

CITY OF SALISBURY, MARYLAND

REGULAR MEETING

MARCH 10, 2014

PUBLIC OFFICIALS PRESENT

*Council President Jacob R. Day
Councilwoman Eugenie P. Shields*

*Vice President Laura Mitchell
Councilman Timothy K. Spies*

PUBLIC OFFICIALS NOT PRESENT

*Mayor James P. Ireton, Jr.
Councilwoman Terry E. Cohen*

IN ATTENDANCE

City Clerk Kimberly R. Nichols, CMC, Acting City Administrator M. Thomas Stevenson, Jr., Assistant City Administrator Terence Arrington, Fire Chief Rick Hoppes, Colonel Ivan Barkley, Public Works Director Michael Moulds, City Attorney Mark Tilghman, and interested citizens and members of the press

MEDITATION – PLEDGE OF ALLEGIANCE

The City Council met in regular session at 6:15 p.m. in Council Chambers. Council President Day called the meeting to order and a moment of silent meditation was held followed by the Pledge of Allegiance.

COMMUNITY ORGANIZATION PRESENTATION – *Stop the Violence*
- presented by Nina DiCarlo East

Nina DiCarlo East, member of the Board of Directors for Stop the Violence in Wicomico County, joined Council at the podium. Ms. East explained the goal of Stop the Violence was to make a positive difference in the lives of the area children. Education, tutoring, snacks and various after school programs are offered at the Center.

The Center was opened in 2011 as a means to combat Salisbury's high gun crime rate among teens, and originally 50 – 70 children met each afternoon at the Center. Currently, 63 children meet each day at the Center after school between the hours of 5:00 p.m. and 8:00 p.m. The average age of the attendees is 14 – 15 years old.

Ms. East provided contact information for Stop the Violence and provided the following list of items the Center currently needs: food, art supplies, pencils, arts and crafts, puzzles, flash cards,

as well as any type of instruction in activities and sports. All volunteers are welcome.

ADOPTION OF LEGISLATIVE AGENDA

Mrs. Mitchell moved and Mr. Spies seconded to approve the legislative agenda.

On a motion by Mrs. Shields to amend the legislative agenda by changing the order of the ordinances by moving Ordinance No. 2281 to the beginning of the ordinances, the legislative agenda was unanimously approved as amended.

CONSENT AGENDA – presented by City Clerk Kim Nichols

The Consent Agenda, consisting of the following items, was unanimously approved as presented on a motion by Mrs. Shields that was seconded by Mrs. Mitchell:

- *February 18, 2014 work session minutes*
- *February 24, 2014 regular meeting minutes*
- *Resolution No. 2374 – approving the appointment of Heather Bacher-Smith to the Revolving Loan Bankers' Review Committee for term ending 8/31/2018*

RESOLUTIONS – presented by Acting City Administrator M. Thomas Stevenson, Jr.

- *Resolution No. 2375 – accepting overtime reimbursement funds from United States Marshals Service for the Salisbury Police Department's investigation, arrest and prosecution of persons with active State and Federal warrants*

On a motion and seconded by Mrs. Shields and Mr. Spies, respectively, Resolution No. 2375 was unanimously approved as presented.

- *Resolution No. 2376 – authorizing the Mayor and Council President to sign the memorandum of understanding with Wicomico County, Maryland regarding mutual sharing of snow removal routes*

Assistant City Administrator Terence Arrington handed out packets of Resolution No. 2376 (included as part of the minutes) which included an omitted page from the memorandum of understanding.

On a motion and seconded by Mrs. Mitchell and Mr. Spies, respectively, Resolution No. 2376 was unanimously approved as presented.

- *Resolution No. 2377 – authorizing the City of Salisbury to issue and sell two separate series of General Obligation bonds in the respective aggregate principal amounts of \$66,375.00 and \$464,625.00, to be designated, respectively, "City of Salisbury Water Quality Bond, Series 2014A" and "City of Salisbury Water Quality Bond, Series 2014B"*

On a motion and seconded by Mrs. Mitchell and Mr. Spies, respectively, Resolution No. 2377 was unanimously approved as presented.

ORDINANCES – presented by City Attorney Mark Tilghman

- *Ordinance No. 2281 – 1st reading – to amend Chapter 15.24 Housing Standards of the Municipal Code to change the requirements for eligibility of board members for the Housing Board of Adjustments and Appeals*

Mrs. Shields moved and Mr. Spies seconded to approve Ordinance No. 2281 for first reading.

Mr. Spies moved, Mrs. Shields seconded, and the vote was unanimous to amend Ordinance No. 2281 by inserting “, and, at the time of any new appointment, the City shall ensure that the board includes at least one homeowner and at least one tenant.” after Salisbury on Line 27. Also noted by Mrs. Mitchell and Mr. Spies were “mayor” and “council” on Lines 28 and 34, and “city” on Line 27, all requiring capitals.

Ordinance No. 2281 for first reading, as amended, was approved on a 3-1 vote. Mrs. Mitchell voted “nay”.

