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

MINUTES

DATE: May 15, 2018

I. Closed Session

1. 5:45 p.m. - Convene in open session for the purpose of closing the meeting for an Executive Session pursuant to Section 3-305(b) (9) of the General Provisions Article of the Annotated Code of Maryland to discuss issues pertaining to negotiations with the UFCW #1994

   Motion to move into closed session was made by Bernard, seconded by Caporale, and was passed on a vote of 5-0.

2. Executive Session

II. Open Session

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

   Mayor Grim reconvened the open session at 6:17 p.m.

III. Pledge of Allegiance

IV. Roll Call

PRESENT: Brian K. Grim, Mayor; Council Members Seth Bernard, David Caporale, Richard J. Cioni via conference phone, and Eugene Frazier

ALSO PRESENT: Jeffery D. Rhodes, City Administrator; Michael S. Cohen, City Solicitor; Charles Hinnant, Chief of Police; Donald Dunn, Fire Chief; Marjorie Woodring, City Clerk

V. Statement of Closed Meeting

1. Summary Statement of Closed Meeting

   Mayor Grim announced that a Closed Session had been held Tuesday, May 15, 2018 at 5:45 p.m. and read into the record a summary of that session, which is attached hereto and made a part of these minutes as required under Section 3-306(c)(2) of the General Provisions Article

of the Annotated Code of Maryland.

VI. Certificates and Awards

1. Certificate of Recognition presented to the Allegany High School Mock Trial Team for capturing the title of State Champions in the 2017-2018 Maryland State Bar Association's Mock Trial Competition

   Mayor Grim read the Certificate and presented it to the team members, congratulating them on their accomplishment.

2. Certificates of Recognition presented to members of the Cumberland Emergency Response Team (CERT) and Crisis Negotiators involved in the January 2018 barricade incident at Little Orleans

   Chief Hinnant provided information on Officer Martel's background and discussed highlights of his service with the police department. Chief Hinnant presented the award and the Mayor and Council expressed their thanks and appreciation.

3. Recognition of the Cumberland Police Department 2017 Officer of the Year, PFC Jacob Martel

   Chief Hinnant provided a detailed account of the barricade incident and introduced the officers who took part in the efforts. Certificates of Recognition were presented to each by the Mayor and City Council.

4. Recognition of the Cumberland Police Department's re-accreditation award for the CALEA program

   Chief Hinnant provided background on the CALEA program and the process by which the City became re-accredited. The Mayor and Council expressed their thanks and appreciation.

5. Recognition of the Annual Water Taste Test Challenge Award presented to the City of Cumberland at the joint Spring Meeting of the Chesapeake American Water Works Association and the Chesapeake Water Environment Association

   John DiFonzo, City Engineer, advised that the City had submitted a sample of its drinking water for a taste test at the spring meeting of the CAWWA and the CWEA and had placed second. The Mayor and Council expressed appreciation for the efforts by staff that allow the City to have high quality water.

VII. Director's Reports

(A) Public Works

1. Maintenance Division monthly reports for March and April, 2018.

   Motion to approve the report was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

2. Utilities Division & Central Services monthly report for April, 2018

   Motion to approve the report was made by Caporale, seconded by Bernard, and was passed

on a vote of 5-0.

3. Engineering Division monthly report for April, 2018

Motion to approve the report was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

(B) Administrative Services

1. Administrative Services monthly report for March, 2018

Motion to approve the report was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

(C) Fire

1. Fire Department monthly report for April, 2018

Motion to approve the report was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

(D) Police

1. Police Department monthly report for April, 2018

Motion to approve the report was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

VIII. Approval of Minutes

1. Approval of the Closed Session Minutes of March 6 and March 20, 2018

Motion to approve the minutes was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

IX. Unfinished Business

(A) Ordinances

1. Ordinance *(2nd and 3rd readings)* - authorizing the issuance and sale of General Obligation Bonds to the Maryland Water Quality Financing Administration (MWQFA) in an amount not to exceed $562,500 to finance, reimburse, or refinance costs associated with the Willowbrook Road Waterline Replacement Project, together with related costs and costs of issuance

Mr. Rhodes introduced the Ordinance and discussed highlights of the private bond sale to the Maryland Water Quality Finance Administration (MWQFA).

SECOND READING: The Ordinance was presented in title only for its second reading. The reading was interrupted and motion to suspend the reading and proceed to the third after comment was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

Mayor Grim called for questions or comments. There being none, the Ordinance proceeded to its third reading.

THIRD READING: The Ordinance was read in title only and was adopted on a vote of 5-0.

ORDINANCE NO. 3832

X. New Business

(A) Ordinances

1. Ordinance *(1st reading)* - providing for the City Tax Levy for FY2019; Real Estate = 1.0595 per $100 of assessed value / Personal Property = 2.648 per $100 of assessed value

   FIRST READING: Mr. Rhodes introduced the Ordinance and discussed highlights of the FY19 funds being proposed. The Ordinance was presented in title only for its first reading. Motion to accept the reading was made by Caporale, seconded by Bernard, and was approved on a vote of 5-0.

2. Ordinance *(1st reading)* - providing for the annual appropriations for the FY19 General Fund

   FIRST READING: Mr. Rhodes introduced the Ordinance and discussed highlights of the FY19 funds being proposed. The Ordinance was presented in title only for its first reading. Motion to accept the reading was made by Caporale, seconded by Bernard, and was approved on a vote of 5-0.

3. Ordinance *(1st reading)* - providing for the annual appropriations for the FY19 Water Fund

   FIRST READING: Mr. Rhodes introduced the Ordinance and discussed highlights of the FY19 funds being proposed. The Ordinance was presented in title only for its first reading. Motion to accept the reading was made by Caporale, seconded by Bernard, and was approved on a vote of 5-0.

4. Ordinance *(1st reading)* - providing for the annual appropriations from the FY19 Sewer Fund

   FIRST READING: Mr. Rhodes introduced the Ordinance and discussed highlights of the FY19 funds being proposed. The Ordinance was presented in title only for its first reading. Motion to accept the reading was made by Caporale, seconded by Bernard, and was approved on a vote of 5-0.

5. Ordinance *(1st reading)* - providing for the annual appropriations for the FY19 Special Purpose Funds

   FIRST READING: Mr. Rhodes introduced the Ordinance and discussed highlights of the FY19 funds being proposed. The Ordinance was presented in title only for its first reading. Motion to accept the reading was made by Caporale, seconded by Bernard, and was approved on a vote of 5-0.

(B) Orders (Consent Agenda)

Rhodes reviewed each item on the Consent Agenda and Mayor Grim called for questions or comments. Motion to approve Consent Agenda Items 1-7 was made by Caporale, seconded by Bernard, and was passed on a vote of 5-0.

1. Order rescinding Order No. 24,915 adopted April 14, 2009 to approve a revised Sick Leave Bank Policy & Regulations for all city employees and authorizing the return of the balance of the donated sick leave days in the bank to those active employees who originally donated the days

   ORDER NO. 26,288

2. Order correcting an address reference in Order No. 26,285 and authorizing the execution of a Deed Surrendering Possibility of Reverter / Right of Entry with Nazir Gul to surrender all right, title and interest of the City in the property at 534-536 Columbia Avenue to Mr. Gul as the requirements of the Deed of transfer of the property have been satisfied

   ORDER NO. 26,289

3. Order reappointing Michael Scott Cohen to the position of City Solicitor for a four-year term, effective May 16, 2018 through May 16, 2022

   ORDER NO. 26,290

4. Order accepting the sole source proposal of Belt Paving to provide mill, patch and paving work in various locations throughout the city in the estimated unit price amount not-to-exceed $1,500,000; this bid is awarded as part of Maryland SHA's existing contract with Belt Paving

   ORDER NO. 26,291

5. Order approving the Sole Source proposal of Carl Belt, Inc. for emergency repairs to the Koon Dam Bridge sidewalk in the not-to-exceed total amount of $42,380

   ORDER NO. 26,292

6. Order accepting various bids submitted May 2, 2018 for certain surplus vehicles and equipment totaling $20,647.50

   ORDER NO. 26,293

7. Order authorizing execution of a Community Legacy Program Promissory Note Modification with the DHCD to redefine terms of repayment of funds related of the 1) Upper Story Redevelopment Program and 2) Decatur Heights Self-Help Homeownership Program

   ORDER NO. 26,294

XI. Public Comments

Mayor Grim recognized Delegate Michael McKay who presented copies to the Mayor and City Council of a 90-day report for the 2018 legislative session specific to those who live in

District 1C. He advised that the report detailed bills that were sponsored or co-sponsored by himself, how he voted, and a synopsis of each bill.

Robin H. Constitution, 623 Quebec Avenue, discussed issues regarding the City Solicitor's and City Administrator's contracts and the salary of the Mayor. He requested an additional 2-3 minutes to speak and was provided that by a consensus of Council.

All public comments are limited to 5 minutes per person

XII. Adjournment

With no further business at hand, the meeting adjourned at 7:05 p.m.

Minutes approved on July 17, 2018

Brian K. Grim, Mayor

ATTEST: Marjorie A. Woodring, City Clerk

Regular Council Agenda
May 15, 2018

Description

5:45 p.m. - Convene in open session for the purpose of closing the meeting for an Executive Session pursuant to Section 3-305(b) (9) of the General Provisions Article of the Annotated Code of Maryland to discuss issues pertaining to negotiations with the UFCW #1994

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 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
May 15, 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
May 15, 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)

Mayor and City Council of Cumberland

Closed Session Summary

Thursday, May 15, 2018 at 5:45 p.m.

