfully Submitted,

*Robert K. Perry*  
Robert K. Perry 1771  
Quartermaster

Distribution:  
Chief's Office  
Major Meienschein

*Chief B. Duncan*  
Approved 7/25/14

# City of Salisbury



MARYLAND

Salisbury



2010

125 NORTH DIVISION STREET  
SALISBURY, MARYLAND 21801  
Tel: 410-548-3190 Procurement  
Fax: 410-548-3192 Procurement

KEITH A. CORDREY  
DIRECTOR OF INTERNAL SERVICES

JENNIFER MILLER  
ASST. DIRECTOR OF INTERNAL  
SERVICES

JAMES IRETON, JR.  
MAYOR

M. THOMAS STEVENSON, JR.  
CITY ADMINISTRATOR

TERENCE ARRINGTON  
ASSISTANT CITY ADMINISTRATOR

## Council Agenda

August 25, 2014

TO: Mayor and City Council  
RE: Declaration of Surplus – Bicycles  
Salisbury Police Department

The City of Salisbury Internal Services Department – Procurement Division received a request from the Salisbury Police Department to declare 60 bicycles surplus. All items were found, forfeited or unclaimed, and attempts to return items to known owners have been unsuccessful. It is the request of the Salisbury PD that items are either sold at auction or donated locally. A detailed list of the items is included.

The Procurement Division requests Council's approval to declare the noted items "surplus" and to allow the Salisbury PD to dispose of them as requested.

Sincerely,

Jennifer Miller  
Asst. Director of Internal Services – Procurement and Parking

# City of Salisbury



JAMES IRETON JR.  
MAYOR  
TOM STEVENSON  
CITY ADMINISTRATOR



Maryland  
699 W. SALISBURY PARKWAY  
SALISBURY, MD 21801  
TEL: 410-548-3165



BARBARA DUNCAN  
CHIEF OF POLICE

August 13, 2014

To: Jennifer Miller  
From: Major David Meienschein  
Subject: Recommendation for Surplus of Bicycles

I am requesting that the attached list of bicycles be deemed surplus. These bicycles will be sold through Property Room. Com and/ or will be donated locally.

Respectfully,

A handwritten signature in black ink, appearing to read "David Meienschein".

David Meienschein  
Administrative Commander

Police Department

Salisbury, Maryland

MEMORANDUM 137-14

August 12, 2014

To: Major D. Meienschein  
Sgt. J. Felts  
Purchasing Department

From: Teresa Tyndall  
Property Custodian

Subject: Auction of Unclaimed Property

Attached is a copy of the 60 bicycles, from the Salisbury Police Department's Property Vault which were found, forfeited or unclaimed. These items will be sold, with your approval, at the Property Room.Com Auction. All known owners of this property have been contacted either by mail or by phone and have made no attempt to claim this property.

Please review the list and advise if you have any questions.

Distribution

Chief of Police  
Administrative Commander  
Administrative Sergeant  
CALEA: 84.1.7

## SURPLUSED BICYCLES FORPROPERTYROOMS.COM

1

Property Number	Brand Name	Model	Description	Serial Number
2014-856	HUFFY	RSS	WOMEN'S,LIGHT BLUE	AL12H084605
2014-8362	HUFFY		GOLD	SNHTC12M11156
2014-9768			SPRAY PAINTED BLK/GRN, MISSING SEAT	
2014-10293 *	MINTCRAFT		WOMEN'S,BEACH CRUISER	GS120305649
2014-10409	NEXT		MEN'S,MOUNTAIN,RED/SILVER	LWJD022867
2014-10409	ROADMASTER	GROUND ASSAULT	BLACK	
2014-12506	AVICO	DUAL SUSPENSION	RED, 28 SPEED	G121201494
2014-12642	MONGOOSE		MEN'S,MOUNTAIN, RED	SNFSD12J14795
2014-14402 10F2	ROADMASTER	MT SPORT	PURPLE, 18 SPEED	GK51364031
2014-14402 20F2			BMX,BLACK,W/ZUMEZ STICKERS	SD13A0007159
2014-15716 10F2	SCHWINN		WHITE	SNH3J10E40605
2014-15716 20F2	MONGOOSE		BMX,BLACK	ZPW4H01143
2014-19316	MONGOOSE		BLUE	SNFSD13D16060
2014-19423	NEXT			LWJF000870
2014-19856	HUFFY		BEACH CRUISER,26",SEAFOAM GREEN	SNHBC11C27107
2014-20394	HUFFY		MOUNTAIN, BLACK	
2014-20863	MONGOOSE		BLUE & SILVER	
2014-20937	HUFFY	TRAILRUNNER	PURPLE	AC12C072546
2014-21436 10F2	MONGOOSE		SILVER	SNFS013HX7702
2014-21436 20F2	RALEIGH		PURPLE	U30K31444U
2014-22140	FUJI	MONTERAY	BLACK	SA201669
2014-22222 10F2	NEXT		MOUNTAIN, RED	LWLH124850
2014-22222 20F2			MOUNTAIN,BLACK SPRAY PAINTED	
2014-22589	MIAMI SUN		ADULT-TRICYCLE, SILVER	GM06077034
2014-24357			BMX,GOLD	
2014-24478	MONGOOSE		MOUNTAIN	SNFSD13AK0530
2014-24758	ROAD HOPPER	SPECIALIZED	DARK BLUE	P0423818
2014-24775 10F2	SCHWINN		MOUNTAIN, GREEN	ISCOF07475
2014-24775 20F2	MURRAY		MOUNTAIN, BLUE	GK51329527
2014-25335 10F2	TIMBERWOLF	BIANCHI	GRAY	LY56A46533
2014-25335 20F2	MONGOOSE		BLUE	SNFSD13H3663
2014-25535	F.S. ELITE	KENSINGTON	TEAL	S000D0FF850
2014-25773	HUFFY	PANAMA JACK	WOMEN'S, 26",LIME GREEN,WHITE	SNHIC14A15195

8/12/2014 2:38 PM



# City of Salisbury



MARYLAND

Salisbury



2010

125 NORTH DIVISION STREET  
SALISBURY, MARYLAND 21801  
Tel: 410-548-3190 Procurement  
Fax: 410-548-3192 Procurement

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CITY ADMINISTRATOR

TERENCE ARRINGTON  
ASSISTANT CITY ADMINISTRATOR

## Council Agenda

August 25, 2014

TO: Mayor and City Council  
RE: Declaration of Surplus -- Marine 2  
Salisbury Fire Department

The City of Salisbury Internal Services Department – Procurement Division received a request from the Salisbury Fire Department to declare Marine 2 as surplus. The boat, an 18' Achilles Inflatable boat, provides marine firefighting capabilities to the City of Salisbury Fire District. After a recent Fire Department exercise, the boat was taken to Maritime Solutions because a leak was discovered within a major seam. The City's insurance provider, Local Government Insurance Trust (LGIT), sent a qualified appraiser to assess the boat and make a recommendation as to its repair. It was concluded that repair cost would be close to the value of the boat, and as such LGIT determined that Marine 2 was a total loss. Since the boat is currently located at Maritime Solutions, the Salisbury Fire Department recommends that the boat be turned over to Maritime Solutions as salvage, which relieves the City of additional towing and storage charges. As part of our insurance coverage, LGIT will pay for the replacement costs for a comparable boat.

The Procurement Division requests Council's approval to declare the noted items "surplus" and to allow the Salisbury Fire Department to dispose of it as requested.

