



MAYOR
Brian K. Grim

CITY ADMINISTRATOR
Jeff Rhodes

CITY SOLICITOR
Michael Scott Cohen

COUNCIL
Seth D. Bernard
David Caporale
Richard J. Rock" Cioni
Eugene T. Frazier

CITY CLERK
Marjorie A. Woodring

AGENDA

DATE: March 6, 2018

I. Closed Session

1. **5:00 p.m.** - Convene in open session for the purpose of closing the meeting for an Executive Session pursuant to Sections 3-305(b) (7) and (9) of the General Provisions Article of the Annotated Code of Maryland to discuss the terms of a development agreement between the City, the Cumberland Economic Development Corporation, and Cumberland Gateway Real Estate LLC, and to discuss negotiation issues with the UFCW representing the police union
2. Executive Session

II. Open Session

1. 6:15 p.m. - Reconvene into Open Session

III. Pledge of Allegiance

IV. Roll Call

V. Statement of Closed Meeting

1. Summary Statement of Closed Meeting

VI. Director's Reports

(A) Public Works

1. Utilities Division & Central Services Monthly Reports, January 2018

VII. New Business

(A) Orders (Consent Agenda)

1. Order lifting the open container provisions of the City Code for the Hooley Pub Crawl from 12:00 p.m., March 17th through 2:00 a.m., March 18th within certain areas of the downtown, notwithstanding that open glass containers shall not be permitted in the defined area
2. Order approving Community Development Block Grant program amendments effective April 6, 2018
3. Order declaring certain City-owned properties as surplus and authorizing their transfer to the Cumberland Economic Development Corporation for use in the Maryland Avenue

Redevelopment Project

4. Order authorizing the City Comptroller to make payment to various community groups out of the City's hotel/motel tax fund in an amount not to exceed \$44,883
5. Order authorizing execution of a letter to the Maryland Historic Trust consenting to undertake the rehabilitation of the City Hall Council Chambers to provide greater accessibility and remove certain 1960's and 1970's alterations, should capital grant funding be received for the project; and authorizing the execution of a perpetual preservation easement relative to the City Hall building
6. Order approving the 2018 Affirmative Action Report
7. Order declaring a 1999 Chevrolet Blazer (VIN # 1GNNDT13WXXXK178566) to be surplus and authorizing it for sale, trade-in or disposal
8. Order appointing Glenn Hall and Ruth Brantner to the Parks & Recreation Board and Harold Hipsley and Chester Burgess to the Shade Tree Commission

VIII. Public Comments

All public comments are limited to 5 minutes per person

IX. Adjournment



Regular Council Agenda
March 6, 2018

Description

5:00 p.m. - Convene in open session for the purpose of closing the meeting for an Executive Session pursuant to Sections 3-305(b) (7) and (9) of the General Provisions Article of the Annotated Code of Maryland to discuss the terms of a development agreement between the City, the Cumberland Economic Development Corporation, and Cumberland Gateway Real Estate LLC, and to discuss negotiation issues with the UFCW representing the police union

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

Executive Session

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

6:15 p.m. - Reconvene into Open Session

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

Summary Statement of Closed Meeting

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

Utilities Division & Central Services Monthly Reports, January 2018

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)



Regular Council Agenda
March 6, 2018

Description

Order lifting the open container provisions of the City Code for the Hooley Pub Crawl from 12:00 p.m., March 17th through 2:00 a.m., March 18th within certain areas of the downtown, notwithstanding that open glass containers shall not be permitted in the defined area

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- Order -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. _____