Second Floor Conference Room, City Hall

On Tuesday, May 15, 2018, the Mayor and City Council met in closed session at 5:45 p.m. in the second floor conference room of City Hall to discuss issues pertaining to negotiations with the UFCW Local #1994. Authority to close the session was provided by the General Provisions Article of the Annotated Code of Maryland, Section 3-305 (b) (9).

Persons in attendance included Mayor Brian Grim;

Council Members Seth Bernard, David Caporale, Richard Cioni via conference phone, and Eugene Frazier;

City Administrator Jeff Rhodes, City Solicitor Mike Cohen, City Clerk Marjorie Woodring; Chief Charles Hinnant.

On a motion made by Councilman Bernard and seconded by Councilman Caporale, Council voted 5-0 to close the session.

No actions were voted upon and the meeting was adjourned at 6:14 p.m.

_____

Brian K. Grim, Mayor

Entered into the public record on MAY 1 5 2018

Regular Council Agenda
May 15, 2018

Description

Certificate of Recognition presented to the Allegany High School Mock Trial Team for capturing the title of State Champions in the 2017-2018 Maryland State Bar Association's Mock Trial Competition

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 2018

Description

Certificates of Recognition presented to members of the Cumberland Emergency Response Team (CERT) and Crisis Negotiators involved in the January 2018 barricade incident at Little Orleans

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 2018

Description
Recognition of the Cumberland Police Department's re-accreditation award for the CALEA program

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 2018

Description
Recognition of the Cumberland Police Department 2017 Officer of the Year, PFC Jacob Martel

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 2018

Description

Recognition of the Annual Water Taste Test Challenge Award presented to the City of Cumberland at the joint Spring Meeting of the Chesapeake American Water Works Association and the Chesapeake Water Environment Association

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 2018

Description

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

MAINTENANCE DIVISION REPORT
March & April 2018

Street Maintenance Report

Parks & Recreation Maintenance Report

Fleet Maintenance Report

PUBLIC WORKS/MAINTENANCE
STREET BRANCH
MONTHLY REPORT
MARCH 2018

- POTHOLES AND COMPLAINTS
  - Potholed 44 Streets and Alleys using 21 tons of cold patch.

- TRAFFIC CONTROL SIGNS/STREET NAME SIGNS
  - Installed/Repaired 30 Traffic Control Signs.
  - Installed 1 HC signs
  - Removed 1 HC
  - Repaired 1 Street Name Sign
  - Painted 16 curbs

- MISCELLANOUS
  - Refilled Salt Barrels for winter ice control
  - Traffic control and barricades for Pub Crawl and Valley Road Inspection
  - Cleaned the Baltimore Street underpass and McMullen Bridge 4 times.
  - Brush and tree work 13 areas
  - Worked snow and ice control 5 days
  - Picked up 6 Dead Animals

STREET MAINTENANCE - MARCH 2018		3/1-3/2	3/5-3/9	3/12-3/16	3/19-3/23	3/26-3/30	TOTAL
SERVICE REQUEST COMPLETED							0
PAVING PERFORMED	TONS						0
CONCRETE WORK	CY						0
UTILITY HOLES REPAIRED	WATER						0
	SEWER						0
	CY						0
	TONS						0
POTHOLES FILLED	STREETS	10	19	3	2	10	44
	ALLEYS						0
	DAYS						0
	Cold Mix	5	9	2	1	5	21
	TONS						0
PERMANENT PATCH	CY						0
	TONS						0
COMPLAINTS COMPLETED							0
	CY						0
	TONS						0
TRAFFIC CONTROL SIGNS REPAIRED/INSTALLED		1	9			20	30
STREET NAME SIGNS REPAIRED/INSTALLED			1				1
HANDICAPPED SIGNS REPAIRED/INSTALLED/REMOVED							0
							0
						2	2
PAINTING PERFORMED	BLUE					2	2
	YELLOW						0
	RED		2			12	14
PAVEMENT MARKINGS INSTALLED	No.						0
STREET CLEANING	LOADS						0
	HOURS						0
SWEEPER DUMPS HAULED TO LANDFILL	TONS				6.5		7
SALT BARRELLS - PICK UP, FILL	DAYS						0
CLEANED BALTIMORE ST. UNDERPASS		1	1	1		1	4
CLEAN SNOW EQUIPMENT	Days						0
BRUSH REMOVAL/TREE WORK	Days	5	3	4	1		13
Check Drains/Clean Debris	DAYS		1				1
LEAF PICK UP	Loads						0

Traffic control for Valley Road Inspection with John DiFonzo

All Employees took CPR Training at CFD in March

Completed 2 Dog Kennels for Cumberland Police K-9 Units

Completed Traffic Control Setup and Tear Down for Pub Crawl

Clean up of Vehicles after Snow Incidents

Snow Removal For 3 Incidents consisting of

Completed Sidewalk Closure Per John DiFonzo for upper Spillway of Dam

Picked up 6 Dead Animals

PUBLIC WORKS/MAINTENANCE
PARKS & RECREATION
MONTHLY REPORT
MARCH 2018

- Constitution Park and Area Parklets
  - Cleaned up garbage
  - Began turning on water in certain areas
  - Continued cleaning and prepping pool snack bar for painting

- Miscellaneous Work
  - Assisted with snow and ice control
  - Continued assessing areas for repairs
  - Began prepping Pool Snack Bar for Painting
  - Cut numerous trees in park due to winter damage
  - Began prepping some fields for softball
  - Worked on Stage at Smith Park
  - Attended CPR training at CFD
  - Began checking mowing equipment for upcoming season

Fleet Maintenance
March 2018

Total Fleet Maintenance Projects	**131**
Central Services	0
Code Enforcement	2
DDC	0
Engineering	1
Fire	18
Flood	1
Municipal Parking	0
P & R Maintenance	4
PIP	0
Police	29
Public Works	0
Sewer	2
Small Engine Repairs	0
Snow Removal	12
Street Maintenance	21
Vehicle Maintenance	0
Water Distribution	14
Water Filtration	0
WWTP	0
Scheduled Preventive Maintenance	24
Field Service Calls	3
Total Work Orders Submitted	**50**
Risk Management Claims	**0**
Fork Lift Inspections	**0**

PUBLIC WORKS/MAINTENANCE
STREET BRANCH
MONTHLY REPORT
APRIL 2018

- POTHOLES AND COMPLAINTS
  - Potholed 4 Streets using approximately 3 tons of cold patch.
  - Potholed 12 Streets using approximately 8 tons of HMA.

- UTILITY HOLE REPAIR
  - Completed 2 Water Utility Hole Repairs using 1.25 CY of concrete.
  - Completed 13 Water Utility Hole Repairs using 119 tons of HMA.
  - Completed 1 Sewer Utility Hole Repair using 4 CY of concrete.

- STREET SWEEPING
  - Swept 582 curb miles (approx. 180 cubic yards of debris).
  - Hauled 20 tons of sweeper dumps to landfill.

- MISCELLANOUS
  - Completed 35 work orders
  - Cleaned the underpass, McMullen Bridge and Welch Ave drainage ditch 6 times.
  - Installed 2 handicapped Parking Signs
  - Repaired or installed 8 Traffic control signs.
  - Painted 11 curbs.
  - Repaired Bridge Closure barricades on Cumberland Street Bridge.
  - Completed tree work in 10 areas over 9 days.
  - Installed 2 dog kennels for CPD

STREET MAINTENANCE - APRIL 2018		4/2-4/6	4/9-4/13	4/16-4/20	4/23-4/27	4/30	TOTAL
SERVICE REQUEST COMPLETED							0
PAVING PERFORMED	TONS						0
CONCRETE WORK	CY						0
UTILITY HOLES REPAIRED	WATER	2		7	5	1	15
	SEWER		1				1
	CY	1.25	4.00	5.50			11
	TONS			9.0	108.0	2.0	119
POTHOLES FILLED	STREETS	3	1	12			16
	ALLEYS						0
	DAYS						0
	Cold Mix	2	1				3
	TONS			8.0			8
PERMANENT PATCH	CY						0
	TONS						0
COMPLAINTS COMPLETED							0
	CY						0
	TONS						0
TRAFFIC CONTROL SIGNS REPAIRED/INSTALLED		1		2		5	8
STREET NAME SIGNS REPAIRED/INSTALLED						1	1
HANDICAPPED SIGNS REPAIRED/INSTALLED/REMOVED							0
							0
		2					2
PAINTING PERFORMED	BLUE	2				1	3
	YELLOW						0
	RED			6		2	8
PAVEMENT MARKINGS INSTALLED	No.						0
STREET CLEANING	LOADS	8	12	12	13		45
	Miles	89	118	142	153		502
SWEEPER DUMPS HAULED TO LANDFILL	TONS	3.1			16.8		20
SALT BARRELLS - PICK UP, FILL	DAYS						0
CLEANED BALTIMORE ST. UNDERPASS		1	1	2	1	1	6
CLEAN SNOW EQUIPMENT	Days						0
BRUSH REMOVAL/TREE WORK	Days	5	4				9
Check Drains/Clean Debris	DAYS	1					1
LEAF PICK UP	Loads						0