Sincerely,

Jennifer Miller  
Asst. Director of Internal Services – Procurement and Parking



*From the  
Office of the  
Chief*

Date: August 12, 2014

To: Jennifer Miller, Assistant Director of Internal Services Parking & Procurement

From: Richard A. Hoppes, Fire Chief

Subject: Surplus of Marine 2

On May 4, 2014, members of the Fire Department conducted a training exercise consisting of marine and sub-surface rescue operations at Johnson's Lake utilizing Marine 2. Functioning as one of the Department's portable watercrafts, Marine 2 is an 18 ft. Achilles Inflatable boat. As the crews returned to Fire Station #16 and began cleaning equipment, a leak was discovered on the starboard side of Marine 2 along a major seam. A Local Government Insurance Trust (LGIT) report was completed and Marine 2 was taken to Maritime Solutions; an Achilles authorized dealer in Annapolis for an estimate for repairs. While at Maritime Solutions, LGIT sent an appraiser to inspect the damage to Marine 2 and discovered that the total for repairs would be close to the value of the boat. Because of this, LGIT ruled that Marine 2 was a total loss and has agreed to pay for the replacement costs for a comparable marine unit, to include the boat only. If Marine 2 is approved as surplus, the Department has two (2) options for disposal of the unit:

- Option #1 - Maritime Solutions has agreed to waive the towing and storage charges if the City will allow them to keep the vessel as salvage. Trailer, motor and other accessories will be returned to the Department.
- Option #2 - The Department can retain the unit as salvage and be responsible to pay for the towing and storage charges.

Based on the current situation and options, the Fire Department recommends the City select Option #1 and allow Maritime Solutions to keep the vessel (to include the boat only) as salvage.

The City of Salisbury Fire Department has had marine firefighting capabilities since 1941 and with the proper equipment will continue to provide fire and rescue protection including the delivery of marine surface operations for the City of Salisbury Fire District. Therefore, the Fire Department is requesting that Marine 2, to include the boat only, be deemed surplus and approve for the proper disposal of the unit.

**This is a Department Specific Communication Intended for Internal Use Only  
Unauthorized Use is Strictly Prohibited**

Ordinance No. 2299

1  
2  
3 AN ORDINANCE OF THE COUNCIL (THE “COUNCIL”) OF THE CITY OF SALISBURY TO  
4 AUTHORIZE AND EMPOWER CITY OF SALISBURY (THE “CITY”) TO ISSUE AND SELL  
5 FROM TIME TO TIME, UPON ITS FULL FAITH AND CREDIT, GENERAL OBLIGATION  
6 BONDS IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO  
7 EXCEED FOUR MILLION TWO HUNDRED THOUSAND DOLLARS (\$4,200,000.00), THE  
8 PROCEEDS OF THE SALE THEREOF TO BE USED AND APPLIED FOR THE PUBLIC  
9 PURPOSE OF FINANCING, REIMBURSING OR REFINANCING COSTS (AS DEFINED  
10 HEREIN, WHICH INCLUDE ISSUANCE COSTS AND CAPITALIZED INTEREST) OF THE  
11 PUBLIC PURPOSE PROJECT IDENTIFIED HEREIN AS “FACILTY RENOVATION – FIRE  
12 STATION #2”; PROVIDING FOR THE ADOPTION OF A RESOLUTION OR RESOLUTIONS  
13 OF THE COUNCIL TO DETERMINE, APPROVE OR PROVIDE FOR VARIOUS MATTERS  
14 RELATING TO THE AUTHORIZATION, SALE, SECURITY, ISSUANCE, DELIVERY,  
15 PAYMENT AND REDEMPTION OF AND FOR EACH SERIES OF THE BONDS;  
16 AUTHORIZING AND EMPOWERING THE COUNCIL TO PROVIDE BY RESOLUTION FOR  
17 THE ISSUANCE AND SALE FROM TIME TO TIME OF ONE OR MORE SERIES OF  
18 GENERAL OBLIGATION BOND ANTICIPATION NOTES IN AN AGGREGATE PRINCIPAL  
19 AMOUNT NOT TO EXCEED FOUR MILLION TWO HUNDRED THOUSAND DOLLARS  
20 (\$4,200,000.00), PRIOR TO AND IN ANTICIPATION OF THE ISSUANCE OF ANY OF THE  
21 BONDS AUTHORIZED HEREBY, IN ORDER TO FINANCE OR REIMBURSE PROJECT  
22 COSTS ON AN INTERIM BASIS; AUTHORIZING AND EMPOWERING THE COUNCIL TO  
23 PROVIDE BY RESOLUTION FOR THE ISSUANCE AND SALE FROM TIME TO TIME OF  
24 ONE OR MORE SERIES OF GENERAL OBLIGATION BONDS IN ORDER TO REFUND  
25 ANY OF THE BONDS ISSUED PURSUANT TO THE AUTHORITY OF THIS ORDINANCE  
26 (INCLUDING PAYING ISSUANCE COSTS AND INTEREST ON SUCH REFUNDING  
27 BONDS), PROVIDED THAT, THE AGGREGATE PRINCIPAL AMOUNT OF ANY SUCH  
28 ISSUE OF REFUNDING BONDS SHALL NOT EXCEED ONE HUNDRED THIRTY  
29 PERCENT (130%) OF THE AGGREGATE PRINCIPAL AMOUNT OF THE BONDS  
30 REFUNDED THEREFROM; PROVIDING FOR THE LEVY AND COLLECTION OF AD  
31 VALOREM TAXES SUFFICIENT FOR, AND PLEDGING THE FULL FAITH AND CREDIT  
32 AND UNLIMITED TAXING POWER OF THE CITY TO, THE PROMPT PAYMENT OF THE  
33 PRINCIPAL OF AND INTEREST ON EACH SERIES OF THE BONDS, THE BOND  
34 ANTICIPATION NOTES AND THE REFUNDING BONDS AUTHORIZED HEREBY (THE  
35 “OBLIGATIONS”); PROVIDING THAT THE PRINCIPAL OF AND INTEREST ON EACH  
36 SERIES OF SUCH OBLIGATIONS ALSO MAY BE PAID FROM ANY OTHER SOURCES OF  
37 REVENUE LAWFULLY AVAILABLE TO THE CITY FOR SUCH PURPOSE; PROVIDING  
38 THAT CERTAIN ACTIONS MAY BE TAKEN OR PROVIDED FOR BY RESOLUTION IN  
39 CONNECTION WITH THE REISSUANCE OF ANY OF THE OBLIGATIONS; PROVIDING  
40 THAT ANY OF THE OBLIGATIONS AUTHORIZED HEREBY MAY BE CONSOLIDATED  
41 WITH ANY BONDS, BOND ANTICIPATION NOTES AND/OR REFUNDING BONDS

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Underlining : Indicates material added by amendment after introduction  
~~Strike-through~~ : Indicates material deleted by amendment after introduction

42 AUTHORIZED BY THE COUNCIL AND ISSUED AS A SINGLE SERIES OF BONDS, BOND  
43 ANTICIPATION NOTES AND/OR REFUNDING BONDS; AUTHORIZING AND DIRECTING  
44 OFFICIALS AND EMPLOYEES OF THE CITY TO TAKE ANY AND ALL ACTION  
45 NECESSARY TO COMPLETE AND CLOSE THE SALE AND DELIVERY OF THE  
46 OBLIGATIONS; PROVIDING THAT THIS TITLE SHALL BE DEEMED A STATEMENT OF  
47 THE SUBSTANCE OF THIS ORDINANCE FOR ALL PURPOSES; AND OTHERWISE  
48 GENERALLY RELATING TO THE ISSUANCE, SALE, DELIVERY AND PAYMENT OF  
49 THE OBLIGATIONS.

