

Mrs. Shields moved, Mrs. Mitchell seconded, and the vote was unanimous to amend the legislative agenda by adding Ordinance No. 2290 – 1st reading - to amend water and sewer rates to decrease water and sewer rates by 2.5%, making said changes effective for all bills dated October 1, 2014 and thereafter unless and until subsequently revised or changed, to be placed directly following Ordinance No. 2287.

Mrs. Mitchell moved, Mrs. Shields seconded and the vote was unanimous to amend the consent agenda by removing the April 17, 2014 budget session minutes, April 21, 2014 work session minutes, and April 28, 2014 regular meeting minutes from the consent agenda to be placed immediately following the consent agenda.

The agenda, as amended, was unanimously adopted on a 4-0 vote in favor (Ms. Cohen had not yet arrived).

CONSENT AGENDA – presented by City Clerk Kim Nichols

The Consent Agenda, amended and consisting of the following items, was approved on a 3-0 vote in favor (President Day abstained from the voting and Ms. Cohen had not arrived) on a motion and seconded by Mrs. Shields and Mr. Spies, respectively:

- *April 14, 2014 closed session minutes*
- *Approving the Manufacturing Exemption request from Perdue Farms, LLC for equipment purchased in 2012*
- *Approving the Manufacturing Exemption request from K & L Microwave for equipment purchased in 2012*
- *Resolution No. 2399 – accepting the donation of services and landscaping materials from the Town and Country Garden Club to install flower beds at the Victor Lynn Lines model display at the Port of Salisbury Marina*

MINUTES

- *April 17, 2014 budget session minutes*
Mrs. Mitchell moved and Mrs. Shields seconded to approve the April 17, 2014 budget session minutes.

Mrs. Mitchell moved, Mr. Spies seconded, and the vote was unanimous to amend the April 17, 2014 budget session minutes by striking “that” on Line 30 and striking “the department’s biggest change was” on Line 60 and 61.

The April 17, 2014 budget session minutes, as amended, were unanimously approved.

- *April 21, 2014 work session minutes*

Mrs. Mitchell moved and Mrs. Shields seconded to approve the April 21, 2014 work session minutes.

Mrs. Mitchell moved, Mr. Spies seconded, and the vote was unanimous to strike "in which" on Line 76.

The April 21, 2014 work session minutes, as amended, were unanimously passed.

- *April 28, 2014 regular meeting minutes*

Mrs. Mitchell moved and Mr. Spies seconded to approve the April 28, 2014 regular meeting minutes.

Mrs. Mitchell moved, Mr. Spies seconded, and the vote was unanimous to amend the minutes by striking "the entire" and inserting "all" on Line 38.

The April 28, 2014 regular meeting minutes, as amended, were unanimously approved.

RESOLUTIONS – presented by Assistant City Administrator Terence Arrington

- *Resolution No. 2397* – adopting a Capital Improvement Plan for the five year period FY15-19

On a motion and seconded by Mrs. Shields and Mr. Spies, respectively, Resolution No. 2397 was unanimously approved as presented on a 4-0 vote.

- *Resolution No. 2400* – approving the elimination of up to four (4) parking spaces in Parking Lot No. 12 to provide sufficient land space needed for the construction of bioretention area

Mrs. Mitchell moved, Mr. Spies seconded, and the vote was unanimous to approve Resolution No. 2400 as presented on a 4-0 vote.

PUBLIC HEARING – MAYOR'S PROPOSED FY15 BUDGET

- *Ordinance No. 2287* – appropriating the necessary funds for the operation of the Government and Administration of the City of Salisbury, MD for the period July 1, 2014 to June 30, 2015, establishing the levy for the General Fund for the same fiscal period and establishing the appropriation for the Water and Sewer, Parking Authority and City Marina Funds

Assistant City Administrator Terence Arrington presented the budget and City Clerk

Nichols administered the oath to three citizens who provided the following comments:

- *Government budgets are prepared based upon what is wanted, while household budgets are prepared according to how much income is earned. Requested that the City stop the spending.*
- *Fire building issues review – don't want to see duplication of efforts. Citizen recommended keeping it as is.*
- *Poplar Hill Mansion recently hosted an event honoring Vietnam War Vets.*

Comments provided by Council included the following:

- *There will be numerous changes to the Mayor's Proposed Budget*
- *Public Works Director was acknowledged for basing the Public Works budget upon what was actually needed (Zero Based Budgeting)*

ORDINANCES

- *Ordinance No. 2290 – 1st reading – to amend water and sewer rates to decrease water and sewer rates by 2.5%, making said changes effective for all bills dated October 1, 2014 and thereafter unless and until subsequently revised or changed*

Mrs. Shields moved, Ms. Cohen seconded, and the vote was unanimous (5-0) to approve Ordinance No. 2290 for first reading.

- *Ordinance No. 2288 – 2nd reading – approving an amendment of the FY14 General Fund Budget to appropriate funding for additional legal and consulting fees to extend negotiations of the cable franchise agreement with Comcast*

Mr. Spies moved and Mrs. Mitchell seconded to approve Ordinance No 2288 for second reading.

Ms. Cohen moved, Mr. Spies seconded, and the vote was unanimous to amend Ordinance No. 2288 by inserting "513400" after "12000-" on Line 38, and inserting "expressly for the purpose stated herein and any unused portion shall be returned to surplus." On Lines 38 and 39 after "\$20,000." (City Clerk Nichols was asked to correct the date in the last paragraph)

Ordinance No. 2288 for second reading, as amended, was unanimously approved.

- *Ordinance No. 2289 – 1st reading – approving a budget amendment of the FY14 General Fund Budget to make changes to approved positions in the Engineering Division of the Department of Public Works as part of a reorganization plan*

Ms. Cohen moved, Mrs. Mitchell seconded, and the vote was unanimous to approve Ordinance No. 2289 for first reading.

PUBLIC COMMENTS

Two members of the public provided the following comments:

- The owner of a historic building on the Plaza expressed difficulty in obtaining Historic District Commission approval for vinyl replacement windows; asked for Council advice*
- A resident of an Historic District in the City, living in an older home, considers the MD Historic Trust and Federal Government Historic Commission too lenient*

ADJOURNMENT

With no further discussion, President Day adjourned the Legislative Session at 7:40 p.m.

CITY OF SALISBURY, MARYLAND
CLOSED SESSION
APRIL 28, 2014

TIME & PLACE: 9:06 p.m., Government Office Building – Room 301
PURPOSE: To consult with staff, consultants, or other individuals about pending or potential litigation
VOTE TO CLOSE: Unanimous (5-0)
PRESENT: Council President Jacob R. Day, Council Vice President Laura Mitchell, Councilwoman Eugenie P. Shields, Councilwoman Terry E. Cohen, Councilman Timothy K. Spies, City Clerk Kimberly R. Nichols, City Administrator Tom Stevenson, Assistant City Administrator Terence Arrington, Assistant Director Internal Services – Procurement & Parking Jennifer Miller, City Attorney Mark Tilghman
NOT PRESENT: Mayor James Ireton, Jr.

The City Council convened in Legislative Session in Room #301 in the Government Office Building at 6:00 p.m. At the conclusion of the Legislative Session, Mr. Spies moved, Mrs. Mitchell seconded and the vote was unanimous to convene in Closed Session in accordance with the Annotated Code of Maryland § 10-508(a)(8). The Closed Session began at 9:06 p.m.

City Attorney Mark Tilghman and City staff provided information on a lease agreement, and Council reached unanimous consensus to approve the language stated in the draft.

Council also received updates on two other uncompleted negotiations (the purchase of property and the Comcast Agreement) from Mr. Tilghman.

On a motion and seconded by Mrs. Shields and Mrs. Mitchell, respectively, and by unanimous vote in favor, President Day adjourned the Closed Session at 9:26 p.m.. Council reconvened in Open Session, President Day provided the statement to the Public, and thereafter adjourned the session.

Kimberly R. Nichols

City Clerk

Jacob R. Day

Council President