Snow Removal 1 time

Truck Clean Up After Snow Events

Tree Work 10 areas

Worked on Clean Up with FSU Football team

Completed 2 Dog Kennels for CPD

Repaired Barricades on Cumberland St Bridge

PUBLIC WORKS/MAINTENANCE
PARKS & RECREATION
MONTHLY REPORT
APRIL 2018

- Constitution Park and Area Parklets
  - Cleaned up garbage
  - Completed water Turn on
  - Painted Casino snack bar walls and floor
  - Cut some parklets and areas of the Park 1 time
  - Began working on the pool

- Ball Fields
  - Lined 6 fields for a total of 23 times
  - Drug 7 fields for a total of18 times
  - Cut 5 fields for a total of 6 time

- Miscellaneous Work
  - Assisted with snow and ice control
  - Continued assessing areas for repairs
  - Hauled out garbage barrels to areas
  - Continued tree clean up
  - Water Turn on at Mason Complex
  - Worked on Stage at Smith Park
  - Second Group attended CPR training at CFD
  - Set up for Worker's Memorial Day

Parks & Recs Field Work

April 2018

	Line	Drag	Spike
Flynn	7	4	
Nonneman	5	4	
Northcraft	3	4	
Bowers FB			
Galaxy FF	2		
United			
Nonneman SF			
Long		1	
Cavanaugh	5	4	
JC	1	1	
Abrams			
Nonneman Jr			
Northcraft SF			
Bower SF			
TOTAL	23	18	

Parks and Rec Mowing Areas
April 2018

Location	Times cut
Abrams Field	
JC Field	1
Valley St Parklet	
Fairmont	
Ridgedale	
Springdale	
Smith Park	
Vets Park	1
Washington Headquarters	1
Sun Dial	1
Pine Ave	
Lucy's Park	
Old HRDC	
Mullen	
14 Somerville (rear)	
Evitts Creek	
Boat Ramp	
Rolling Mills Parklet	
224-226 Cecelia St	
404-406-414 Park St	
513-529 Maryland Ave	
Emily St dead end	
Louisiana Ave (Hartley's)	
Pear St	
Centre St Playground	
Municipal Center	
Mason's Sports Complex	1
Pistol Range	
Cavanaugh Field	2
Long Field	1
Constitution Park	1

Fleet Maintenance
April 2018

Total Fleet Maintenance Projects	**95**
Central Services	0
Code Enforcement	2
DDC	0
Engineering	2
Fire	1
Flood	2
Municipal Parking	0
P & R Maintenance	8
PIP	0
Police	19
Public Works	0
Sewer	6
Small Engine Repairs	0
Snow Removal	0
Street Maintenance	15
Vehicle Maintenance	0
Water Distribution	15
Water Filtration	0
WWTP	0
Scheduled Preventive Maintenance	22
Field Service Calls	3
Total Work Orders Submitted	**34**
Risk Management Claims	**0**
Fork Lift Inspections	**0**

Regular Council Agenda
May 15, 2018

Description
Maintenance Division monthly reports for March and April, 2018.

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

CITY OF CUMBERLAND

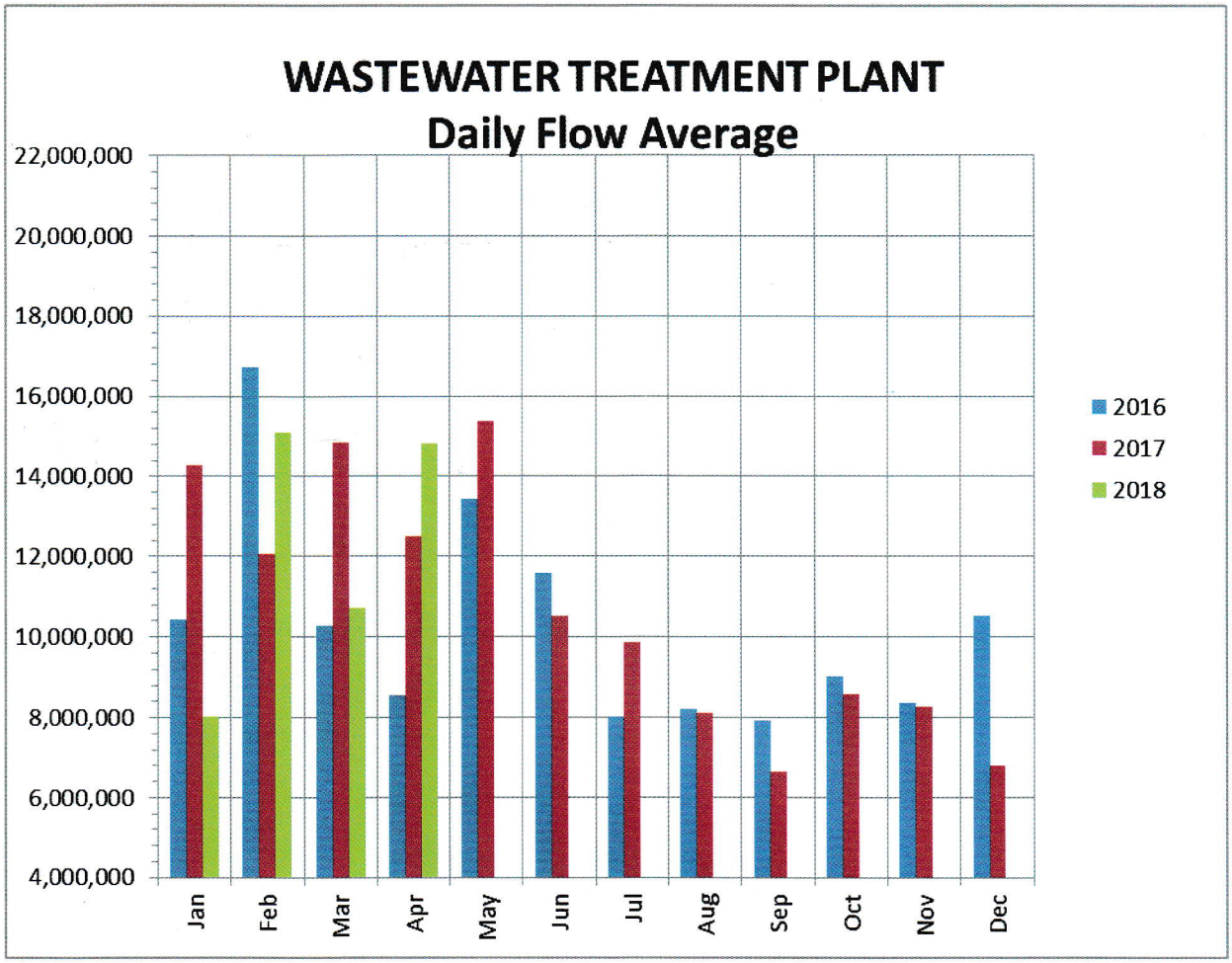
UTILITY DIVISION AND CENTRAL SERVICES MONTHLY REPORTS

April 2018

Wastewater Treatment Plant – April 2018

OPERATIONS:

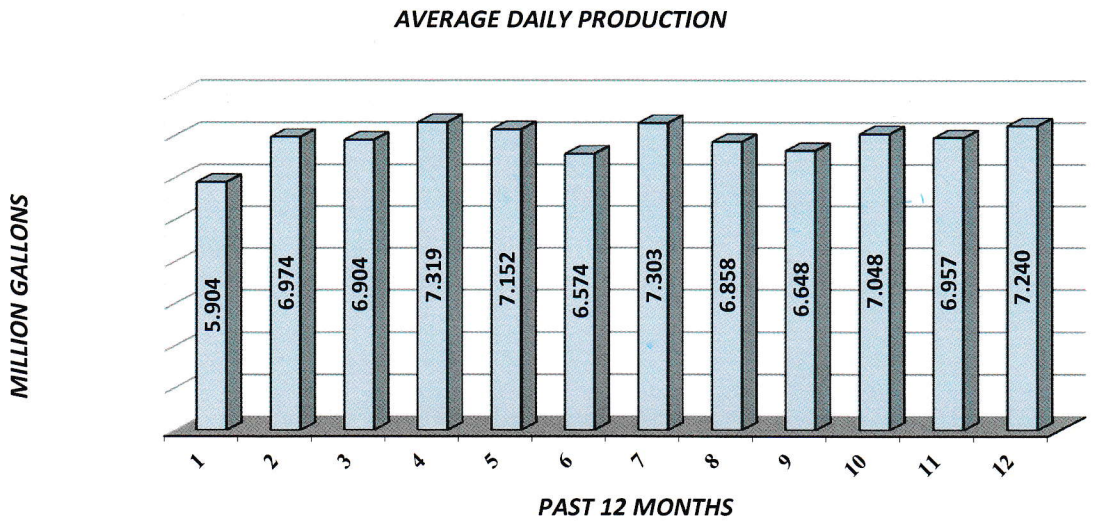
Treated 444,195,000 gallons @ an average of 14.195 million gallons per day. Removed 198,888 pounds of total suspended solids, 176,159 pounds of BOD, 28,057 pounds of total nitrogen, and 3,586 pounds of total phosphorous. Processed 884,135 gallons of sludge producing 77.97 Dry tons of Class "A" bio-solids. All Federal and State reporting requirements were in compliance. Monthly Flow Comparison Chart is attached.