DATE: March 06, 2018

ORDERED, By the Mayor and City Council of Cumberland, Maryland,

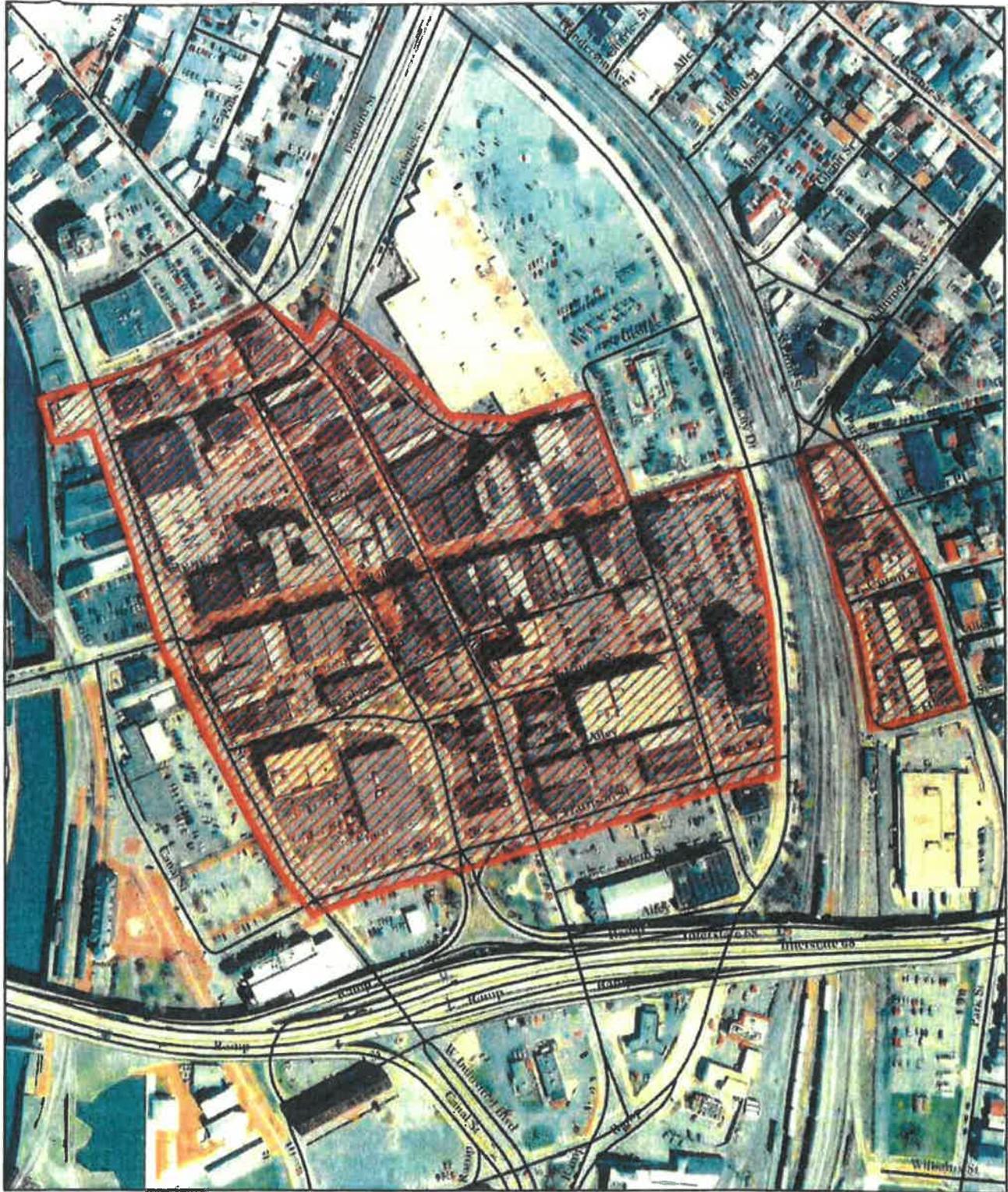
THAT, the provisions of Section 11-113 of the City Code, entitled "Open Containers of Alcohol," be and are hereby lifted for the Hooley Pub Crawl for the defined period of 12:00 p.m. on March 17, 2018 through 2:00 a.m. on March 18, 2018, within the confines of the following areas:

- Mechanic at Bedford Street south to Harrison Street;
- Harrison East to Queen City Drive
- Queen City Drive north to Baltimore Street;
- Baltimore Street west to George Street;
- George Street north to Butler Alley;
- Butler Alley to Frederick and Bedford Streets by way of Centre Street;
- with extensions to Queen City Pavement / Gulf Memorial Drive.

Notwithstanding the foregoing, open glass containers shall not be permitted in the area defined above and Section 11-113 (a) of the City Code shall remain in force and effect as to glass open containers of alcoholic beverages in that area.