50

51

RECITALS

52

53 WHEREAS, City of Salisbury, a municipal corporation of the State of Maryland (the  
54 “City”), is authorized and empowered by Sections 19-301 through 19-309 of the Local Government  
55 Article of the Annotated Code of Maryland (previously codified as Sections 31 through 37 of  
56 Article 23A of the Annotated Code of Maryland), as replaced, supplemented or amended (the  
57 “Enabling Act”), and Sections SC7-45 and SC7-46 of the Charter of the City of Salisbury, as  
58 replaced, supplemented or amended (the “Charter”), to borrow money for any proper public purpose  
59 and to evidence such borrowing by the issuance and sale of its general obligation bonds; and

60

61 WHEREAS, the City has determined to undertake the public purpose project identified in  
62 Section 3 of this Ordinance; and

63

64 WHEREAS, the City has determined to authorize the issuance from time to time of one or  
65 more series of its general obligation bonds in order to finance, reimburse or refinance all or a  
66 portion of the costs of the public purpose project identified in Section 3 of this Ordinance; and

67

68 WHEREAS, prior to issuing one or more series of the bonds authorized hereby, the City  
69 may need to obtain interim financing in order to finance or reimburse applicable project costs on a  
70 timely basis through the issuance from time to time of general obligation bond anticipation notes in  
71 one or more series pursuant to the authority of Sections 19-211 through 19-223 of the Local  
72 Government Article of the Annotated Code of Maryland (previously codified as Section 12 of  
73 Article 31 of the Annotated Code of Maryland), as replaced, supplemented or amended (the “Bond  
74 Anticipation Note Enabling Act”); and

75

76 WHEREAS, subsequent to the issuance of any bonds provided for herein, the City may  
77 desire to refund or advance refund all or a portion of such bonds through the issuance from time to  
78 time of one or more series of its general obligation refunding bonds pursuant to the authority of  
79 Section 19-207 of the Local Government Article of the Annotated Code of Maryland (previously  
80 codified as Section 24 of Article 31 of the Annotated Code of Maryland), as replaced, supplemented  
81 or amended (the “Refunding Act”); and

82

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Underlining : Indicates material added by amendment after introduction  
~~Strike-through~~ : Indicates material deleted by amendment after introduction

83 WHEREAS, the City has determined to pledge its full faith and credit and unlimited taxing  
84 power to the prompt payment of debt service on any general obligation bonds, bond anticipation  
85 notes or refunding bonds authorized hereby; and  
86

87 WHEREAS, although Section SC7-46.E of the Charter provides that the City shall  
88 determine the manner of selling any bonds, notes or other evidences of indebtedness by resolution,  
89 it is the expectation of the Council of the City (the “Council”) that, as authorized by such Section of  
90 the Charter, the Bond Anticipation Note Enabling Act and the Refunding Act, as applicable, each  
91 series of the bonds, the bond anticipation notes and the refunding bonds authorized hereby shall be  
92 sold by private (negotiated) sale unless the Council determines otherwise by resolution; and  
93

94 WHEREAS, the City shall issue any bonds, bond anticipation notes or refunding bonds  
95 authorized hereby in accordance with the terms and conditions provided for in a resolution or  
96 resolutions to be adopted by the Council pursuant to the authority of the Enabling Act, the Charter,  
97 this Ordinance and other applicable law.  
98

99 SECTION 1. NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF  
100 THE CITY OF SALISBURY, MARYLAND that:  
101

102 (a) The Recitals to this Ordinance are deemed a substantive part of this Ordinance and  
103 incorporated by reference herein. Capitalized terms used in the Sections of this Ordinance and not  
104 defined herein shall have the meanings given to such terms in the Recitals.  
105

106 (b) References in this Ordinance to any official by title shall be deemed to refer (i) to  
107 any official authorized under the Charter or other applicable law to act in such titled official’s stead  
108 during the absence or disability of such titled official, (ii) to any person who has been elected,  
109 appointed or designated to fill such position in an acting capacity under the Charter or other  
110 applicable law, (iii) to any person who serves in a “Deputy” or “Assistant” capacity as such an  
111 official, provided that the applicable responsibilities, rights or duties referred to herein have been  
112 delegated to such deputy or assistant in accordance with applicable law or authority, and/or (iv) to  
113 the extent an identified official commonly uses another title not provided for in the Charter or the  
114 code of ordinances of the City (the “City Code”), the official, however known, who is charged  
115 under the Charter, the City Code or other applicable law or authority with the applicable  
116 responsibilities, rights or duties referred to herein.  
117

118 SECTION 2. BE IT FURTHER ORDAINED that pursuant to the authority of the  
119 Enabling Act and the Charter, the City hereby determines to borrow money and incur indebtedness  
120 from time to time for the public purpose of financing, reimbursing or refinancing costs (as defined  
121 in Section 3(b) hereof) of the Project identified in Section 3(b) hereof.  
122

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Underlining : Indicates material added by amendment after introduction  
~~Strike-through~~ : Indicates material deleted by amendment after introduction

123            SECTION 3. BE IT FURTHER ORDAINED that:  
124

125            (a) To evidence the borrowing and indebtedness authorized in Section 2 of this  
126 Ordinance, the City, acting pursuant to the authority of the Enabling Act and the Charter, hereby  
127 determines to issue and sell from time to time, in one or more series, upon its full faith and credit, its  
128 general obligation bonds in an aggregate principal amount not to exceed Four Million Two Hundred  
129 Thousand Dollars (\$4,200,000.00) (collectively, the “Bonds”). Any series of the Bonds may be  
130 issued as one or more bonds and any such bond may be issued in installment form and/or draw-  
131 down form.  
132

133            (b) With respect to the project listed below, the word “costs” as used in Section 2 hereof  
134 shall include, as applicable, land and right-of-way acquisition and development; site and utility  
135 improvements; acquisition, construction, expansion, demolition, reconstruction, replacement,  
136 renovation, rehabilitation, improvement, installation, furnishing and equipping activities and  
137 expenses, and related or similar costs; planning, design, engineering, architectural, feasibility,  
138 inspection, construction management, surveying, permitting, financial and legal expenses, and  
139 related or similar costs; costs of issuance (which may include costs of bond insurance or other credit  
140 or liquidity enhancement); interest during construction and for a reasonable period thereafter  
141 (whether or not expressly so stated); and any such costs that may represent the City’s share or  
142 contribution to the financing, reimbursement or refinancing of such project. The project to which  
143 proceeds of the Bonds (or BANs, as identified in Section 6 hereof) are to be applied is identified in  
144 the City’s capital improvement program as “Facility Renovation – Fire Station #2”, and as the same  
145 may be amended or modified in accordance with applicable law, is referred to herein as the  
146 “Project”. It is the intention of the Council that proceeds of the Bonds (or of any of the BANs, as  
147 applicable) may be spent on any applicable costs (as defined above) relating to the Project.  
148

149            (c) In the event the City issues any series of the BANs pursuant to Section 6 of this  
150 Ordinance, proceeds of the Bonds of any series in anticipation of which such BANs were issued  
151 may also be applied to prepay or pay principal, premium and/or interest on such series of the BANs  
152 in accordance with the Bond Anticipation Note Enabling Act, and such application shall be deemed  
153 the payment of “costs” for purposes of this Ordinance.  
154

155            SECTION 4. BE IT FURTHER ORDAINED that the proceeds of the Bonds shall be used  
156 and applied by the City exclusively and solely for the public purposes described in Section 3 of this  
157 Ordinance, unless a supplemental ordinance is enacted by the Council to provide for the use and  
158 application of such proceeds for some other proper public purpose authorized by the Enabling Act,  
159 the Charter or other applicable law.  
160

161            SECTION 5. BE IT FURTHER ORDAINED that pursuant to the authority of the Enabling  
162 Act, the Charter and this Ordinance, the Council, prior to the issuance, sale and delivery of each  
163 series of the Bonds, shall adopt a resolution or resolutions (in each such case and, collectively, the  
164 “Resolution”) specifying, prescribing, determining, providing for or approving such matters, details,