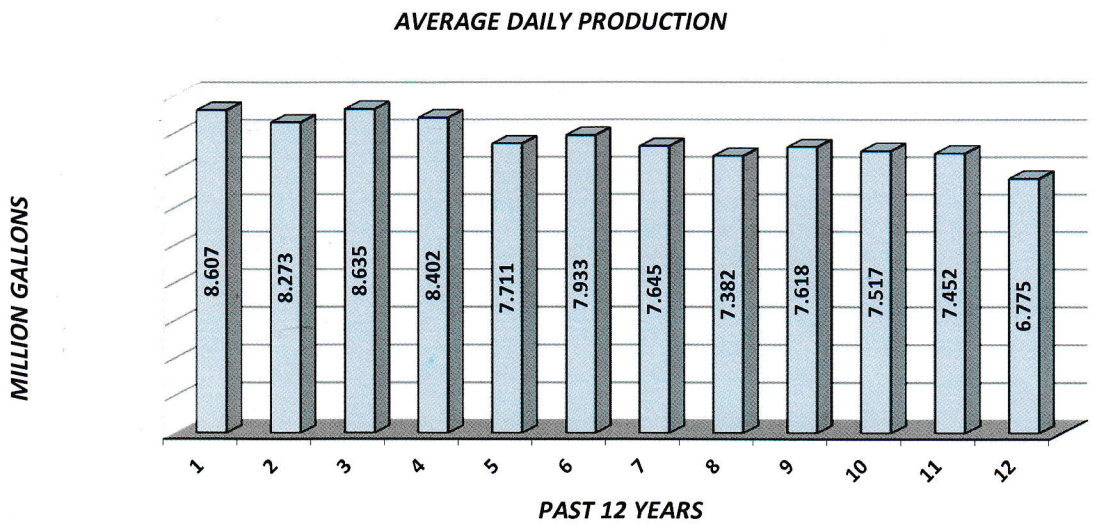


CITY OF CUMBERLAND'S WATER TREATMENT PLANT

MONTHLY UTILITY REPORT

APRIL 2018





BRIEF LISTING of EVENTS

- > 100% COMPLIANCE WITH ALL FEDERAL & STATE DRINKING WATER REGULATIONS
- > OVER 100 PREVENTIVE MAINTENANCE TASKS COMPLETED/1,300 WATER ANALYSIS PERFORMED/LAKES AT 100% CAPACITY
- > TREATMENT PLANT, PUMPING STATIONS, TANKS AND RESERVOIRS OPERATED/MAINTAINED CONTINUOUSLY 365/24/7
- > WFP STAFF HAVE COMPLETED SPRING DAF SHUTDOWNS, AND CURRENTLY WORKING ON RESERVOIR MAINTENANCE TASKS
- > PROCESS ADJUSTMENTS AND TESTING IS BEING MADE TO ADDRESS HIGH MANGANESE LEVELS IN WFP WASTEWATER DISCHARGE
- > FIRST 18 MONTHS OF SAMPLING SOURCE WATER FOR CRYPTOSPORIDIUM HAS DETECTED ZERO OOCYSTS
- > SECOND ROUND OF MACROINVERTEBRATE BASELINE SAMPLING IN TRIBUTARIES TO OCCUR MAY 15TH(WPA CONSERVANCY)

Sewer & Flood Monthly Report - April 2018

SEWER

6,825	Ft. Sewer Mains Flushed
3	Service Mains Repaired: 109 Allegany St., 226 Carroll St. and 220 Paca St.
19	Catch Basins Cleaned
1	Catch Basin Repaired: 821 Bishop Walsh Road
2	Cleanouts installed: 305 Lee St., Sewer tap installed for Burgmeier's
4	Overflows checked
	Assisted Water Department at ten (10) work sites hydro excavating
	Safety Meeting 4-10-18

FLOOD

Test Run Station Pumps
Checked holes
Took 70 old tires to Donald B Rice's Company
Cleaned drains and ditches
Cleaned bullpen and Blue Springs
Pump Station Inspections
Equipment Maintenance

WATER DISTRIBUTION

Utilities Activity Report for April 18

REQUEST	W/E 4/6/18	W/E 4/13/18	W/E 4/20/18	W/E 4/30/18	MONTHLY TOTALS
Service Technicians					
NON READS/MDM go backs	9	10	14	12	45
VACANT Accounts report					0
FINAL READS/TURN ONS/SHUT OFFS	2	2	2	5	11
CURB/METER BOX MAINTENANCE					0
LEAK INVESTIGATIONS/turn off-on	8	4	4	7	23
STOP LOCATES/MAINTENANCE					0
METER/STOP INVESTIGATIONS	27	78	12	9	126
REPAIR WIRING/GET READING	1	3	2	2	8
ORANGE TAG FOR REPAIRS				1	1
YELLOW TAG FOR H/L USAGE/APPT	2				2
RED/PINK TAG FOR SHUT OFF	2				2
TURN WATER ON	33	34	45	50	162
TURN WATER OFF	2	1			3
NONPMT/BAD CK/AGREE SHUT OFFS	31	37	50	32	150
SHUT OFF RECHECKS	9	73	67	22	171
PULL METERS - READS/SPAC/WR OFF	1			1	2
PUT METERS BACK ON LINE/READS					0
REPLACE/REPAIR METER/LID/VALVE					0
DIRTY WATER/ODOR	1				1
SVC SEPARATIONS/INVESTIGATIONS	1				1
INSTALL COUPLERS/PLUGS/LOCK		1		1	2
NEW METER/DIAL	16	12	7	11	46
METER TESTS-Residential	6	3	2	3	14
METER TESTS - Industrial					0
Ind - Register/Chamber Chg Out					0
Industrial - Chamber Cleaning					0
Industrial - Strainer Cleaning					0
HYDRANTS FLUSHED			70		70
PRESSURE CHECK/NO WATER		1			1
MOVE METERS OUTSIDE/READINGS	8	3	3	5	19
Smartpoint change outs/New installs	8	3	4	8	23
Replace smartpoint antenna					0
REPAIR/REACTIVATE/MOVE SPs		1		1	2
INSULATE METER BOXES					0
FREEZE UPS/METERS & LINES					0
CCP - BACKFLOW/RETRO	8	3	3	5	19
HYDRANT/IRRIGATION METER					0
Total					904
Pipe Technicians					
LINE LOCATOR	91	110	58	107	366
TAPS SERVICED	5	1	2	8	16
LEAKS REPAIRED	1	4	2	2	9
WATER SAMPLE - MOCASSIN PATH	3				3
CLEAN WAREHOUSE	3				3
CLEAN TRUCKS	3				3
CK HOLES 403/405LINDEN&422/424LINCOLN	3				3
CHECK HYD @ WAYNE'S GULF	3				3
FLUSH HYD # 235 (ELM ST) - DIRTY WATER	3				3
CHECK FOR LEAK - 307 REYNOLDS	6				6
BACKFILLED 2 METER BOXES	6				6
COLD MIX LINCOLN ST	6				6
FOUND LEAK ON YOST - REPAIR MONDAY	6				6
REHOOK SVC AT 612 GOETHE - BLEW OUT	6				6
INVESTIGATE LEAK - 4 YOST		4			4
CUT OFF OLD SERVICE AT 309 REYNOLDS		4			4
REPAIR VALVE BX - 1505 HOLLAND ST		3			3
RESET METER BX LID - 305 N LEE		3			3
GREASED HYD #592		3			3
CHECKED HYD #334 -KEPT IN SERVICE				2	2
PAINT AREA FOR HYD REPLACEMENT				2	2
MARK VALVE COVERED BY CONTRACTOR				4	4
CHECKED WET SPOT 609 WASHINGTON ST				2	2
REPAIRED HYD #336				2	2
TRACE LINES @ TENNIS COURT @ PARK				2	2
117 OAK - REMOVED OLD HAZE BOX				3	3
BACKFILLED 19 WEBER/821 GEPHART				3	3
SPRING HYDRANT FLUSHING PROGRAM				2	2
					0
					0
Watershed					
Fueled tool truck					
Jumped backhoe					
Took calls (rain day)					
Took cones back to street dept					
Took battery out of backhoe					
Maintenance on backhoe					
Maintenance on chain saws					
Maintenance on pole saws					
Assisted 304 with leak on Ali Ghan Rd					
Shut off water at 717 Bedford St/Northern Pipeline made repair (they hit line) and turned water back on					
Investigated leak on Liberty St					
Assisted 306 crew with leaks on Liberty and Henderson					
Removed trees from AES water line (several days)					
Removed trees from Golden Lane water line (several days)					
Moved equipment for street dept					
Flushed 36" mains in prep for spring flushing					
Picked up trash around upper and lower dam					
Met with man about vehicles for sale					
Projects					
Projects -					0
WEEKLY TOTALS & GRAND TOTAL					1382

Central Services

- **City Hall**: Replaced lights at Tax and Utility's, Cleaned up Boiler room, Removed chiller water pump to be rebuild, Replaced lights though out City Hall. Removed snow from around City Hall.

- **Municipal Service Center**: Replaced garage door openers and worked on several doors in mechanic's area. Worked on garage door that crane truck backed through at water dept. Replaced LED's in sign room. Continued the new flood dept. building.

- **Public Safety Building**: Removed old high pressure air compressor from basement of fire dept. Installed new high pressure air compressor. Replaced lights in cell #2 police dept. Worked on garage doors 4,5 and 6 fire dept. Removed snow from around PSB area.