Brian K. Grim, Mayor

Open Container Area



0 105 210 420 630 Feet

 Open Container Area



Regular Council Agenda
March 6, 2018

Description

Order approving Community Development Block Grant program amendments effective April 6, 2018

Approval, Acceptance / Recommendation

Notice of the proposed changes is being advertised in the Times-News and posted to the website. Comments concerning these changes must be submitted in writing and will be accepted beginning Thursday, March 6, 2018 through 4PM on Monday, April 6, 2018. Written comments may be submitted to Lee Borrer in Community Development.

A copy of the Public Notice is attached.

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- Order -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. _____

DATE: March 6, 2018

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the following programs amendments to the Community Development Block Grant Program be and are hereby approved effective April 6, 2018:

Program	Current	Amendment	New Total
2016 Administration/Planning (0016016)		(\$ 9,514.60)	
2016 HRDC Rental Rehab #1 (0016H001)		(\$ 4,667.00)	
2016 HRDC 16-18 Arch Street Transitional Shelter Rehab (0016A001)		(\$ 6,000.00)	
2017 Friends Aware, Inc. Phase 3 (PP17004)		\$ 9,514.60	\$ 80,003.81
2013 Baltimore Ave./ Amtrak (LL13009)		\$ 4,667.00	
2016 HRDC Rental Rehab #3 (0016H003)		\$ 6,000.00	\$ 15,950.00

Brian K. Grim, Mayor

PUBLIC NOTICE

City of Cumberland Community Development Block Grant Program

Proposed Program Amendments as of March 6, 2018

The following activities will be amended to decrease funding for re-allocation:

2016 Administration/Planning (OO16016) - \$9,514.60 is being re-allocated as the result of remaining funds set aside for administration

2016 HRDC Rental Rehab #1 (OO16H001) - \$4,667 is being re-allocated as the result of this activity's cancellation

2016 HRDC 16-18 Arch Street Transitional Shelter Rehabilitation (OO16A001) - \$6,000 is being re-allocated at the request of the sub-recipient as a result of the activity completion coming in under budget.

The following activities will be amended to increase funding:

2017 Friend's Aware, Inc. Phase 3 (PP17004) - adding \$9,514.60 for the existing phase 3 renovations activity resulting in a total \$80,003.81 of Community Development Block Grant Funding

2013 Baltimore Avenue/Amtrak (LL13009) - adding \$4,667 for continuation of existing activity for improvements to downtown amenities

2016 HRDC Rental Rehab #3 (OO16H003) - adding \$6,000 at the request of the sub-recipient because the activity came in over-budget. Total funds \$15,950

Comments concerning these changes must be submitted in writing and will be accepted beginning Thursday, March 6, 2018 through 4PM on Monday, April 6, 2018. Written comments may be submitted to Lee Borrer, Community Development Specialist, 57 North Liberty Street, Cumberland, Maryland 21502 or through email at: lee.borrer@cumberlandmd.gov

ADV: March 5



Regular Council Agenda
March 6, 2018

Description

Order declaring certain City-owned properties as surplus and authorizing their transfer to the Cumberland Economic Development Corporation for use in the Maryland Avenue Redevelopment Project

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- ORDER -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. _____

DATE: March 06, 2018

ORDERED, By the Mayor and City Council of Cumberland, Maryland

WHEREAS, the Mayor and City Council of Cumberland are the record owner of certain parcels of real property that have been determined to be of no further value to the City of Cumberland (hereinafter referred to as the "Properties"): and

WHEREAS, the Mayor and City Council of Cumberland wish to donate said Properties to the Cumberland Economic Development Corporation be used in the Maryland Avenue Redevelopment Project; and

WHEREAS, the Properties are more particularly described as follows:

<i>Address</i>	<i>Tax ID No.</i>	<i>Deed Reference / Allegany County Land Records</i>
513 Maryland Avenue	22-015516	Book 02162 / Page 00223
521/523 Maryland Avenue	22-014730	Book 02158 / Page 00351
529 Maryland Avenue	22-010735	Book 02145 / Page 00256
404 Park Street	22-011022	Book 02172 / Page 00515
406 Park Street	22-012290	Book 02137 / Page 00138
414 Park Street	22-009923	Book 02178 / Page 00369
224 Cecelia Street	22-015346	Book 02145 / Page 00261
226 Cecelia Street	22-015338	Book 02145 / Page 00261
229 Cecelia Street	22-003976	Book 02214 / Page 00416
257-259 Williams Street	04-022009	Book 02168 / Page 00011

IT IS, THEREFORE, ORDERED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND THAT:

1. The Properties are hereby declared to be surplus in accordance with the provisions of Section 1 of the Charter of the City of Cumberland.