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Underlining            : Indicates material added by amendment after introduction  
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165 forms (including, without limitation, the complete forms of the Bonds of such series), documents or  
166 procedures as may be required by the Enabling Act, the Charter or this Ordinance or as the Council  
167 may deem appropriate for the authorization, sale, security, issuance, delivery, payment, prepayment  
168 or redemption of or for such series of the Bonds. The Resolution shall set forth, determine or  
169 provide for the determination of, provide for, or approve or provide for the approval of, among  
170 other matters, as applicable, the designation of such series of the Bonds; the date of issue of such  
171 series of the Bonds; the aggregate principal amount of such series of the Bonds; the denominations  
172 of such series of the Bonds; the maturity or maturities of such series of the Bonds; the principal  
173 installment or installments payable on such series of the Bonds; the rate or rates of interest, or the  
174 method of determining the rate or rates of interest, payable on such series of the Bonds, which may  
175 be fixed or variable; provisions for the payment of late fees and/or additional interest or penalties  
176 payable on the Bonds of such series or adjustments to interest rates in appropriate circumstances;  
177 the purchase price for such series of the Bonds or the method of determining the purchase price;  
178 provisions relating to the prepayment or redemption of such series of the Bonds at the City's option  
179 or by mandatory sinking fund payments; provisions allowing the registered owners of such series of  
180 the Bonds to put or cause the prepayment or redemption of the same at their option; the manner of  
181 selling such series of the Bonds, which may be by private (negotiated) sale without advertisement or  
182 solicitation of competitive bids or at public sale after publication or dissemination of the notice of  
183 sale, and all matters in connection therewith; provisions for the appropriation, disposal and  
184 investment of proceeds of such series of the Bonds; provisions for the application of unexpended  
185 proceeds, any premium paid upon sale or investment earnings on proceeds of such series of the  
186 Bonds, which may include, without limitation, on costs of the Project or on debt service payable on  
187 such series of the Bonds, to the extent permitted by applicable law; the selection of any bond  
188 registrar, paying agent, investment bidding agent or other appropriate parties in connection with  
189 such series of the Bonds; certifications, representations, determinations, designations or elections  
190 relating to the tax-exempt or taxable status of interest payable on such series of the Bonds; and all  
191 other terms and conditions pursuant to which such series of the Bonds will be issued, sold and  
192 delivered, including, without limitation, any other determinations to be made by resolution as  
193 required by Charter Section SC7-46.A. Among other matters, the Council, pursuant to the  
194 Resolution, may authorize, approve or otherwise provide for (i) any commitment fee or similar fee  
195 and any other costs payable in connection with any series of the Bonds, (ii) the obtaining of credit  
196 enhancement or liquidity enhancement for any series of the Bonds (and the execution and delivery  
197 of any agreements or documents relating thereto), and (iii) any other agreements necessary to  
198 enhance the marketability of or as security for any series of the Bonds, including (without  
199 limitation) any continuing disclosure undertaking required to satisfy the requirements of Securities  
200 and Exchange Commission Rule 15c2-12. Any Resolution may determine the matters identified in  
201 this Section 5 for more than one series of the Bonds.

202  
203 SECTION 6. BE IT FURTHER ORDAINED that (a) pursuant to the authority of the  
204 Bond Anticipation Note Enabling Act and the Charter, the City is hereby authorized and  
205 empowered to issue and sell, upon its full faith and credit, its general obligation bond anticipation  
206 notes in one or more series from time to time in an aggregate principal amount not to exceed Four

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Underlining : Indicates material added by amendment after introduction  
~~Strike-through~~ : Indicates material deleted by amendment after introduction

207 Million Two Hundred Thousand Dollars (\$4,200,000.00) (collectively, the “BANs”), prior to and  
208 in anticipation of the sale of any series of the Bonds, for the public purpose of financing or  
209 reimbursing costs of the Project on an interim basis. Any such series of the BANs may consist of  
210 one or more notes and any note may be issued in installment form and/or draw-down form. Prior to  
211 the issuance, sale and delivery of each series of the BANs, the Council shall adopt a resolution or  
212 resolutions pursuant to the authority of the Bond Anticipation Note Enabling Act, the Charter and  
213 this Ordinance authorizing such series of the BANs and specifying, prescribing, determining or  
214 providing for the determination of, providing for, or approving or providing for the approval of,  
215 with respect to such series of the BANs, the same types of matters, details, forms, documents or  
216 procedures and determinations specified to be made or addressed in Section 5 hereof with respect to  
217 each series of the Bonds, to the extent applicable with respect to such series of the BANs, and as  
218 otherwise may be authorized or required by applicable law.

219  
220 (b) As authorized by the Bond Anticipation Note Enabling Act, by resolution the  
221 Council may provide for the renewal of any series of the BANs at maturity with or without resale,  
222 together with any amendments or modifications to such series of the BANs and any related  
223 documentation.

224  
225 SECTION 7. BE IT FURTHER ORDAINED that pursuant to the authority of the  
226 Refunding Act and the Charter, the City is hereby authorized and empowered to issue and sell,  
227 upon its full faith and credit, its general obligation refunding bonds in one or more series from  
228 time to time (collectively, the “Refunding Bonds”), for the purpose of refunding or advance  
229 refunding any of the Bonds authorized hereby, including the payment of any outstanding and  
230 unpaid principal, any prepayment or redemption premium and any interest accrued or to accrue  
231 to the date of prepayment, redemption, purchase or maturity of the Bonds to be refunded, paying  
232 costs and expenses in connection with the issuance, sale and delivery of such series of the  
233 Refunding Bonds, and, to the extent determined by the Council by resolution, paying interest on  
234 such series of the Refunding Bonds, for the public purpose of realizing savings to the City in the  
235 aggregate cost of debt service on either a direct comparison or present value basis or in order to  
236 accomplish any debt restructuring or other purpose that is permitted by applicable law; provided  
237 that, the aggregate principal amount of any issue of the Refunding Bonds shall not exceed one  
238 hundred thirty percent (130%) of the aggregate principal amount of the Bonds refunded  
239 therefrom. Any such series of the Refunding Bonds may consist of one or more bonds and any  
240 bond may be issued in installment form and/or draw-down form. Prior to the issuance, sale and  
241 delivery of each series of the Refunding Bonds, the Council shall adopt a resolution or  
242 resolutions authorizing such series of the Refunding Bonds and specifying, describing,  
243 determining or providing for the determination of, providing for, or approving or providing for  
244 the approval of, with respect to such series of the Refunding Bonds, the same types of matters,  
245 details, forms, documents, procedures and determinations specified to be made or addressed in  
246 Section 5 hereof with respect to each series of the Bonds, to the extent applicable to such series  
247 of the Refunding Bonds, and as otherwise may be authorized or required by applicable law,  
248 including, without limitation, the purposes of the Refunding Act to be achieved by the issuance

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249 of such series of the Refunding Bonds, the selection of any escrow agent or verification  
250 consultant, the determination of the Bonds to be refunded from such series of the Refunding  
251 Bonds, and any agreements, documents or other instruments necessary or desirable in connection  
252 with the refunding.

253  
254 SECTION 8. BE IT FURTHER ORDAINED that (a) for the purpose of paying the  
255 principal of and interest on the Bonds, the BANs and the Refunding Bonds (individually or  
256 collectively, the “Obligations”) when due, the City shall levy or cause to be levied, for each and  
257 every fiscal year during which any series of the Obligations may be outstanding, ad valorem taxes  
258 upon all real and tangible personal property within its corporate limits subject to assessment for  
259 unlimited municipal taxation in rate and amount sufficient to provide for the prompt payment, when  
260 due, of the principal of and interest on such series of the Obligations in each such fiscal year. If the  
261 proceeds from the taxes so levied in any such fiscal year are inadequate for such payment,  
262 additional taxes shall be levied in the succeeding fiscal year to make up such deficiency.

263  
264 (b) The full faith and credit and unlimited taxing power of the City are hereby  
265 irrevocably pledged to the prompt payment of the principal of and interest on each series of the  
266 Obligations as and when they become due and payable and to the levy and collection of the taxes  
267 hereinabove described as and when such taxes may become necessary in order to provide sufficient  
268 funds to meet the debt service requirements of such series of the Obligations. The City hereby  
269 covenants and agrees with the registered owners, from time to time, of each series of the  
270 Obligations to levy and collect the taxes hereinabove described and to take any further action that  
271 may be lawfully appropriate from time to time during the period that such series of the Obligations  
272 remains outstanding and unpaid to provide the funds necessary to pay promptly the principal thereof  
273 and the interest due thereon.

