

**CITY OF SALISBURY, MARYLAND**

**REGULAR MEETING**

**AUGUST 10, 2015**

**PUBLIC OFFICIALS PRESENT**

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

*Mayor James Ireton, Jr.  
Councilman Timothy K. Spies*

**PUBLIC OFFICIALS NOT PRESENT**

*Council Vice President Laura Mitchell  
Councilwoman Eugenie P. Shields*

**IN ATTENDANCE**

*City Clerk Kimberly Nichols, City Administrator Tom Stevenson, Assistant City Administrator Julia Glanz, City Attorney Mark Tilghman, interested citizens, and members of the press  
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**CITY INVOCATION – PLEDGE OF ALLEGIANCE**

*The City Council met in regular session at 6:01 p.m. in Council Chambers. Council President Jacob Day called the meeting to order and reported to the Public that Council had met this day in Closed Session at 4:30 p.m. to discuss potential litigation implications for a pending item on Council's agenda and reached consensus on the terms for the sale of Parking Lots 1 & 11. Mr. Day then invited Pastor Karen Sadvari of St. John's United Methodist Church to the podium to deliver the invocation. Thereafter, the Pledge of Allegiance to the flag was recited.*

**COMMUNITY ORGANIZATION PRESENTATIONS**

- *Bay Area Center for Independent Living – presented by Pattie Tingle, Executive Director*

*Ms. Pattie Tingle reported Bay Area Center for Independent Living (BACIL) has been in Salisbury since 1974. First known as Holly Center Foundation, then Holly Community, and now BACIL. In 2013 BACIL received funding from the Federal and State Governments to establish the BACIL on the Shore, selected because 51% of the Board and staff are people with disabilities, which constitutes what is needed to be consumer controlled, consumer directed, implying that people with disabilities manage the organization, oversee their services, and provide their services. They provide free amplified telephone services and training to the deaf and hard of hearing and hands-free phones for those with other impairments. They provide free independent living skills information and training. They also offer peer mentoring and services that include advocacy, transitioning services for those exiting high school entering college or the employment world, from nursing facilities back to people's homes, or to prevent transitioning into the nursing facility. They serve the nine counties of the Maryland Eastern Shore and have tripled in their service capacity in the past two years.*

To access the services BACIL provides, visit the website at [www.bayareacil.org](http://www.bayareacil.org) or call 443-260-0822.

- Wicomico County Fair – presented by Zach Evans

Mr. Zach Evans was invited to the podium to speak about the upcoming Wicomico County Fair, to be held at Winterplace Park Equestrian Center August 14 – 16, 2015. He reported the Wicomico Farm and Home Show recently collaborated with the Chamber of Commerce to highlight agriculture and incorporate activities from the Chicken Festival to the long running event. He reported the following would be present at the fair: farmers market, tractor pulls, rides and amusements, livestock exhibits, the 5 foot fry pan, educational poultry exhibits, Battle of the Bronze – Firemen Competitions, cowboy mounted shooting demos, live entertainment, food, free kids activities, a car show and free admission and parking.

More information on the Wicomico County Fair can be found at [www.wicomicofair.com](http://www.wicomicofair.com).

- Salisbury-Wicomico Youth Civics Council Scholarships – presented by Mayor Ireton, Jr.

As one of the students was not yet present, the scholarship presentations were made later in the agenda.

### **ADOPTION OF LEGISLATIVE AGENDA**

Mr. Heath moved and Mr. Spies seconded to approve the legislative agenda as presented.

Mr. Heath moved to amend the legislative agenda by tabling Ordinance No. 2346 - 2<sup>nd</sup> reading - approving an amendment of the FY 2015 General Fund Budget to appropriate additional funding for Local Government Insurance Trust, and Ordinance No. 2347 - 2<sup>nd</sup> reading - amending Title 12. Streets, Sidewalks and Public Places, Chapter 12.24 Wicomico River Regulations, of the City Code by adding Sections 12.24.040 and 12.24.050 for the purpose of establishing criteria for river access and standards for Riverwalk construction under the direction and supervision of the Public Works Department. Mr. Spies seconded, and the vote was unanimous (3-0).

The legislative agenda, as amended, was unanimously approved on a 3-0 vote.

