

CITY OF SALISBURY
WORK SESSION
APRIL 6, 2015

Public Officials Present

Council President Jacob R. Day
Council Vice-President Laura Mitchell

Councilman John "Jack" R. Heath

Public Officials Not Present

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

In Attendance

Assistant City Clerk Diane C. Nelson, City Administrator Tom Stevenson, Assistant City Administrator Julia Glanz, Public Works Director Mike Moulds, Public Works Deputy Director Amanda Pollack, City Attorney Mark Tilghman, Salisbury Police Colonel David Meienschein, interested citizens and members of the press

On April 6, 2015, Salisbury City Council convened in a Work Session at 4:34 p.m. in Council Chambers, Room 301 of the Government Office Building.

Accepting Environmental Site Design Grant for BMPs at City Yard

Public Works Director Mike Moulds provided background information on a grant application Salisbury Public Works (SPW) submitted in 2014 to the Chesapeake Bay Trust and Maryland State Agency 2014-2015 Water Shed Assistance Grant Program which Maryland Department of the Environment (MDE) selected for a grant in the amount of \$68,750.00 from the Chesapeake Bay Regulatory and Accountability Program for the design of a campus wide Environmental Site Design for the City Yard; SPW staff will manage the design contract and design review, with the result being a comprehensive design to retrofit the outdated Stormwater system serving the City Yard, consistent with the recommendations of the Wicomico River Watershed Action Plan.

Mr. Moulds requested Council consider approval of a resolution authorizing the Mayor to sign the Grant Agreement Memorandum of Understanding (MOU) with MDE and to accept the Chesapeake Bay Regulatory and Accountability Program Grant in the amount of \$68,750.00.

Discussion topics included:

- Stormwater Management in conjunction with Stormwater Utility collected
- No matching requirement as part of the Grant
- Best Management Practices setting the standard for other public and private facilities
- Action & Submittal Schedule in the Memorandum of Understanding (MOU) between MDE and the City
- Construction/Implementation cost range in conjunction with SPW providing staff time/labor
- Necessary steps prior to bidding the project

- Budget issue-project not shown as grant funded on CIP
- City commitment beyond initial design of the plan

After discussion, Council reached unanimous consensus to advance the resolution to Legislative Session on the Consent Agenda.

Pinehurst Avenue No Parking Zone (Permit Only)

Public Works Director Mike Moulds with input as needed from Public Works Deputy Director Amanda Pollack provided an update to the November 17, 2014 Work Session when it was recommended that the Traffic and Safety Advisory Committee obtain public input regarding its recommendation to eliminate parking on Pinehurst Avenue between Camden and Lorecrop Avenues. Mr. Moulds summarized how the public input was gathered and then incorporated into the Committee's subsequent discussion of its own recommendation and whether it was consistent with parking in the surrounding area on adjacent streets. The Committee revised its recommendation as follows:

1. Eliminate parking on Pinehurst Avenue between Smith Street and Lorecrop Drive
2. Establish "No Parking" on Pinehurst Avenue between Camden Avenue and Smith Street on weekdays from 8:30 a.m. to 7:30 p.m. except by permit
3. Paint yellow curb for a safe turning radius at Camden Avenue and at the driveways along Pinehurst Avenue between Camden Avenue and Smith Street

Mr. Moulds requested Council consideration and approval of an Ordinance which reflects the Committee's revised recommendation.

Discussion topics included:

- Line 27: insert "Monday through Friday" immediately preceding "8:30 a.m. to 7:30 p.m."
- Clarification of parking stipulations in the Ordinance versus on the Map

After discussion, Council reached unanimous consensus to advance the Ordinance to Legislative Session.

Easements for Delmarva Power transformers

Public Works Deputy Director Amanda Pollack summarized that part of the process in upgrading the Northside Pumping Station at Delaware Avenue and Fitzwater Street and the Southside Pumping Station on Ridge Road required a new electric service at each location; Delmarva Power is prepared to place a new transformer at each site providing the City will grant a Utility Easement for each site allowing Delmarva Power to install and maintain the transformer equipment.

Mrs. Pollack requested Council consideration and approval of an Ordinance approving the Utility Easement Agreements as prepared by Delmarva Power for each site, noting that Lisa Savage of Delmarva Power was in attendance to answer any technical questions Council might have.