274  
275 (c) The foregoing provisions shall not be construed so as to prohibit the City from  
276 paying the principal of and interest on any series of the Obligations from the proceeds of the sale of  
277 any other obligations of the City or from any other funds legally available for that purpose  
278 (including, without limitation, (i) with respect to the BANs, from the proceeds of the Bonds and (ii)  
279 with respect to the Bonds, from the proceeds of the Refunding Bonds). Within any applicable  
280 limitations of Maryland or federal law (including, without limitation, the Internal Revenue Code of  
281 1986, as amended, and the U.S. Treasury Regulations promulgated thereunder), the City may apply  
282 to the payment of the principal of or interest on any series of the Obligations any funds received by  
283 it from the State of Maryland or the United States of America, or any governmental agency or  
284 instrumentality, or from any other source, if such funds are granted or paid to the City for the  
285 purpose of assisting the City in the type of project which the Obligations of such series are issued to  
286 finance, reimburse or refinance or are otherwise available for such purpose, and to the extent of any  
287 such funds received or receivable in any fiscal year, the taxes hereby required to be levied may be  
288 reduced proportionately. Pursuant to the authority of Section SC7-46.A. of the Charter, by  
289 resolution the Council may provide that all or a portion of the debt service on the allocable portion

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290 of any series of the Obligations shall be payable in the first instance from specified revenues or  
291 other moneys identified in such resolution, to the extent available for such purposes.  
292

293 SECTION 9. BE IT FURTHER ORDAINED that by resolution, the Council may make any  
294 appropriate arrangements (including, without limitation, by authorizing one or more appropriate  
295 officials to make any elections, designations, determinations or filings on the City’s behalf) in the  
296 event any right of the registered owner of an Obligation to put or cause the prepayment or  
297 redemption of such Obligation at its option, or any change in the interest rate of an Obligation, or  
298 any other modification to an Obligation could lead to a reissuance of such Obligation for purposes  
299 of the Internal Revenue Code of 1986, as amended, and the U.S. Treasury Regulations promulgated  
300 thereunder.  
301

302 SECTION 10. BE IT FURTHER ORDAINED that by resolution, the Council may  
303 determine that any of the Bonds, the BANs or the Refunding Bonds authorized hereby may be  
304 consolidated with any bonds, bond anticipation notes and/or refunding bonds authorized by the  
305 Council and issued as a single series of bonds, bond anticipation notes and/or refunding bonds.  
306

307 SECTION 11. BE IT FURTHER ORDAINED that the Mayor, the City Administrator, the  
308 Director of Internal Services, the City Clerk and all other appropriate officials and employees of the  
309 City are hereby authorized and directed to take any and all action necessary to complete and close  
310 the sale and delivery of the Bonds, the BANs or the Refunding Bonds and to approve, execute and  
311 deliver all documents, certificates and instruments necessary or appropriate in connection therewith.  
312

313 SECTION 12. BE IT FURTHER ORDAINED that the title of this Ordinance shall be  
314 deemed to be, and is, a statement of the substance of this Ordinance for publication and all other  
315 purposes.  
316

317 SECTION 13. BE IT FURTHER ORDAINED that this Ordinance shall become effective  
318 following approval by the Mayor or subsequent passage by the Council in accordance with the  
319 provision of Section SC2-12 of the Charter. Pursuant to Section SC2-16 of the Charter, this  
320 Ordinance shall not be subject to petition for referendum.  
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Ordinance No. 2300

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AN ORDINANCE OF THE COUNCIL (THE "COUNCIL") OF THE CITY OF SALISBURY TO AUTHORIZE AND EMPOWER CITY OF SALISBURY TO ISSUE AND SELL FROM TIME TO TIME, UPON ITS FULL FAITH AND CREDIT, GENERAL OBLIGATION BONDS IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TWO MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$2,800,000.00) (THE "ORIGINAL REFUNDING BONDS"), THE PROCEEDS OF THE SALE THEREOF TO BE USED AND APPLIED FOR THE PUBLIC PURPOSE OF (I) REFUNDING OR ADVANCE REFUNDING IN WHOLE OR IN PART ALL OR ANY PORTION OF THE CITY'S OUTSTANDING CITY OF SALISBURY INFRASTRUCTURE BONDS, 2004 SERIES A, INCLUDING PAYING PRINCIPAL, REDEMPTION OR PREPAYMENT PREMIUMS AND/OR ACCRUED AND UNPAID INTEREST THEREON, (II) PAYING COSTS OF ISSUANCE OF THE ORIGINAL REFUNDING BONDS, AND/OR (III) TO THE EXTENT DETERMINED BY THE COUNCIL, PAYING INTEREST ON THE ORIGINAL REFUNDING BONDS; AUTHORIZING THE CITY TO ISSUE AND SELL FROM TIME TO TIME, UPON ITS FULL FAITH AND CREDIT, GENERAL OBLIGATION BONDS IN ONE OR MORE SERIES (THE "SUBSEQUENT REFUNDING BONDS") IN ORDER TO REFUND OR ADVANCE ANY OF THE ORIGINAL REFUNDING BONDS ISSUED PURSUANT TO THE AUTHORITY OF THIS ORDINANCE, INCLUDING PAYING PRINCIPAL, REDEMPTION OR PREPAYMENT PREMIUMS AND/OR ACCRUED AND UNPAID INTEREST ON SUCH REFUNDED ORIGINAL REFUNDING BONDS, COSTS OF ISSUANCE OF SUCH SUBSEQUENT REFUNDING BONDS AND/OR INTEREST ON SUCH SUBSEQUENT REFUNDING BONDS, PROVIDED THAT, THE AGGREGATE PRINCIPAL AMOUNT OF ANY SUCH ISSUE OF SUBSEQUENT REFUNDING BONDS SHALL NOT EXCEED ONE HUNDRED THIRTY PERCENT (130%) OF THE AGGREGATE PRINCIPAL AMOUNT OF THE ORIGINAL REFUNDING BONDS REFUNDED THEREFROM; PROVIDING FOR THE ADOPTION OF A RESOLUTION OR RESOLUTIONS OF THE COUNCIL TO DETERMINE, APPROVE OR PROVIDE FOR VARIOUS MATTERS RELATING TO THE AUTHORIZATION, SALE, SECURITY, ISSUANCE, DELIVERY, PAYMENT, REDEMPTION OR PREPAYMENT OF AND FOR EACH SERIES OF THE ORIGINAL REFUNDING BONDS AND THE SUBSEQUENT REFUNDING BONDS (THE "OBLIGATIONS"); PROVIDING FOR THE LEVY AND COLLECTION OF AD VALOREM TAXES SUFFICIENT FOR, AND PLEDGING THE FULL FAITH AND CREDIT AND UNLIMITED TAXING POWER OF THE CITY TO, THE PROMPT PAYMENT OF PRINCIPAL AND INTEREST ON EACH SERIES OF THE OBLIGATIONS; PROVIDING THAT THE PRINCIPAL OF AND INTEREST ON EACH SERIES OF THE OBLIGATIONS ALSO MAY BE PAID FROM ANY OTHER SOURCES OF REVENUE LAWFULLY AVAILABLE TO THE CITY FOR SUCH PURPOSE; PROVIDING THAT CERTAIN ACTIONS MAY BE TAKEN OR PROVIDED FOR BY RESOLUTION IN CONNECTION WITH THE REISSUANCE OF ANY OF THE OBLIGATIONS; PROVIDING THAT ANY OF THE OBLIGATIONS AUTHORIZED HEREBY MAY BE CONSOLIDATED WITH ANY BONDS AND/OR REFUNDING BONDS AUTHORIZED BY THE COUNCIL AND ISSUED AS A SINGLE SERIES OF BONDS AND/OR REFUNDING BONDS; AUTHORIZING AND

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45 DIRECTING OFFICIALS AND EMPLOYEES OF THE CITY TO TAKE ANY AND ALL  
46 ACTION NECESSARY TO COMPLETE AND CLOSE THE SALE AND DELIVERY OF THE  
47 OBLIGATIONS; PROVIDING THAT THIS TITLE SHALL BE DEEMED A STATEMENT OF  
48 THE SUBSTANCE OF THIS ORDINANCE FOR ALL PURPOSES; AND OTHERWISE  
49 GENERALLY RELATING TO THE ISSUANCE, SALE, DELIVERY AND PAYMENT OF  
50 THE OBLIGATIONS AUTHORIZED HEREBY.