### **CONSENT AGENDA** – presented by City Clerk Kim Nichols

The Consent Agenda was unanimously approved on a motion and seconded by Mr. Spies and Mr. Heath, respectively:

- July 6, 2015 closed session minutes A
- July 6, 2015 closed session minutes B
- July 6, 2015 work session minutes

- *July 13, 2015 regular meeting minutes*
- *Resolution No. 2530 - to modify the Employee Handbook to require future Department Heads to reside in Salisbury unless waived by the Council*
- *Resolution No. 2531 - accepting funds awarded through the Maryland Department of Natural Resources, Waterway Improvement Fund Grant in the amount of \$25,000 for utility pedestals at the Port of Salisbury Marina*

**COMMUNITY ORGANIZATION PRESENTATION** - (continued from earlier in the agenda)

- *Salisbury-Wicomico Youth Civics Council Scholarships – presented by Mayor Ireton, Jr.*

*Mayor Ireton thanked Mr. Theolonious Williams for his work on the Salisbury-Wicomico Youth Civics Council (SWYCC), Salisbury City Council for their support of the SWYCC, and the Community Foundation for funding the Wicomico County Spelling Bee this year.*

*A Certificate of Outstanding Achievement and a two-hundred fifty dollar (\$250.00) scholarship was presented to Mardela High School student Kate Nichols for her participation in the SWYCC. Monroe Parker, III, also a participant in the SWYCC and a Mardela High School student, received a Certificate of Outstanding Achievement and a thousand dollar (\$1,000) scholarship for winning the Spelling Bee. The scholarships can be used for AP, ACT and SAT Testing fees, University Application Fees, College or University Tuition and Fees, Text Books and book related expenses.*

**MANUFACTURING EXEMPTION REQUESTS**

- ***Manufacturing Exemption Request - Perdue Foods, LLC***

*Mr. Spies moved and Mr. Heath seconded to approve the manufacturing exemption request for Perdue Foods, LLC.*

*Mr. Tony Macer, Director of Operations of Perdue Foods, LLC joined Council at the podium and reported Perdue's Salisbury Processing Plant employs about 625 associates. He thanked Council for considering the Manufacturing Exemption request.*

*Andrea Williams, Comptroller and Senior Vice President of Perdue Foods, LLC also thanked Council for the Manufacturing Exemption for the Innovation Center, located in the Industrial Parkway. The Innovation Center is the location where new products are developed, and employs about 45 associates. The exemption is for both facilities.*

*The Manufacturing Exemption request for Perdue Foods, LLC was unanimously approved.*

- ***Manufacturing Exemption Request – Jubilant Cadista Pharmaceuticals***

*Mr. Heath moved, Mr. Spies seconded, and the vote was unanimous to approve the manufacturing exemption request for Jubilant Cadista Pharmaceuticals. There were no representatives present from Jubilant Cadista Pharmaceuticals.*

**RESOLUTION** – presented by City Administrator Tom Stevenson

- *Resolution No. 2532 - to approve a Maryland Department of Natural Resources, Community Parks & Playgrounds Grant application for funding for Phase 2 of the Salisbury Skatepark*

*Mr. Spies moved, Mr. Heath seconded, and the vote was unanimous to approve Resolution No. 2532.*

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

- *Ordinance No. 2348 – 2<sup>nd</sup> reading- to amend Chapter 15.22.040(b) of the Salisbury Municipal Code to change the registration billing date for vacant buildings located in the City*

*Mr. Spies moved, Mr. Heath seconded, and the vote was unanimous to approve Ordinance No. 2348 for second reading.*

- *Ordinance No. 2349 – 2<sup>nd</sup> reading - amending Sections 1.16.100 C to increase the amount of fines contained therein (changing the municipal infraction limit from \$500 to \$1,000)*

*Mr. Spies moved, Mr. Heath seconded, and the vote was unanimous to approve Ordinance No. 2349 for second reading.*

- *Ordinance No. 2350 -2<sup>nd</sup> reading - amending Section 8.20 Noise. of the Salisbury Municipal Code*

*Mr. Spies moved, Mr. Heath seconded, and the vote was unanimous to approve Ordinance No. 2350 for second reading.*

- *Ordinance No. 2351 – 2<sup>nd</sup> reading - amending Section 17.184 – Environmental Noise Standards, of the Salisbury Municipal Code*

*Mr. Heath moved, Mr. Spies seconded, and the vote was unanimous to approve Ordinance No. 2350 for second reading.*

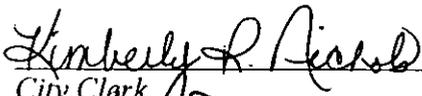
- *Ordinance No. 2352 – 1<sup>st</sup> reading- to amend Chapter 6.04 Dogs, Fowl and other animals of the Salisbury City Code to add definitions related to Urban Chickens and enacting Chapter 6.05 to authorize the keeping of chickens subject to certain regulations*

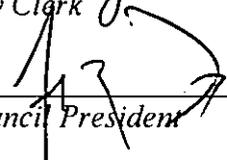
*Mr. Spies moved, Mr. Heath seconded, and the vote was unanimous to approve Ordinance No. 2352 for first reading.*

*Mr. Spies stated that the guidelines in the ordinance are there to protect homeowners' flocks and the neighborhoods, and asked all citizens interested in keeping chickens to follow the guidelines to keep flocks healthy and neighbors happy.*

**ADJOURNMENT**

*Council President Day adjourned the Legislative Session at 6:47 p.m.*

  
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City Clerk

  
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Council President