After discussion which included the Utility Easement Agreements becoming templates for future Pumping Station and Wastewater Treatment Plant (WWTP) upgrades since the language has been negotiated and agreed upon by both parties, Council reached unanimous consensus to advance the Ordinance to Legislative Session.

Election 2015 – Redistricting (Court Update)

City Attorney Mark Tilghman provided an update on the status of the American Civil Liberties Union (ACLU) finding a new Plaintiff, the original Plaintiff having left the area, for the Court Case stemming from the Consent Decree issued by the District Court in June 1987 which divided the City into two (2) districts, one being a Minority district, as a direct response to a lawsuit that alleged the City was then discriminating against African-Americans; the Redistricting Plan approved by the Council for the 2015 Election which divides the City into five (5) districts, two now being Minority districts, must be approved by the District Court since the City has been operating under the Court-issued Consent Decree since 1987. Mr. Tilghman summarized that he had prepared all documents pursuant to ACLU instructions, was waiting for the ACLU representative to sign the complaint since he has not been advised that the ACLU has any further issue with the process, and would file the complaint when it was received.

After discussion which included criteria necessary to become a Plaintiff, the ACLU needing a Client/Plaintiff while the City and District Court Judge do not require the same, and the City filing without a Plaintiff, Vice President Laura Mitchell requested a private word with Mr. Tilghman.

Thereafter, Vice President Mitchell made a motion to convene in Closed Session to discuss legal matters; Mr. Tilghman confirmed that the information provided by Mrs. Mitchell was not appropriate for open session.

After discussion, Council reached consensus to postpone the motion until the conclusion of the Work Session, at which time it would be brought back to the table and if the motion received a second, a vote would be taken to convene in Closed Session.

City Service Center Expansion – 800-E South Salisbury Blvd

As the Work Session was running ahead of schedule and Colonel Meienschein had not yet arrived, City Administrator Tom Stevenson presented the Police Department's request for Council consideration and approval of a Resolution accepting donated space and authorizing the Chief of Police or designee to enter into a no cost Commercial Lease Agreement with Single Properties, Incorporated for the purpose of leasing the property at 800-E South Salisbury Boulevard for use as a City Service Center by the Police Department and all other City Departments as a temporary base of operations.

Discussion topics included:

- Previous requests for Police Substations and the current status of those approved
- Manpower available for staffing

- Success of Substations and metrics used to measure return on investment from Community Policing Perspective
- Other City Departments using the property

After some discussion, Council reached consensus to suspend further discussion until after Colonel Meienschein's arrival and during the interim, bring the motion to convene in Closed Session back to the table.

At 5:00 p.m., President Day called for a second on a motion to convene in Closed Session made earlier by Mrs. Mitchell 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); Mr. Heath seconded the motion and the vote was unanimous to convene in Closed Session.

At 5:09 p.m., on a motion and second by Mrs. Mitchell and Mr. Heath, respectively, and by unanimous vote in favor, the Closed Session was adjourned and Council reconvened in Open Work Session. President Day then reported that while in Closed Session Council had discussed the pending approval before the Court of the City's Redistricting Plan for the 2015 Election; there was direction on a negotiating position with the potential Plaintiff.

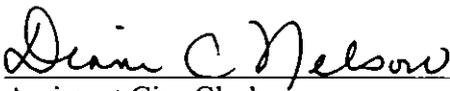
Thereafter, upon Colonel David Meienschein's arrival, the Work Session and discussion of the City Service Center Expansion resumed.

Additional discussion topics included:

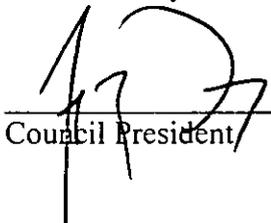
- Deployment of current manpower in conjunction with use of current Substations
- June Police Academy graduates added to manpower at end of Summer
- Reasons why property is a good Substation location, better than other proposed and/or current locations
- Metrics for measuring success – decrease in response times, level of customer satisfaction in neighborhood
- Effectiveness of signage and blue light bollards to establish police presence
- Variables affecting success of Substations

After discussion, Council reached unanimous consensus to move the Resolution to Legislative Session.

Thereafter, the Work Session adjourned at 5:46 p.m.



 Assistant City Clerk



 Council President