51

52

RECITALS

53

54 WHEREAS, City of Salisbury, a municipal corporation of the State of Maryland (the  
55 “City”), is authorized and empowered by Sections 19-301 to 19-309, inclusive, of the Local  
56 Government Article of the Annotated Code of Maryland (previously codified as Sections 31 to 37,  
57 inclusive, of Article 23A of the Annotated Code of Maryland), as replaced, supplemented or  
58 amended (the “Enabling Act”), and Sections SC7-45 and SC7-46 of the Charter of the City of  
59 Salisbury, as replaced, supplemented or amended (the “Charter”), to borrow money for any proper  
60 public purpose and to evidence such borrowing by the issuance and sale of its general obligation  
61 bonds; and

62

63 WHEREAS, pursuant to Section 19-207 of the Local Government Article of the Annotated  
64 Code of Maryland (previously codified as Section 24 of Article 31 of the Annotated Code of  
65 Maryland), as replaced, supplemented or amended (the “Refunding Act”), the City is further  
66 authorized to issue bonds for the purpose of refunding any of its bonds then outstanding for the  
67 public purpose of realizing debt service savings or debt restructuring; and

68

69 WHEREAS, pursuant to the Refunding Act, the procedures for the issuance of refunding  
70 bonds shall be the same as those applicable to the bonds being refunded, except that refunding  
71 bonds may be sold at a private sale, without soliciting bids, if the City determines in a public  
72 meeting that such procedure is in the public interest; and

73

74 WHEREAS, on April 20, 2004, the City issued and delivered its City of Salisbury  
75 Infrastructure Bonds, 2004 Series A in the form of a single installment bond in the principal amount  
76 of \$5,318,000 (the “2004 Bonds”) pursuant to the authority of the Enabling Act, the Charter,  
77 Subtitle 2 of Title 2 of Article 83B of the Annotated Code of Maryland, as amended (now codified  
78 at Subtitle 2 of Title 4 of the Housing and Community Development Article of the Annotated Code  
79 of Maryland, and as amended, the “CDA Act”), and Ordinance No. 1898, passed by the Council of  
80 the City (the “Council”) on February 9, 2004, approved by the Mayor of the City (the “Mayor”) on  
81 February 17, 2004 and effective on February 17, 2004 (“Ordinance No. 1898”), which specified that  
82 the proceeds of the 2004 Bonds would be applied for the public purpose of constructing a new fire  
83 station and administrative building, constructing Isabella Street shoreline protection and purchasing  
84 a fire ladder aerial truck (collectively, the “Project”), and paying issuance costs, bond insurance  
85 premiums and other related costs; and

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87 WHEREAS, as originally issued and delivered, principal of the 2004 Bonds is payable on  
88 May 1 in the years 2005 through 2024, inclusive, the 2004 Bonds bear interest at rates per annum  
89 ranging from 2.000% to 4.625%, and interest on the 2004 Bonds is payable each May 1 and  
90 November 1, commencing November 1, 2004, until maturity or prior prepayment; and  
91

92 WHEREAS, the 2004 Bonds were sold to the Community Development Administration, an  
93 agency in the Division of Development Finance of the Department of Housing and Community  
94 Development, a principal department of the government of the State of Maryland (the  
95 “Administration”), in connection with the Local Government Infrastructure Financing Program of  
96 the Administration (the “Program”), in order to evidence a loan from the Administration to the City  
97 to finance costs of the Project and other costs identified in Ordinance No. 1898; and  
98

99 WHEREAS, the loan made by the Administration to the City with respect to the 2004  
100 Bonds was made from the proceeds of certain revenue bonds issued by the Administration to fund  
101 such loan to the City and loans to other local government borrowers (the “CDA Bonds”); and  
102

103 WHEREAS, in connection with the 2004 Bonds, the City entered into both a Repayment  
104 Agreement and a Pledge Agreement with CDA (each, as amended or modified to date, a  
105 “Repayment Agreement” or a “Pledge Agreement”); and  
106

107 WHEREAS, the 2004 Bonds are subject to prepayment at the option of the City prior to  
108 maturity (following prior written notice and subject to certain other considerations specified in the  
109 related Repayment Agreement) in whole or in part, at any time on or after June 1, 2014, in an  
110 amount equal to the principal amount of the 2004 Bonds to be prepaid, together with unpaid  
111 interest accrued thereon to the date fixed for redemption of the corresponding CDA Bonds to be  
112 redeemed from such prepayment; and  
113

114 WHEREAS, the financial advisor working with the City has advised that under current  
115 market conditions the City may achieve favorable interest rate savings by refunding or advance  
116 refunding in whole or in part the outstanding 2004 Bonds; and  
117

118 WHEREAS, with the expectation that market conditions will continue to remain favorable,  
119 the City has determined to authorize the issuance from time to time of one or more series of its  
120 general obligation bonds in order to (i) refund or advance refund all or a portion of the then-  
121 outstanding and unpaid principal amounts of the 2004 Bonds and, in connection therewith, to pay  
122 all or any portion of any applicable redemption or prepayment premium and/or to pay all or any  
123 portion of interest accrued or to accrue to the dates of maturity, redemption or prepayment of such  
124 refunded 2004 Bonds, for the public purpose of (X) realizing savings in the total cost of debt service  
125 on a direct comparison or present value basis, or (Y) debt restructuring that reduces the total cost of  
126 debt service or is determined by the Council to be in the best interests of the City, to be consistent  
127 with the City’s long-term financial plan, and to realize a financial objective of the City, as  
128 contemplated in the Refunding Act and as to be determined pursuant to a resolution or resolutions  
129 of the Council, (ii) to pay all or a portion of the related costs of issuance of such refunding bonds,

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130 and/or (iii) to the extent determined by the Council by a resolution or resolutions, to pay interest on  
131 such refunding bonds; and

132  
133 WHEREAS, subsequent to the issuance of any original refunding bonds authorized hereby  
134 to refund the 2004 Bonds, the City may desire to refund or advance refund all or a portion of such  
135 original refunding bonds through the issuance from time to time of one or more series of its  
136 refunding bonds pursuant to the authority of the Enabling Act and the Refunding Act; and

137  
138 WHEREAS, the City pledged its full faith and credit and unlimited taxing power to the  
139 prompt payment of each of the 2004 Bonds, and the City has determined to pledge its full faith and  
140 credit and unlimited taxing power to the prompt payment of debt service on the original refunding  
141 bonds and the subsequent refunding bonds authorized hereby; and

142  
143 WHEREAS, it is the present expectation of the Council, that, as authorized by the  
144 Refunding Act, each series of the original refunding bonds and the subsequent refunding bonds  
145 authorized hereby shall be sold at a private sale without soliciting bids due to the ability to time the  
146 market, negotiate terms and the lower costs of issuance typically incurred with a negotiated sale as  
147 opposed to public sale by competitive bid, but the Council, based on then-current market conditions  
148 and the advice of any professionals engaged by the City, and as authorized by the Enabling Act and  
149 the Refunding Act, may determine by resolution to sell any such series of original refunding bonds  
150 or subsequent refunding bonds by public sale at competitive bid; and

151  
152 WHEREAS, as provided by Section SC7-46 of the Charter, the City shall issue any original  
153 refunding bonds or subsequent refunding bonds authorized hereby in accordance with the terms and  
154 conditions provided for in a resolution or resolutions to be adopted by the Council.

