

CITY OF SALISBURY, MARYLAND

REGULAR MEETING

MARCH 9, 2015

PUBLIC OFFICIALS PRESENT

*Council President Jacob R. Day
Vice President Laura Mitchell
Councilman John "Jack" R. Heath*

*Mayor James Ireton, Jr.
Councilwoman Eugenie P. Shields
Councilman Timothy K. Spies*

IN ATTENDANCE

City Clerk Kimberly R. Nichols, CMC, City Attorney Mark Tilghman, Director Internal Services Keith Cordrey, Public Works Director Michael Moulds, Police Chief Barbara Duncan, Neighborhood Services & Code Compliance Director Susan Phillips, and interested citizens and members of the press

MEDITATION – PLEDGE OF ALLEGIANCE

The City Council met in regular session at 6:02 p.m. in Council Chambers.

Council President Day called the meeting to order and acknowledged the presence of Councilman George Tasker from the City of Pocomoke, MD. Rev. Ryan Weaver from Remedy Church provided the City invocation, followed by the Pledge of Allegiance to the flag of the United States of America.

COMMUNITY ORGANIZATION PRESENTATION – *Salisbury Jaycees - presented by President Joel Maher*

Joel Maher, 76th President of the Salisbury Jaycees, joined Council at the podium and spoke about what it means to be a Salisbury Jaycee.

He reported that the Salisbury Jaycees are a local, volunteer organization in their 75th year this year. They take an active role in a number of community projects including Children’s Shopping Tour, Treat Street, Salisbury Christmas Parade, and fundraising projects including Pork in the Park, Oktoberfest and Metric Century Bike Ride. They care about their community and operate by the mission statement, “To create positive change within our organization and communities by providing young people with an organization of shared values through personal and professional development, social and cultural diversity, networking and community development.”

The Jaycees find ways to get involved in the community to figure out solutions to issues that affect local citizens. For more information, visit the website at www.salisburyjc.com.

ADOPTION OF LEGISLATIVE AGENDA

Mr. Spies moved, Mrs. Mitchell seconded, and the vote was unanimous to approve the legislative agenda as presented.

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. Mitchell that was seconded by Mr. Heath:

February 9, 2015 closed session minutes

February 23, 2015 regular meeting minutes

Resolution No. 2481 - accepting funds awarded through a grant from the Community Foundation of the Eastern Shore – Small Grants Program

Resolution No. 2482- appointing Maureen McNeill to the Ethics Commission for the term ending 3/1/2019

Resolution No. 2483- accepting overtime reimbursement funding from the United States Marshals Service for the Salisbury Police Department's officers assigned to the Capital Area Regional Fugitive Task Force

Resolution No. 2484 - to define, preserve and maintain the Stormwater Conservation Area for the Salisbury Skatepark.

Resolution No. 2485 - accepting funds awarded through a grant from the Department of Housing & Community Development – Emergency Solutions Grant Program

ORDINANCES – presented by City Attorney Mark Tilghman

- *Ordinance No. 2313 –2nd reading – amending Sections 15.24.280 General, 15.24.1640 Violation of occupancy provisions, and 15.26.110 Denial, Nonrenewal, Revocation or Suspension of license or registration of the Salisbury Municipal Code*

Mrs. Shields moved and Mr. Heath seconded to approve Ordinance No. 2313 for second reading.

Mrs. Mitchell moved, Mr. Spies seconded, and the vote was unanimous to amend Ordinance No. 2313 on Line 69 through 102 as suggested by the City Attorney.

Two members of the public provided the following comments:

- *Lives on W. College Avenue across from 418 College Avenue (blatantly over occupied) and is tired of dealing with over occupancy and College students*
- *Police were called on 418 and 422 College Avenue for loud parties on Friday and the street was full of college students*
- *Wants to make sure they don't have to repeat this process again*

- *Wants someone to take responsibility*
- *501 W. College Avenue had over 200 people at that party recently*
- *Fix over occupancy, but place it in writing so there cannot be questions, and give consequences of these actions. Do not just brush them aside and allow it to happen or give them three or six months. They need it now.*
- *With all the discussion, Mr. Tilghman's amendments may help find a place that will work for both sides*
- *This legislation is not intended to revoke an owners license for a unit, but is intended to protect neighborhoods*
- *If they are concerns about a malicious property owner violating these clauses, "malicious" should be defined. Is it three problems in 24 months? Is it one over five years?*
- *Marley Manor has 274 apartments. If in 2015 they have one problem, and again in 2016 another problem, does that constitute the possibility of revocation of the entire owner's license?*

Ordinance No. 2313 for second reading, as amended, was unanimously passed.

- *Ordinance No. 2315 - 1st reading - setting the Stormwater Utility fee in accordance with Chapter 13.30 of the City Code*

On a motion and seconded by Mrs. Mitchell and Mrs. Shields, respectively, Ordinance No. 2315 for first reading was unanimously approved.

- *Ordinance No. 2316 – 2nd reading – authorizing an amendment of the FY 15 General Fund Budget authorizing Salisbury Police Department to purchase services provided by the Predictive Policing Company, PREDPOLE. The terms of the contract are (1) one year at a cost of \$15,000.00. An additional one-time \$3,500.00 setup fee is required for a total cost of \$18,500.00. The contract is automatically renewable annually; however, either party with 30 days' notice may cancel at anytime*

Mr. Spies moved, Mrs. Mitchell seconded, and the vote was unanimous to approve Ordinance No. 2316 for second reading.

- *Ordinance No. 2317 – 1st reading – to reallocate 2003 CDA Bond funds, specified in Ordinance No. 1870 and adopted on January 27, 2003 issuing \$5,525,000.00 in Infrastructure Bonds, 2003 Series A. to include the following projects listed as additional use of the bond proceeds: City Park Tennis Court Lighting Improvements and Marina Signage and Fence Improvements*

On a motion and seconded by Mrs. Shields and Mrs. Mitchell, respectively, Ordinance No. 2317 for first reading was unanimously approved.

RESOLUTION – presented by Mayor James Ireton, Jr.

- *Resolution No. 2486 – approving a policy on Enforcement of Over Occupancy Provisions Chapter 15.24*

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Mr. Spies moved and Mr. Heath seconded to approve Resolution No. 2486.

Mr. Spies moved, Mrs. Mitchell seconded and the vote was unanimous to amend Resolution No. 2486 by inserting “deny, revoke, suspend, or not review” on Line 56 after “authority to” and on Line 108, “5. This policy is not intended to revoke a license as result of an over occupancy of a unit.” of the policy attached to Resolution No. 2486.

Resolution No. 2486, as amended, was unanimously approved.

ADJOURNMENT

President Day reminded the Public of the Coffee With Your Council, to be held on Wednesday, March 11, 2015 at 6:30 p.m., and thereafter adjourned the legislative session at 7:16 p.m.

Kimberly R. Nichols

City Clerk

[Signature]

Council President