2. **BE IT FURTHER ORDERED**, that the Mayor and City Council of Cumberland intend to convey to the Cumberland Economic Development Commission, all interest in the Properties existing in any manner; and

3. **BE IT FURTHER ORDERED**, that after passage of twenty (20) days from the date of this Order and the passage of an Ordinance authorizing the execution of the Deed effecting the conveyance of the Property, formal transfer of the Properties to Cumberland Economic Development Corporation may proceed.

Mayor Brian K. Grim



Regular Council Agenda
March 6, 2018

Description

Order authorizing the City Comptroller to make payment to various community groups out of the City's hotel/motel tax fund in an amount not to exceed \$44,883

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- Order -
of the
Mayor and City Council of Cumberland
 MARYLAND

ORDER NO. _____

DATE: _____

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT the City Comptroller be and is hereby authorized to make payment to the following community groups in an amount not to exceed Forty-Four Thousand, Eight Hundred Eighty-Three Dollars and No Cents (\$ 44,883.00):

ACIT	\$ 2,850.00
Allegany Allied Arts	608.00
Allegany Arts Council	2,640.00
Allegany County Historical Society	1,260.00
Allegany County Museum	3,875.00
BW Invitational Tournament	1,780.00
Canal Place (CPPDA)	4,750.00
Cumberland Historic Cemetery Organization	900.00
Cumberland Theatre	4,740.00
Embassy Theatre.....	1,440.00
Friends Aware	1,820.00
Mountain Maryland Trails	5,040.00
Mountainside Baroque	2,180.00
Tri-Valley Region LCCI	1,100.00
Tri-State Concert Association	2,660.00
Western MD Jaycees, Junior Chamber	3,840.00
Western MD Scenic RR	2,500.00
Women's Civic Club of Cumberland.....	900.00
TOTAL	<u>\$ 44,883.00</u>

And, Be it Further Ordered, that said contributions are to be funded from the hotel/motel tax receipts.

Mayor Brian K. Grim



Regular Council Agenda
March 6, 2018

Description

Order authorizing execution of a letter to the Maryland Historic Trust consenting to undertake the rehabilitation of the City Hall Council Chambers to provide greater accessibility and remove certain 1960's and 1970's alterations, should capital grant funding be received for the project; and authorizing the execution of a perpetual preservation easement relative to the City Hall building

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- Order -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. _____

DATE: March 06, 2018

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the Mayor be and is hereby authorized to execute a letter of confirmation to the Maryland Historic Trust consenting to undertake the rehabilitation of the City Hall Council Chambers to provide greater accessibility and remove certain 1960 and 1970 alterations, should capital grant funding be received for this project;

BE IT FURTHER ORDERED, that, should capital grant funding be received for this project, the Mayor is hereby authorized to execute a perpetual preservation easement with the Maryland Historic Trust relative to the City Hall building

Brian K. Grim, Mayor



CITY OF CUMBERLAND MARYLAND

March 7, 2018

Ms. Courtney Hotchkiss
MHT Capital Grants Administrator
Maryland Historical Trust
100 Community Place
Crownsville, MD 21502

Re: 57 North Liberty Street Capital Grant Application

Dear Ms. Hotchkiss:

Please accept this letter as confirmation that the Mayor and City Council of Cumberland consent to the undertaking of rehabilitating the City Hall Council Chambers to provide greater accessibility as well as to remove alterations within the room that were likely constructed in the 1960s or 1970s if funding is successfully obtained for this project through the Maryland Historical Trust capital grant program.

Additionally, should this funding be received, the Mayor and City Council are willing to donate a perpetual preservation easement to the Maryland Historical Trust in order to protect this National Register-listed building for future generations.