155  
156 SECTION 1. NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF  
157 THE CITY OF SALISBURY, MARYLAND that:

158  
159 (a) The Recitals to this Ordinance are deemed a substantive part of this Ordinance and  
160 incorporated by reference herein. Capitalized terms used in the Recitals to this Ordinance and not  
161 otherwise defined in the Sections of this Ordinance shall have the meanings given to such terms in  
162 the Recitals.

163  
164 (b) References in this Ordinance to any official by title shall be deemed to refer (i) to  
165 any official authorized under the Charter or other applicable law to act in such titled official's stead  
166 during the absence or disability of such titled official, (ii) to any person who has been elected,  
167 appointed or designated to fill such position in an acting capacity under the Charter or other  
168 applicable law, (iii) to any person who serves in a "Deputy" or "Assistant" capacity as such an  
169 official, provided that the applicable responsibilities, rights or duties referred to herein have been  
170 delegated to such deputy or assistant in accordance with applicable law or authority, and/or (iv) to  
171 the extent an identified official commonly uses another title not provided for in the Charter or the  
172 code of ordinances of the City (the "City Code"), the official, however known, who is charged

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173 under the Charter, the City Code or other applicable law or authority with the applicable  
174 responsibilities, rights or duties referred to herein.

175  
176 SECTION 2. BE IT FURTHER ORDAINED that pursuant to the authority of the  
177 Enabling Act, the Refunding Act, the Charter and any other applicable law, the City hereby  
178 determines to borrow money and incur indebtedness for the public purpose of (i) refunding or  
179 advance refunding all or a portion of the then-outstanding and unpaid principal amount of the 2004  
180 Bonds and, in connection therewith, paying all or a portion of any applicable redemption or  
181 prepayment premiums and/or interest accrued or to accrue to the dates of maturity, redemption or  
182 prepayment of such refunded 2004 Bonds, in order to realize an objective authorized by the  
183 Refunding Act, as determined in the Resolution (as defined in Section 5 hereof), (ii) paying or  
184 reimbursing all or a portion of related costs of issuance of such refunding bonds, including, without  
185 limitation, legal and financial costs and costs of any credit enhancement, and/or (iii) to the extent  
186 determined by the Council pursuant to the Resolution, paying interest on such refunding bonds  
187 (collectively, the “Original Refunding Project”). The total cost of the portion of the Original  
188 Refunding Project to be paid from proceeds of the bonds authorized by this Section 2 will not  
189 exceed Two Million Eight Hundred Thousand Dollars (\$2,800,000.00).

190  
191 SECTION 3. BE IT FURTHER ORDAINED that to evidence the borrowing and  
192 indebtedness authorized in Section 2 of this Ordinance, the City, acting pursuant to the authority of  
193 the Enabling Act, the Refunding Act, the Charter and any other applicable law, hereby determines  
194 to issue and sell from time to time, in one or more series, upon its full faith and credit, its general  
195 obligation bonds in an aggregate principal amount not to exceed Two Million Eight Hundred  
196 Thousand Dollars (\$2,800,000.00) (the “Original Refunding Bonds”). Any series of the Original  
197 Refunding Bonds may consist of one or more bonds and any such bond may be issued in  
198 installment form.

199  
200 SECTION 4. BE IT FURTHER ORDAINED that the proceeds of the Original Refunding  
201 Bonds shall be used and applied by the City exclusively and solely for the public purposes described  
202 in Section 2 of this Ordinance, unless a supplemental ordinance is enacted by the Council to provide  
203 for the use and application of such proceeds for some other proper public purpose authorized by the  
204 Enabling Act, the Refunding Act, the Charter and/or other applicable law.

205  
206 SECTION 5. BE IT FURTHER ORDAINED that pursuant to the authority of Section SC7-  
207 46 of the Charter and this Ordinance, the Council, prior to the issuance, sale and delivery of each  
208 series of the Original Refunding Bonds, shall adopt a resolution or resolutions (in each such case  
209 and, collectively, the “Resolution”) specifying, prescribing, determining, providing for or approving  
210 such matters, details, forms (including, without limitation, the complete forms of the Original  
211 Refunding Bonds of such series and the bond purchase agreement or any similar agreement with the  
212 purchaser or purchasers of such series of Original Refunding Bonds, if deemed necessary or  
213 desirable, or if such series of the Original Refunding Bonds are sold by solicitation of competitive  
214 bids at public sale, the form of notice of sale of such series of Original Refunding Bonds),  
215 documents or procedures as may be required by the Enabling Act, the Refunding Act, the Charter,

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216 other applicable law or this Ordinance or as the Council may deem appropriate for the authorization,  
217 sale, security, issuance, delivery, payment or prepayment of or for such series of the Original  
218 Refunding Bonds. The Resolution shall set forth, determine or provide for the determination of,  
219 provide for, or approve or provide for the approval of, among other matters, as applicable, the  
220 designation of such series of the Original Refunding Bonds; the date of issue of such series of the  
221 Original Refunding Bonds; the aggregate principal amount of such series of the Original Refunding  
222 Bonds; the denominations of such series of the Original Refunding Bonds; the maturity or  
223 maturities of such series of the Original Refunding Bonds; the principal installment or installments  
224 payable on such series of the Original Refunding Bonds; the rate or rates of interest, or the method  
225 of determining the rate or rates of interest, payable on such series of the Original Refunding Bonds,  
226 which may be fixed or variable; provisions for the payment of late fees and/or additional interest or  
227 penalties payable on the Original Refunding Bonds of such series or adjustments to interest rates in  
228 appropriate circumstances; the purchase price for such series of the Original Refunding Bonds or  
229 the method of determining the purchase price; provisions relating to the prepayment or redemption  
230 of such series of the Original Refunding Bonds at the City's option or by mandatory sinking fund  
231 payments; provisions allowing the registered owners of such series of the Original Refunding Bonds  
232 to put or cause the prepayment or redemption of the same at their option; the manner of selling such  
233 series of the Original Refunding Bonds, which may be at a private sale without soliciting bids or at  
234 public sale after publication or dissemination of the notice of sale, and all matters in connection  
235 therewith; provisions for the appropriation, disposal and investment of proceeds of such series of the  
236 Original Refunding Bonds; provisions for the application of unexpended proceeds, any premium  
237 paid upon sale or investment earnings on proceeds of such series of the Original Refunding Bonds,  
238 which may include, without limitation, to the extent permitted by applicable law, debt service  
239 payable on such series of the Bonds; any amendments, modifications or supplements to, or  
240 replacements for, any documents, certificates or instruments delivered by the City in connection  
241 with the 2004 Bonds, including, without limitation, the related Repayment Agreement and/or  
242 Pledge Agreement, and any additional documents, certificates and instruments deemed necessary or  
243 desirable in connection with such refunding of the 2004 Bonds; the portions of the 2004 Bonds to  
244 be refunded from such series of the Original Refunding Bonds; the selection of any bond registrar,  
245 paying agent, escrow agent, verification consultant, investment bidding agent or other appropriate  
246 parties in connection with such series of the Original Refunding Bonds; any agreements, documents  
247 or other instruments necessary or desirable in connection with the refunding; the purposes of the  
248 Refunding Act to be served by effecting a refunding or advance refunding of all or a portion of the  
249 outstanding 2004 Bonds; certifications, representations, determinations, designations or elections  
250 relating to the tax-exempt or taxable status of interest payable on such series of the Original  
251 Refunding Bonds; and all other terms and conditions pursuant to which such series of the Original  
252 Refunding Bonds will be issued, sold and delivered, including, without limitation, any other  
253 determinations to be made by resolution as required by Charter Section SC7-46.A. Among other  
254 matters, the Council, pursuant to the Resolution, may authorize, approve or otherwise provide for (i)  
255 any commitment fee or similar fee and any other costs payable in connection with any series of the  
256 Original Refunding Bonds, (ii) the obtaining of credit enhancement or liquidity enhancement for  
257 any series of the Original Refunding Bonds (and the execution and delivery of any agreements or  
258 documents relating thereto), and (iii) any other agreements necessary to enhance the marketability

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259 of or as security for any series of the Original Refunding Bonds, including (without limitation) any  
260 official statement or other offering document and any continuing disclosure undertaking required to  
261 satisfy the requirements of Securities and Exchange Commission Rule 15c2-12. Any Resolution  
262 may determine the matters identified in this Section 5 for more than one series of the Original  
263 Refunding Bonds.