- **Downtown Mall**: Removed X-mas lights. Moved lights on the C-Biz sign.

- **Parks/Recreation**: Finished installing cctv system at the pool and craft house area. Repaired the HVAC unit at the Craft house. Started working on water slide replacing the water line.

- **Valley Street Bridge** : Maintained sewer pump in wall of flood control two to three times a week,

- **Water Filtration Plant**: Replace water pumps for the heating system.

- **Wastewater Treatment Plant**: Worked on heating system at operations building.

- **Traffic and Street Lights:** Reset traffic lights at Dingle after power outage. Reset motion detector at Queen city Dr. and Centre St.

- Load-tested generators.

Regular Council Agenda
May 15, 2018

Description
Utilities Division & Central Services monthly report for April, 2018

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

City of Cumberland, Maryland
Engineering Division - Monthly Report

Capital Projects						March 31, 2018	
Order	**Project No.**	**Project Name**	**Description**	**Phase**	**Comments**	**Updated By**	**Date of Update**
2008	05-08-S	Evitts Creek CSO Upgrades Phase III (gravity sewer under railroad)	Replacement of CSO line connecting Evitts Creek Pump Station effluent with gravity line that parallels the Canal Towpath. Said gravity line is being replaced under project 17-03-S(1).	Design	The funds that were approved last year are not enough to properly complete the project. A new application for funds has been submitted to MDE and we should know if the additional funds will be available in June, 2018. This project has been complicated because of location of the sewer lines deep under the CSX Yards.	JDF	4/2/2018
2010	01-10-WWTP	CSO Storage Facility At WWTP	CSO storage and handling facility in accordance with LTCP	Construction	Base slab construction is proceeding, with several sections poured. Overall work is approximately 16% complete, based on work completed and materials received and stored to date.	PJD	5/2/2018
2012	2-12-M	Baltimore Avenue Improvements	Resurfacing of Baltimore Ave. from Front Street to Marion Street; with ADA and bicycle safety improvements, water main replacement (Goethe St to Marion St), and traffic safety improvements.	Construction Closeout	**UPDATE-** Final invoice was processed, reimbursement rquest will be submitted for ARC Funds	KAR	5/10/2018
2013	1-13-FPM	Misc Flood Control System Concrete Repairs	Repairs to various points of FCS system per USACOE inspection	Design	**UPDATE** - Project design is 75% complete and is expected to be put out for bid in late April	RLS	4/2/2018
2013	4-13-SWM	Avirett Development at 12313 Messick Road	Development at Messick Road, north of the proposed Chessie Federal Credit Union site.	Design	**NO CHANGE** - Currently not a high priority project.	PJD	5/2/2018
2013	12-13-FPM	Flood Control Encroachment Tree Project	Removal of Trees along Flood Wall and Levees per requirements of US Army Corps of Engineers specifications	RFP	**UPDATE** Trees along flood wall and levees will be removed by a contractor and the stumps sprayed with herbicide to kill them.	PTE	5/4/2018
2014	04-14-WWTP	Sludge Screening Study/Design	Study to select the best alternative to keep rags out of the recently cleaned and modified digester because the modifications will make it impossible to revive rags in the future.	Design	**NO CHANGE** Need/Benefit of the project is being reevaluated, and for now the project is on hold. Design is complete and the project will remain on this report for the time being. The evaluation of the WWTP and WFP will provide recommendations concerning this project in 2018.	JDF	4/2/2018
2014	05-14-M	Mill Grind, patch and Resurface Pavements in accordance with MD SHA Contract	Belt Contract to mill and pave	Construction	**UPDATE**- Project has been closed out all work under this contract has been completed.	KAR	5/10/2018
2014	10-14-M	Amtrak Station Streetscape Improvements - Baltimore Street Rail Connection	ADA improvements to curbs and sidewalks along Baltimore Street from George Street to Chessie System Railroad Tracks.	Construction Closeout	**NO CHANGE** - Construction complete, and waiting for punch list items to be completed (as weather permits)	JRD	2/12/2018
2014	13-14-M	Mechanic Street Access Road Improvement Project	Repaving and ADA ramp improvements to the section Mechanic Street from I-68 to Bedford Street. Includes improvements to the block of Bedford Street from N. Centre to N. Mechanic Street and Baltimore Street to the Bridge.	Design	Response package to SHA/FHWA sent April 19, 2018. We've requested approval and permission to issue invitations for bidding by May 20. 2018, for a pre-bid meeting target of May 30, 2018. We do not yet have an indications as to whether or not we will achieve those goals.	PJD	5/2/2018

City of Cumberland, Maryland
Engineering Division - Monthly Report

Capital Projects						March 31, 2018	
Order	**Project No.**	**Project Name**	**Description**	**Phase**	**Comments**	**Updated By**	**Date of Update**
2014	18-14-SWM	New HS at site of SHH - SWM	SWM for new Allegany High School	Construction	Work continues.	PJD	5/2/2018
2014	19-14-M	Greene Street Complete Street Plan	Planning Study for Greene Street	Planning	**NO CHANGE** - The Design Report from Alta Planning + Design was submitted and presented to the Mayor and City Council. The plan to start work on Construction Funding Applications has been delayed because of the Baltimore Street Project, which would have been competing for the same funds. This project still needs to be done and should be a priority in the future.	JDF	6/1/2017
2015	9-15-M	Potomac River Walk	The Study Phase of this project is being done through the Cumberland MPO and consists of a Walk / Trail for pedestrians and bikes along the Potomac River between Wills Creek and the YMCA	Study	**NO CHANGE** - This project should become a Canal Place Project. There has not been much activity on this project recently, however we will keep it here until it is either dropped or started by Canal Place. Hopefully a new project under Canal Place will begin in 2018.	JDF	1/11/2017
2015	14-15-SWM	Hampton Inn - Welton Drive	New Hampton Inn off Welton Drive	Construction	Construction is underway, and progressing apace.	PJD	4/2/2018
2015	18-15-S	CSO Water Quality Analysis	Base line data collection for analysis of future CSO needs after CSO Storage is on line.	Construction	**NO CHANGE** Project continues. Stream sampling ongoing on a monthly basis.	RJK	5/2/2018
2015	19-15-M	WWTP & Collection System Asset Management Plan	Development of an Asset Management Plan	Planning	**UPDATE** Asset Management Program/Capital Improvement implementation. Meetings took place April 12 and 13th to strategize implementation of the City's program. A list of strategies will be reported next. City and consultant will share tasks starting in June.	RJK	5/2/2018
2015	21-15-M	Washington Street Lighting	Install decorative lighting along Washington Street	Complete	First Phase of project complete. Electric Conduit has been installed. Street has been milled and paved. Reimbursement was submitted to MD for the release of State Bind Funds.	KAR	4/11/2018
2015	23-15-M	Flood Insurance Rate Map (FIRM) Modernization and Implementation	Update FIRMs and the Floodplain Ordinance, and conduct an outreach to the community to apprise landowners of the impact of those changes.	Planning	**NO CHANGE** - The Letter of Final Determination date is now 11/2/17, with a projected effective date of 5/2/18.	PJD	1/2/2018
2016	5-16-SWM	Gasoline and Manual Car Wash Station - Willowbrook Road	L.C. Nixon Development Company Car Wash and Gas Station development of an existing property into a Gas Station and manual car wash.	Design	**NO CHANGE** - Work can start as soon as the Owner desires.	PJD	5/2/2018
2016	12-16-M	Baltimore Street Access Improvement - Final Design	The purpose of the New Baltimore Street Town Center project is to reopen and improve Baltimore Street, which is currently configured as a pedestrian mall, to vehicular traffic while maintaining elements of the mall.	Design	Design continuing, primarily on non-aesthetic aspects. The current goal is for the redevelopment design committee and their consultant, Cochran Studio, to provide their guidance by about the end of June, which would allow EADS to finalize their design.	PJD	5/2/2018

City of Cumberland, Maryland
Engineering Division - Monthly Report

Capital Projects						March 31, 2018	
Order	**Project No.**	**Project Name**	**Description**	**Phase**	**Comments**	**Updated By**	**Date of Update**
2016	13-16-RE	Constitution Park Pool - Liner and Main Drain Improvements	The main drain is being installed by Carl Belt, Inc. and the Liner is being done by RenoSys under two separate contracts	Construction	**NO CHANGE** -The bathhouse floor and wadding pool were added to the project. The project looks great, however there was an issue with water getting under the pool liner of the wadding pool. It now appears that that issue will have to be resolved in the spring of 2018.	JDF	12/7/2017
2016	1-16-W	Willowbrook Road 12" Waterline Replacement	Replacement of 12" waterline along the NE side of Willowbrook Rd from the roundabout (Main Hospital Entrance) through the intersection of Country Club	Planning	Request for Concurrence in Award sent to MDE on 4/25/18.	PJD	5/2/2018
2016	17-16-M	Stage Renovations at Liberty Street Stage	Replace wood stage with Concrete	Design	**NO CHANGE** -Plans need to be modified and the project bid, but it is important to hold this work until the New Baltimore Street Town Centre Project is started to make sure that the design is compatible.	JDF	6/1/2017
2016	18-16-BR	John J. McMullen, Bridge No. A-C-01 Repairs	Bridge Repair	Design	Needed repairs were identified in the latest Bridge Inspection Report. We asked for a price, but in that process it was determined that we needed additional Engineering to prepare the specifications for the needed repairs. This work needs to be done and we are working on funding. So far we have not found any funding source other than the City or possible State Aide in lieu of Federal Aide.	JDF	1/11/2018
2017	2-17-FPM	Flood Control Encroachment removal Project	The City as the Local Sponsor of the Flood Control Project is expected to maintain the easements along the Flood Control Project, however the area along Wills Creek and other areas were never given any comments until the Corps of Engineers standards changed. Completion of this project is necessary to allow the City to get a Satisfactory rating on its annual Flood Control Inspections.	Planning	This project has been delayed because of other work, but must be done.	JDF	11/1/2017