- *Ordinance No. 2278 – 2nd reading – approving a budget amendment of the FY14 General Fund Budget to appropriate funds received from the General Fund (Speed Camera Account) to aid in the purchase of one new vehicle for the police fleet*

Mr. Spies moved and Mrs. Mitchell seconded to approve Ordinance No. 2278.

Mr. Spies moved, Mrs. Shields seconded, and the vote was unanimous to amend Ordinance No. 2278 by striking “2013” and inserting “2014” on Line 29.

Ordinance No. 2278 for second reading, as amended, was unanimously approved.

- *Ordinance No. 2279 – 1st reading – approving a budget amendment of the FY14 Fire Department budget to transfer insurance funds received by the City to the Fire Department Operating Budget from the General Fund for revenue received for repairs performed on Tower 16, Engine 16, Ambulance A-1, and Ambulance 16-1*

Mrs. Shields moved, Mrs. Mitchell seconded, and the vote was unanimous to approve Ordinance No. 2278 for first reading.

- *Ordinance No. 2280 – 1st reading – approving a budget amendment of the FY14 Fire Department budget to transfer funds from the City’s General Fund surplus to the Fire*

Department's turnout gear account

Mr. Stevenson informed Council that it would be in the best interest of Administration to table Ordinance No. 2280 to the March 24, 2014 Legislative Session due to requiring additional information not yet available.

On a motion and seconded by Mrs. Mitchell and Mrs. Shields, respectively, the vote was unanimous to table Ordinance No. 2281 for first reading to the March 24, 2014 meeting.

PUBLIC COMMENTS

The following comments were provided by one member of the public:

- commended the City of Salisbury for sponsoring the "Vision Salisbury" workshop last month and for planning a community garden*
- was delighted to work alongside young people with fresh minds*
- passed out photos to Council of the railroad tracks and North Prong*
- downtown needs public restrooms if people are to walk around town*
- adding a canoe and kayak rental and concession stand in North Prong area*
- underground crosswalks and terraced gardens would be ideal*
- downtown apartments need balconies and decks and the restaurants need outdoor space*
- local restaurants should use local produce from the Farmers Market*

ADJOURNMENT

President Day called for a recess at the conclusion of the public comments at 7:23 p.m., and Council reconvened in Open Session at 7:50 p.m. upon when Mrs. Shields moved, Mrs. Mitchell seconded, and the vote was unanimous to go into Closed Session. Mr. Spies abstained from the voting and did not participate in the Closed Session, but was present until 9:22 p.m.

At 9:42 p.m., upon a motion and seconded by Mrs. Shields and Mrs. Mitchell, respectively, Council unanimously voted to return to Open Session and President Day reported that Council had convened in Closed Session to discuss with and provide guidance to the City Attorney to negotiate with the owner of the Gallery Building regarding the Art Institute and Gallery agreement contract.

Also, the City Council interviewed Acting City Administrator Mr. M. Thomas Stevenson, the candidate for City Administrator and confirmed Mayor Ireton's nomination. Mr. Stevenson was named the City of Salisbury's new City Administrator and President Day congratulated him.

The Open Session was adjourned at 9:43 p.m.

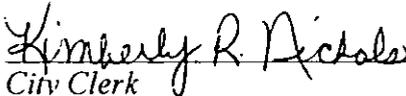
CITY OF SALISBURY, MARYLAND
CLOSED SESSION
FEBRUARY 24, 2014

TIME & PLACE: 6:58 p.m., Government Office Building – Council Chambers, Room 301
PURPOSE: to consult with counsel to obtain legal advice on a legal matter
VOTE TO CLOSE: Unanimous
CITATION: Annotated Code of Maryland §10-508(a)(7)
PRESENT: Council President Jacob R. Day, Mayor James P. Ireton, Jr. (left - 7:19 p.m.), Council Vice President Laura Mitchell, Councilwoman Terry E. Cohen, Councilwoman Eugenie P. Shields, Councilman Timothy K. Spies, City Clerk Kimberly R. Nichols, and City Attorney Mark Tilghman

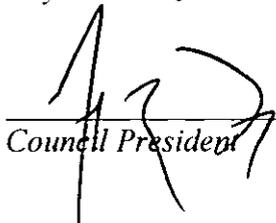
The City Council convened in Legislative Session in Council Chambers (Room #301) of the Government Office Building at 6:00 p.m. At the conclusion of the public comments, Mrs. Mitchell moved, Mrs. Shields seconded, and the vote was unanimous to convene in Closed Session to consult with counsel to obtain legal advice on a legal matter in accordance with the Annotated Code of Maryland §10-508(a)(7). The Closed Session began at 6:58 p.m.

On a motion by Ms. Cohen, seconded by Mrs. Shields, and approved by unanimous vote, President Day adjourned the Closed Session at 7:49 p.m., returned to Open Session, and reported that while in Closed Session Council had discussed an ongoing case. No decision was required to be made nor action taken by Council since it was an Administrative matter and would be left up to Mayor Ireton.

Thereafter, Council President Day adjourned the Open Session at 7:52 p.m.



City Clerk



Council President