We hope that you will favorably considering awarding Capital Grant Funds to this project.

Sincerely,

Brian K. Grim
Mayor

MAYOR

BRIAN K. GRIM

COUNCIL

SETH D. BERNARD
DAVID J. CAPORALE
RICHARD J. CIONI, JR.
EUGENE T. FRAZIER

CITY ADMINISTRATOR

JEFFREY D. RHODES

CITY SOLICITOR

MICHAEL SCOTT COHEN

CITY CLERK

MARJORIE A. WOODRING



MEMBER MARYLAND
MUNICIPAL LEAGUE (MML)

57 N. LIBERTY STREET, CUMBERLAND, MD 21502 www.cumberlandmd.gov
VOICE (301)722-2000 • FAX (301)759-6438 • TDD (800)735-2258



Regular Council Agenda
March 6, 2018

Description

Order approving the 2018 Affirmative Action Report

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- Order -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. _____

DATE: March 06, 2018

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the attached 2018 Annual Report of the Affirmative Action Committee
be and is hereby approved.

Brian K. Grim, Mayor

Attached: 2018 Report



City of Cumberland

Affirmative Action Committee

Annual Report – 2018

Committee Members:

Michael Scott Cohen, City Solicitor
Eugene Frazier, City Councilman
April Howser, Human Resources Officer

TO: Mayor and City Council
FROM: April Howser, Human Resources Officer
RE: Affirmative Action Committee
DATE: February 6, 2018

The Affirmative Action Committee met on January 31, 2018 to discuss the recruiting and hiring policies and procedures for employees of the City of Cumberland.

The Human Resources Officer advised of new hires in the following departments:

Calendar Year 2016:

Public Works – 7 (Seven Males – Caucasian)
Police – 7 (Five Males and Two Females – Caucasian)
Finance – 2 (One Male and One Female – Caucasian)

Calendar Year 2017:

Public Works – 9 (Nine Males – Eight Caucasian and One African American)
Police – 7 (Six Males and One Female – Caucasian)
Fire – 1 (One Male – Caucasian)
Economic Development – 1 (One Male – Caucasian)
Community Development – 1 (One Male – Caucasian)
Engineering – 1 (One Male – Caucasian)

Although concern was expressed regarding the lack of minority applicants and hires, the City's outreach efforts to prospective applicants extends into area places of worship, neighboring counties and area educational institutions and is directed to prospective job applicants without regard to minority status.



Regular Council Agenda
March 6, 2018

Description

Order declaring a 1999 Chevrolet Blazer (VIN # 1GNDDT13WXXK178566) to be surplus and authorizing it for sale, trade-in or disposal

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- ORDER -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. _____

DATE: March 6, 2018

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the Mayor and City Council of Cumberland is the record owner of a certain vehicle and that has been determined to be of no further value to the City; and

WHEREAS, the Mayor and City Council desire to dispose of said vehicle;

IT IS THEREFORE ORDERED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, THAT the following vehicle is hereby declared to be surplus property and authorized for sale, trade-in, or disposal:

1999 Chevrolet Blazer / VIN #1GNDDT13WXXK178566

Mayor Brian K. Grim



Regular Council Agenda
March 6, 2018

Description

Order appointing Glenn Hall and Ruth Brantner to the Parks & Recreation Board and Harold Hipsley and Chester Burgess to the Shade Tree Commission

Approval, Acceptance / Recommendation

Budgeted

1st Reading

2nd Reading

3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

- Order -
of the
Mayor and City Council of Cumberland
MARYLAND

ORDER NO. _____

DATE: March 06, 2018

ORDERED, By the Mayor and City Council of Cumberland, Maryland

THAT, the following board and commission appointments be and are hereby approved:

Board	Member	Seat	Term
Parks & Recreation Board	Glenn Hall	Seat 7	3/6/18 – 10/6/20
	Ruth Brantner	Seat 9	3/6/18 – 10/12/19
Shade Tree Commission	Harold Hipsley	Seat 2	3/6/18 – 3/6/22
	Chester Dale Burgess	Seat 7	3/6/18 – 3/6/22

Brian K. Grim, Mayor