City of Cumberland, Maryland
Engineering Division - Monthly Report

Capital Projects						March 31, 2018	
Order	**Project No.**	**Project Name**	**Description**	**Phase**	**Comments**	**Updated By**	**Date of Update**
2017	3-17-M	Route 51 Bridge 12" Waterline Replacement	Replace water line on bridge as part of SHA Bridge Deck Project	Design	MDE did not approve this project, but it has been in need of replacement for a very long time and the best time to do it is with the SHA Deck Replacement planned for 2018. The City will have to pay the costs, but the Engineering is being done by the same design firm doing the bridge Deck Design and the work will be incorporated into the construction contract. Design is about 40% complete. Project will include tow fire hydrants to allow the line to be drained, and also provide fire protection on Rte. 51. The line will also be insulated, which will also provide a protective cover for the line. Past damage has been from salt water leaking through he bridge joints on the existing steel line. The new line will be ductile iron pipe. In December we were informed of an issue with CSX and are working on a resolution, however it is possible that SHA will not continue with the design of the water line.	JDF	1/11/2018
2017	8-17-M	Baseline Water Quality Sampling Evitts Creek Water Company	Western Pennsylvania Conservancy to provide detailed technical and scientific consulting to the ECWC including: Habitat Characterization and Baseline Water Quality Sampling.	Construction	**UPDATE** Stream sampling to take place May 7th. Results well be presented at the July Evitts Creek Steering Committee meeting. It keeps raining before planned sampling so this has been rescheduled twice.	RJK	5/2/2018
2017	09-17-M	Non Residential Grass Mowing	Contract for mowing the Commercial and Public Owned Properties within the City Limits. To include water tanks, City Hall, Public Safety and several others.	Construction	**UPDATE** One year extension of project will continue through FY 19	KAR	5/11/2018
2017	10-17-M	Residential Grass Mowing	Contract for mowing the residential properties within the City Limits which include blighted properties and recent demos.	Construction	**UPDATE** One year extension of project will continue through FY 19	KAR	5/11/2018
2017	12-17-M	Computer Aided Design Services	Computer Aided Design (CAD) Services to prepare several AutoCAD Templates, to convert existing standard construction details to CAD, and to create several new standard construction details.	Design	Work on the standard CAD details and a new CAD template are continuing to progress. A review meeting will be scheduled near the end of January.	JRD	1/11/2018
2017	13-17-RE	Constitution Park Sound Garden	A sound garden/sound park has been proposed of Constitution Park. This would be a collection of Outdoor Musical Instruments used for recreation and education.	Planning	Hayden Ort-Ulm is currently getting plans of the xylophone, and is getting a manufacturing cost estimate. Engineering will assist in preparing a site plan, and an erosion & sediment control plan if necessary.	JRD	2/12/2018
2017	14-17-WFP	Water Filtration Plant Evaluation	This is an evaluation of the City's Water Plant, being done by GD&F.	Study	Study is about 60% complete as of this date.	JDF	10/18/2017
2017	15-17-WWTP	Wastewater Plant Evaluation	Being done along with 14-17-WFP	Study	This study is also about 60% complete.	JDF	10/18/2017
2017	16-17-	NA	NA	N/A	NA		

City of Cumberland, Maryland
Engineering Division - Monthly Report

Capital Projects						March 31, 2018	
Order	**Project No.**	**Project Name**	**Description**	**Phase**	**Comments**	**Updated By**	**Date of Update**
2017	17-17-W	24" Main Break Emergency Repairs	Decatur and Glenn Streets	Construction	This emergency work is complete. The work was done by Carl Belt, Inc and was handled by Public Works with assistance from Engineering.	JDF	10/18/2017
2017	18-17-M	Maryland Avenue Development	This is not and Engineering Project, but included here to cover future department work with the development.	Planning	No Department work yet, but a design meeting had been planed and later canceled.	JDF	10/18/2017
2017	19-17-M	Recycle Coach App	Smart phone app for recycling schedules	Planning	**COMPLETE**	RJK	4/2/2018
2017	20-17-WFP	Return on Environment Plan	Bedford County Comp Plan - Optional localized study	Study	**NO CHANGE**	RJK	4/2/2018
2017	21-17-PSB	Public Safety Building Underground Storage Tank Removal	Heating Oil Underground Storage Tank (UST) - Not in use/reviewing removal option	Planning	**NO CHANGE**	RJK	4/2/2018
2017	22-17-RE	Constitution Park and Area Plan (Bike & Walking Paths)	Using MPO Funds through Allegany County this project will work to develop a plan for paths through the Park and also provide connection link to City streets, as well as the WMHS (hospital) and ACM on Willowbrook Road.	Planning	ALTA has been granted a contract to put this plan together and it will include public input as various location on October 25 and 26, 2017. Although not really a part of this planning process, it is expected that other Park needs will be highlighted. In additions to bike and pedestrians paths, this process may include other facilities, like skating and the sound garden (3-17-RE) and other items that come out of the public outreach. Meetings with ALTA are being planned for May 14, 2018.	JDF	4/2/2018
2017	24-17-S	Investigation of Floodwall Underdrain Leak at Valley Street Bridge	Ascertain the source of the sewage that is leaking into the floodwall under drain noted at an under drain box about 90 feet upstream of the Valley Street Bridge, and develop a plan and cost estimate to effect repairs.	Planning		RS	
2017	25-17-SWM	Lions Manor Parking Lot	Due to the site changes from the construction of Allegany High School at the former Sacred Heart Hospital site, Lions Manor will need additional parking.	Construction	SMW design is approved.	PJD	4/2/2018
2017	26-17-SWM	Greene Street Gas Line	New line by Columbia Gas for Greene Street, Allegany Street and Arnett Terrace	Planning	Columbia Gas project	KAR	2/12/2018
2017	27-17-SWM	Oak Street Gas Line	New Gas line, by Columbia Gas, for portions of Oak, Lamont and Gay Streets	Construction	Work is near completion restoration will being mid April	KAR	4/11/2018
2017	28-17-SWM	Frederick Street Gas Line	New gas line, by Columbia, on portions of Frederick, Linden, Bedford, Marietta, Victoria and other Streets	Construction	Main line replacement is underway	KAR	4/11/2018
2017	29-17-UTIL	VOID See 19-15-M	VOID				

City of Cumberland, Maryland
Engineering Division - Monthly Report

Capital Projects						March 31, 2018	
Order	**Project No.**	**Project Name**	**Description**	**Phase**	**Comments**	**Updated By**	**Date of Update**
2017	30-17-WWTP	40 CFR 441 Compliance - Dental Dischargers	Collection of 1-time compliance reports from dental offices that remove amalgam.	Planning	**UPDATE** Ten (10) dental offices have returned their 1-time compliance report to date. Dental offices have until July 2020 to comply with this new Federal regulation.	RJK	5/3/2018
2017	31-17-W	Decatur Street 24" Crosstown Water Main Replacement	Prior to designing the water main replacement a more detailed Water Model analysis of the City's system will be done to make sure the issues are being properly addressed. Design will follow.	N/A	Funding request submitted to MDE. Information on that request is expected prior to June, 2018. A scope of work and an RFP for Engineering is in progress.	JDF	4/2/2018
2018	01-18-RE	Constitution Park Pool Slide Resurfacing	Re-Gel coat the interior of the main slide in the pool. Repainting of the exterior slide	Complete	**UPDATE** Work is complete final invoice has been processed	KAR	5/11/2018
2018	02-18-RE	Cavanaugh Ball Field Lighting Project	Purchase and installation of new MUSCO lighting system planned for installation	Design	**UPDATE** Funding has been apporved specifications and plans in final stages to bid.	KAR	5/11/2018
2018	03-18-SWM	First People's FCU ATM Site-415 Mechanic St	Site changes involving ATM facility and addition to existing garage, as well as milling and overlaying existing paved surface.	Design	SWM Plan approved.	PJD	2/12/2018
2018	04-18-SWM	Grand Avenue Gas Line	Columbia Gas project on Grand Avenue	Planning	Columbia Gas project	KAR	2/12/2018
2018	05-18-WWTP	WWTP Roof Replacement - Dewatering Building	This project includes replacement of the existing built-up roof system (BUR) at the Dewatering Building for the Wastewater Treatment Plant (WWTP-DB) with a new BUR system. The existing WWTP-DB contains 5 different roof levels, with a combined area of approximately 6,100 SF.	Construction	**UPDATE** - Bids were received on 3/28 and are currently being evaluated. Construction is expected to occur in late spring.	RLS	4/2/2018

Regular Council Agenda
May 15, 2018

Description
Engineering Division monthly report for April, 2018

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Administrative Services Monthly Report for March, 2018

May 15, 2018

Honorable Mayor and City Council
City Hall
Cumberland, Maryland 21502

Dear Mayor and City Council Members:

The following report is submitted by the Department of Administrative Services for the month of March, 2018:

Management Information Systems (MIS) Department
March 2018

Statistics

144 completed help desk requests
249 open help desk requests

Activities

Major department initiatives in the past month include:

- Assist CPD with video extraction from crime scene DVRs
- Continued examining Parking Violation Systems from RFP
- Continued working with Sensus to upgrade FlexNet Meter Reading System
- Continued working with MuniLink to replace Utility Billing System
- Work with City Clerk and Risk Manager on Risk Management System
- Assist Engineering with GIS project
- Assist Finance with tax sale notices

Parks & Recreation Department
March 2018

Reservations for the six covered Pavilions at Constitution Park continue to be taken for the 2018 season. Rental Fees are $ 100.00 for the Large Pavilion and $ 75.00 for the Small Pavilion.
Reservations made in the month of March – 12
Pavilion usage is scheduled to begin April 1
Co-ed Volleyball League - 6 teams, 48 participants, games are played weekly on Wednesday nights at South Penn Elementary School. Play is under the direction of Carol Brown. 3 weeks of games – 9 matches - Attendance 144. Makeup games and League playoffs are scheduled for April.
Field and court usage for the month of March:
Allegany College of MD – Women's Softball Games and practices moved to Flynn
Washington Middle School girls' softball games and practice – Mason Sports Complex Fields (some games played also at the Fort Hill girl's field located at WMS)
Tennis Teams: Bishop Walsh Boys – Park Courts
Practices: Limited due to weather conditions
Areas of work

- Continue to work with leagues, groups and schools for the upcoming spring/summer ball field and facility use. Weather conditions canceled and delayed much of the softball season this year.
- Park Pool 2018 season – continue to work with Amy Nazelrod. Coordinated and set up interviews for lifeguards and swim test held Saturday March 31 at FSU pool.
- Distributed supplies and information for School Marble Tournaments to local school coordinators – school tournaments will be held at individual school - March thru May.
- Continue work related to pavilion reservations
- Summer Day Camp Brochure preparation
- Work with all volunteers and city staff for Easter Egg Hunt- 4-H and UMD Extension Office, Finan Center volunteer recreation group and all businesses donating prizes and supplies for the program – Event held Friday March 30, under cloudy skies.
- Day Camp personnel interviews
- Coordinate back to work seasonal ball field supervisor at Mason Complex on March 25.
- Continue to work on Park Concert Schedule

Meetings
Staff meetings
Recreation Advisory Board Meeting Monday March 5
Meetings related to operation of the Park Pool concession stand
POS (program open space) meeting
Alta Design and Planning, trails and park meeting

Upcoming –

- Recreation Advisory Board Meeting Monday April 2, 5:30 p.m. Constitution Park
- Amusement Park ticket sales tickets distributed to agencies in mid-April

- Work related to upcoming summer season – Day camp, summer lunch program, pool operations etc. (lunch program training scheduled for May 3, in Columbia MD)
- Annual Day of Caring and Sharing with County United Way Friday May 18, 2018

Community Development
March 2018

CODE COMPLIANCE

Building and Code Enforcement Activity:

March: 57 new complaint calls with 20 of those closed. Also closed 13 cases from previous months.
FY18 *to date* (July-Mar): Total 399 complaints with 183 closed. (avg. 44 received/month)

Nuisance & Junk Vehicle		Property Maintenance		Building code	
Reported	38	Reported	18	Reported	1
Resolved	17	Resolved	5	Resolved	1

Housing Code		Zoning	
Reported	8	Reported	0
Resolved	5		

Permits, Applications, and Licenses

Building Permits		Residential Rental License		Plan Reviews	
Received	3	Received	3	Received	1
Issued	2	Issued	3	Issued:	1

Occupancy Permit
Received: 3
Issued: 1

Housing Inspections
Conducted: 34
Passed: 33

Revenue *(AS400 01/2018 report in Debbie's absence)*
Building Permits:..... $660.00
Miscellaneous Permits:..... 45.00

Occupancy Permits: 90.00
Utility Permits: 0.00
COA Permits..... 60.00
Reviews, Amendments, and Appeals: 50.00
Rental Licenses: 1700.00
Paid Inspections: 0.00
Municipal Infractions: 0.00
TOTAL $2605.00

Demolition Permit (Bonds)..... 1500.00

COMMUNITY DEVELOPMENT PROGRAMS

Community Development Block Grant (CDBG)

Activity	*Year*	*Initial Funding*	*Environ-mental Review*	*Contract*	*Spent*	*Remain*	*% Complete*
Balt/Amtrak Infrastructure Imps; Downtown Benches	2013	$144,151.06	x	x	$138,513.00	$5,638.06	96%
Balt/Amtrk Infrastructure Imps/Mechanic St	2014	$181,820.00	x		$48,300.00	$133,520.00	27%
CNHS Closing Cost Grants	2016	$32,000.00	x	x	$11,212.35	$20,787.65	35%
ADA Sidewalk Improvements - Downtown	2015	$50,000.00	x	x	$18,117.54	$31,882.46	36%
YMCA Rehabilitation Phase 2 (lower Level)	2016	$67,981.00	x	x	$0.00	$67,981.00	0%
HRDC Rental Rehabilitation (3)	2016	$24,200.00	x	x	$0.00	$24,200.00	0%
Goethe Street ALU	2016	$138,040.02	underway		$0.00	$138,040.02	0%
Amtrak Phase 2 - Mechanic St.	2016	$97,811.00	x		$0.00	$97,811.00	0%
Transitional Shelter Rehabilitation 16-18 Arch St.	2016	$21,500.00	x	x	$0.00	$21,500.00	0%
Cavanaugh Ballfield - Imps 1	2016	$73,879.00	x	x	$73,879.00	$0.00	100%
Denture Clinic 2016	2016	$7,009.89	x	x	$5,935.00	$1,074.88	85%
HRDC Office of Housing Opportunity	2016	$7,000.00	x	x	$7,000.00	$0.00	100%
YMCA Rehabilitation	2017	$60,489.21	underway		$0.00		0%

Phase 3 - Gilcrist Center							
Friends Aware, Inc. Residential Rehabilitation	2017	$49,882.21	underway		$0.00		0%
Friends Aware, Inc. - LEC Rehab. Phase 3	2017	$70,489.21	x	x	$0.00		0%
George St. ADA Sidewalks Project	2017	$50,489.21	underway		$0.00		0%
Community Betterment Sidewalks	2017	$101,489.22	underway		$0.00		0%
Homestead Acquisition	2017	$53,813.29	x	x	$0.00		0%
Family Crises Resource Center Shelter	2017	$10,489.21	x	x	$5,966.20	$4,523.01	57%
HACC Jane Frazier Village Sidewalk Improvements Ph. 2	2017	$30,489.21	x	x	$30,489.21	$0.00	100%
Archway Station WRAP Youth Program	2017	$3,096.21	x	x	$994.17	$2,102.04	32%
Short Term Prescription program	2017	$7,489.21	x	x	$0.00		0%
Long Term Prescription Program	2017	$15,489.21	x	x	$0.00		0%
Family Junction Parenting Program	2017	$15,489.21	x	x	$0.00		0%
Cavanaugh Ballfield - Imps. 2	2017	$55,489.21	underway		$0.00		0%
Friends Aware, Inc. - Transportation Project	2017	$9,489.21	x	x	$9,489.21	$0.00	100%
HRDC Emergency Homeless Prevention Program	2017	$20,489.21	x	x	$0.00		0%
Denture Clinic 2017	2017	$6,489.21	x	x	$0.00		0%
Emergency Dental Access	2017	$10,489.21	x	x	$375.00	$10,114.21	4%
Amtrk Infrastructure Improvements Phase 4	2017	$50,489.21	underway		$0.00		0%
Correct to 1/22/2018	*pre*	*January draw*	*post*	*Nov/Dec 17*	*draw*		
There was no November draw process in December. The above amounts are true to 1/22/2018							

Historic Planning/Preservation
March 2018

The Cumberland Historic Preservation Commission met on Wednesday, March 14, 2018 at 4pm. There was one Certificate of Appropriateness on the agenda reviewed for a sign for the Queen City Creamery/Mixx located at 108 Harrison Street.

One additional Certificate of Appropriateness was processed administratively for in-kind work at 211 Washington Street

There was one Section 106 review processed during the month: 408 Broadway Street

A notice to proceed was provided to the owners of 169-171 North Centre Street for grant funds awarded through the Community Legacy Central Business District Facade Improvement Program. To date, $41,264.04 of the $50,000 award have been obligated to eligible projects.

Several requests for grant funding were submitted during the month of March. These included an annual $1,000 request for training funds for Historic Preservation Commission members and staff through the Certified Local Government program. A separate Certified Local Government grant application was submitted for additional survey work of historic resources. A request for $70,000 was submitted to the Maryland Historical Trust Capital Grant fund to assist with improvements to the City Hall Council Chambers, including improved accessibility and the removal of later alterations.

Community Legacy funding agreements were received for the most recently announced funding for the Cumberland Theatre and for the second round of the Leasehold Improvement program.

Project request planning for the next Community Legacy application by the Sustainable Communities Workgroup began in order to prepare for the mid-May deadline for submission.

Routine grant administration reports were submitted to the Department of Housing and Community Development.