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265 SECTION 6. BE IT FURTHER ORDAINED that pursuant to the authority of the  
266 Enabling Act, the Refunding Act, the Charter and any other applicable law, the City is hereby  
267 authorized and empowered to issue and sell from time to time, in one or more series, upon its full  
268 faith and credit, its general obligation refunding bonds (collectively, the “Subsequent Refunding  
269 Bonds”), for the public purpose of (i) refunding or advance refunding all or a portion of the then-  
270 outstanding and unpaid principal amounts of one or more series of the Original Refunding Bonds  
271 and, in connection therewith, paying all or a portion of any applicable redemption or prepayment  
272 premiums and/or interest accrued or to accrue to the dates of maturity, redemption or prepayment of  
273 such refunded Original Refunding Bonds, in order to realize an objective authorized by the  
274 Refunding Act, as determined by the Council by resolution, (ii) paying or reimbursing all or a  
275 portion of related costs of issuance of such Subsequent Refunding Bonds, including, without  
276 limitation, legal and financial costs and costs of any credit enhancement, and/or (iii) to the extent  
277 determined by the Council by resolution, paying interest on such Subsequent Refunding Bonds;  
278 provided that, the aggregate principal amount of any issue of the Subsequent Refunding Bonds  
279 shall not exceed one hundred thirty percent (130%) of the aggregate principal amount of the  
280 Original Refunding Bonds refunded therefrom. Any such series of the Subsequent Refunding  
281 Bonds may consist of one or more bonds and any such bond may be issued in installment form.  
282 Prior to the issuance, sale and delivery of any series of the Subsequent Refunding Bonds, the  
283 Council shall adopt a resolution or resolutions authorizing such series of the Subsequent  
284 Refunding Bonds and specifying, determining, providing for or approving with respect to such  
285 series of the Subsequent Refunding Bonds the types of matters, details, forms, documents or  
286 procedures and determinations specified to be made in Section 5 hereof by the Resolution with  
287 respect to each series of the Original Refunding Bonds, to the extent applicable to such series of  
288 the Subsequent Refunding Bonds, and as otherwise may be authorized or required by applicable  
289 law.

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291 SECTION 7. BE IT FURTHER ORDAINED that:

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293 (a) For the purpose of paying the principal of and interest on any series of the Original  
294 Refunding Bonds or the Subsequent Refunding Bonds (in any such case, a series of the  
295 “Obligations”) when due, the City shall levy or cause to be levied, for each and every fiscal year  
296 during which any series of the Obligations may be outstanding, ad valorem taxes upon all real and  
297 tangible personal property within its corporate limits subject to assessment for unlimited municipal  
298 taxation in rate and amount sufficient to provide for the prompt payment, when due, of the principal  
299 of and interest on such series of the Obligations in each such fiscal year. If the proceeds from the  
300 taxes so levied in any such fiscal year are inadequate for such payment, additional taxes shall be  
301 levied in the succeeding fiscal year to make up such deficiency.

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(b) The full faith and credit and unlimited taxing power of the City are hereby irrevocably pledged to the prompt payment of the principal of and interest on each series of the Obligations as and when they become due and payable and to the levy and collection of the taxes hereinabove described as and when such taxes may become necessary in order to provide sufficient funds to meet the debt service requirements of such series of the Obligations. The City hereby covenants and agrees with the registered owners, from time to time, of each series of the Obligations to levy and collect the taxes hereinabove described and to take any further lawful action that may be appropriate from time to time during the period that such series of the Obligations remains outstanding and unpaid to provide the funds necessary to pay promptly the principal thereof and the interest due thereon.

(c) The foregoing provisions shall not be construed so as to prohibit the City from paying the principal of and interest on any series of the Obligations from the proceeds of the sale of any other obligations of the City or from any other funds legally available for that purpose (including, without limitation, with respect to the Original Refunding Bonds, from the proceeds of the Subsequent Refunding Bonds). Within any applicable limitations of Maryland or federal law (including, without limitation, the Internal Revenue Code of 1986, as amended, and the U.S. Treasury Regulations promulgated thereunder, if applicable), the City may apply to the payment of the principal of or interest on any series of the Obligations any funds received by it from the State of Maryland or the United States of America, or any governmental agency or instrumentality, or from any other source, if such funds are granted, paid or available to the City for the purpose of assisting the City in the types of projects which the Obligations of such series are issued to finance, reimburse or refinance, and to the extent of any such funds received or receivable in any fiscal year, the taxes hereby required to be levied may be reduced proportionately. Pursuant to the authority of Section SC7-46.A. of the Charter, by resolution the Council may provide that all or a portion of the debt service on the allocable portion of any series of the Obligations shall be payable in the first instance from specified revenues or other moneys identified in such resolution, to the extent available for such purposes.

SECTION 8. BE IT FURTHER ORDAINED that by resolution, the Council may make any appropriate arrangements (including, without limitation, by authorizing one or more appropriate officials to make any elections, designations, determinations or filings on the City’s behalf) in the event any right of the registered owner of an Obligation to put or cause the prepayment or redemption of such Obligation at its option, or any change in the interest rate of an Obligation, or any other modification to an Obligation could lead to a reissuance of such Obligation for purposes of the Internal Revenue Code of 1986, as amended, and the U.S. Treasury Regulations promulgated thereunder.

SECTION 9. BE IT FURTHER ORDAINED that by resolution, the Council may determine that any series of the Original Refunding Bonds or the Subsequent Refunding Bonds authorized hereby may be consolidated with any bonds and/or refunding bonds authorized by one or more other ordinances or resolutions of the Council and issued as a single series of obligations.

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SECTION 10. BE IT FURTHER ORDAINED that the Mayor, the City Administrator, the Director of Internal Services, the City Clerk and all other appropriate officials and employees of the City are hereby authorized and directed to take any and all action necessary to complete and close the sale and delivery of the Original Refunding Bonds or the Subsequent Refunding Bonds and to approve, execute and deliver all documents, certificates and instruments necessary or appropriate in connection therewith.

SECTION 11. BE IT FURTHER ORDAINED that the title of this Ordinance shall be deemed to be, and is, a statement of the substance of this Ordinance for publication and all other purposes.

SECTION 12. BE IT FURTHER ORDAINED that this Ordinance shall become effective following approval by the Mayor or subsequent passage by the Council in accordance with the provisions of Section SC2-12 of the Charter. Pursuant to Section SC2-16 of the Charter, this Ordinance shall not be subject to petition to referendum.

THIS ORDINANCE was introduced and read at a meeting of the Council of the City of Salisbury held on the 11 day of August, 2014, and thereafter, a statement of the substance of this Ordinance having been published as required by law, was finally passed by the Council \_\_\_\_\_ [as introduced] \_\_\_\_\_ [as amended] [CHECK APPLICABLE LINE] on the \_\_\_\_\_ day of \_\_\_\_\_, 2014.

ATTEST:

\_\_\_\_\_  
Kimberly R. Nichols, City Clerk

\_\_\_\_\_  
Jacob R. Day, City Council President

APPROVED BY ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014:

\_\_\_\_\_  
James Ireton, Jr., Mayor

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