Comptroller's Office
March 2018

Cash Flow:

Attached for your review is a Cash Flow Summary for the month of March 2018.

On March 1, 2018 the City had a cash balance of $2.6 million. Disbursements exceeded receipts by $1 million in February leaving the City with a cash balance of $1.6 million at February 28, 2018. In addition, the City had an investment balance of $14.1 million.

As of March 31, 2018, the significant tax receivable balances were as reflected in the table below. The balances prior to FY 2016 are comprised mainly of unpaid personal property taxes. A significant portion of the unpaid personal property taxes are likely uncollectible due to bankruptcies, insolvencies and/or inability to locate owners. The recent push working with the City Solicitor has generated some success, but we likely be writing off uncollectible personal property taxes in the upcoming months.

Taxes receivable (General Fund) $ 2,192,255

	Beg Balance	New Billing	Collections	Bad Debt	Ending Balance
FY 2018	$ 1,463,366	$ -	$ 167,970	$ -	$ 1,295,396
FY 2017	474,973	-	25,864	-	449,109
FY 2016	208,832	-	33,311	-	175,521
FY 2015	46,770	-	9	-	46,761
FY 2014	26,012	-	10	-	26,002
FY 2013	24,920	-	11	-	24,909
FY 2012	27,296	-	13	-	27,283
FY 2011	46,148	-	-	-	46,148
Prior FY's	101,126	-	-	-	101,126
	$ 2,419,443	$ -	$ 227,188	$ -	$ 2,192,255

The current year tax receivable balance is comprised of the following:

Real property (non-owner occupied)	$ 703,056
Non-Corp Personal Property	8,458
Corporate Personal Property	125,360
Real Property (semiannual payments)	458,522
Real Property (Half Year)	-
	$ 1,295,396

April is a 2-pay month so the cash required to meet payroll is an estimated $1,000,000.

The City liquidity position continues to be strong as illustrated in the cash and investments table following table. Restricted cash and investments are comprised primarily of invested bond proceeds restricted to associated capital projects and expenditures.

Cash and Investment Summary
March 31, 2018

	Cash	Investments
Beginning Balance	$ 2,564,479	$ 14,058,204
Add:		
Cash Receipts	4,619,669	15,412
Investment Transfer	-	-
Less:		
Disbursements	5,625,577	-
Investment Transfer	-	-
Ending Balance	$ 1,558,571	$ 14,073,616
Restricted	$ 366,913	$ 1,106,249

The table below illustrates cash restrictions and restricted investments associated with specific expenditures and/or capital projects.

Restricted Cash

	3/1/2018	Increase	Utilization	3/31/2018
Police Seizures	$ 147,382	$ 7,823	$ 20,624	$ 134,581
Bowers Trust	76,750	-	-	76,750
Restricted Lenders	106,341	-	-	106,341
Other	49,241	-	-	49,241
	$ 379,714	$ 7,823	$ 20,624	$ 366,913

Restricted Investments

	3/1/2018	Increase	Utilization	3/31/2018
DDC	$ 6,682	$ 8	$ -	$ 6,690
GOB 2013	1,098,393	1,166	-	1,099,559
	$ 1,105,075	$-	$-	$ 1,106,249

Other restricted cash in includes demolition bond deposits held and solicited donations for the Al Albrams Field, a Joe Maphis statute and for a P&R Sound Garden at Constitution

Park community projects. The restricted Police Seizures were utilized for general Police expenditures and for K-9 dog expenses.

The DDC restricted investment was funded through donations and is restricted for the purpose of maintenance of the Wes Han Fountain in the Downtown Mall.

The GOB 2013 bond proceed investments were originally intended for the demolition of Memorial Hospital, with any remaining proceeds earmarked for street repairs and projects. There have been no recent draws but the paving and road repair season will begin again in the spring.

Capital Projects and Associated Debt:

The table below illustrates undrawn Maryland CDA bond proceeds and the accumulated debt draws and grants received associated with the ongoing Combined Sewer Overflow (CSO) projects.

Available Bond Proceeds

	3/1/2018	Utilization	3/31/2018
CDA 2014	$ 870,922	$ -	$ 870,922
CDA 2015	2,238,279	-	2,238,279
CDA 2017	610,602	-	610,602
	$ 3,719,803	$ -	$ 3,719,803

CSO Projects (current phase)

	3/1/2018	Utilization	3/31/2018
Evitts Creek Debt	$ 137,304	$ 1,618	$ 138,922
Evitts Creek Grant	-	-	-
WWTP Debt	410,564	39,595	450,159
WWTP Grant	2,873,945	277,167	3,151,112
	$ 3,421,813	$ 318,380	$ 3,740,193

CDA 2014 and 2015 bond proceeds are intended for a variety of General Fund ($1.66 million), Water Fund (132,000) and Sewer Fund ($1.31 million) projects and are available to be drawn as required. The General Fund balance is primarily intended for street paving projects. The Water Fund balance is intended to various treatment plant and waterline improvements. The Sewer bond proceeds balances are primarily intended for Flood Control concrete work and wastewater treatment plant improvements and will be utilized as when the plant evaluation is completed. The CDA 2017 bonds is to finance miscellaneous vehicles and equipment. There were no CDA draws in March.

The Evitts Creek and Wastewater Treatment Plant (WWTP) CSO projects are underway. During March we submitted draw requests for $317,000 in BRF grants and incurred new

debt on the WWTP CSO project. There was debt draw of $1,618 on the Evitts Creek CSO project.

Respectfully submitted,

Jeff Rhodes
City Administrator

Regular Council Agenda
May 15, 2018

Description
Administrative Services monthly report for March, 2018

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

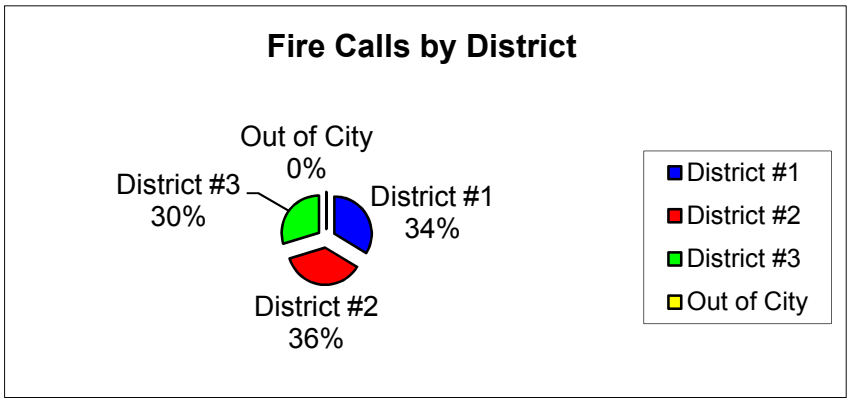
Source of Funding (if applicable)

Report of the Fire Chief for the Month of April, 2018
Prepared for the Honorable Mayor and City Council and City Administrator

Cumberland Fire Department Responded to 101 Fire Alarms:

Responses by District:

District #1	34
District #2	37
District #3	30
Out of City	0
	101



Number of Alarms:

First Alarms Answered	101

Calls Listed Below:

Property Use:

Public Assembly	3
Educational	1
Institutional	8
Residential	53
Stores and Offices	5
Special Properties	28
Industrial, Utility	1
Undetermined	2
	101

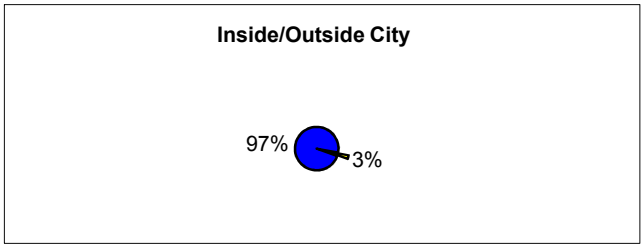
Type of Situation:

Fire or Explosion	5
Overpressure, Rupture	1
Rescue Calls	64
Hazardous Conditions	5
Service Calls	5
Good Intent Calls	10
False Calls	11
	101

Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid in April:	$2,740.00
Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid Fiscal Year to Date:	$36,790.00
Fire Service Fees for Fire Calls Paid in April:	$304.29
Total Fire Service Fees for Fire Calls Paid Fiscal Year to Date:	$7,760.00
Fire Service Fees for Inspections and Permits Billed in April:	$250.00
Fire Service Fees for Inspections and Permits Paid in April:	$50.00
Total Fire Service Fees for Inspections and Permits Paid Fiscal Year to Date:	$1,650.00

Cumberland Fire Department Responded to 409 Emergency Medical Calls:

In City Calls	398
Out of City Calls	11
Total	409



Total Ambulance Fees Billed by Medical Claim-Aid in April:	$108,593.27
Ambulance Fees Billed Fiscal Year to Date:	$1,268,253.07

Ambulance Fees Paid:

Revenue Paid in April:	$103,449.66
FY2018 Fees Paid in FY2018:	$742,483.13
Total Ambulance Fees Paid in FY2018	$906,696.53

(All ambulance fees, previous and current fiscal years, paid in FY2018.)

Cumberland Fire Department provided 7 Mutual Aid Calls:

3	Mutual Aid calls inside Allegany County
4	Mutual Aid calls outside of Allegany County
7	

Bowman's Addition VFD	2
Cresaptown VFD	1
	3
Ridgeley, WV VFD	3
Wiley Ford, WV VFD	1
	7

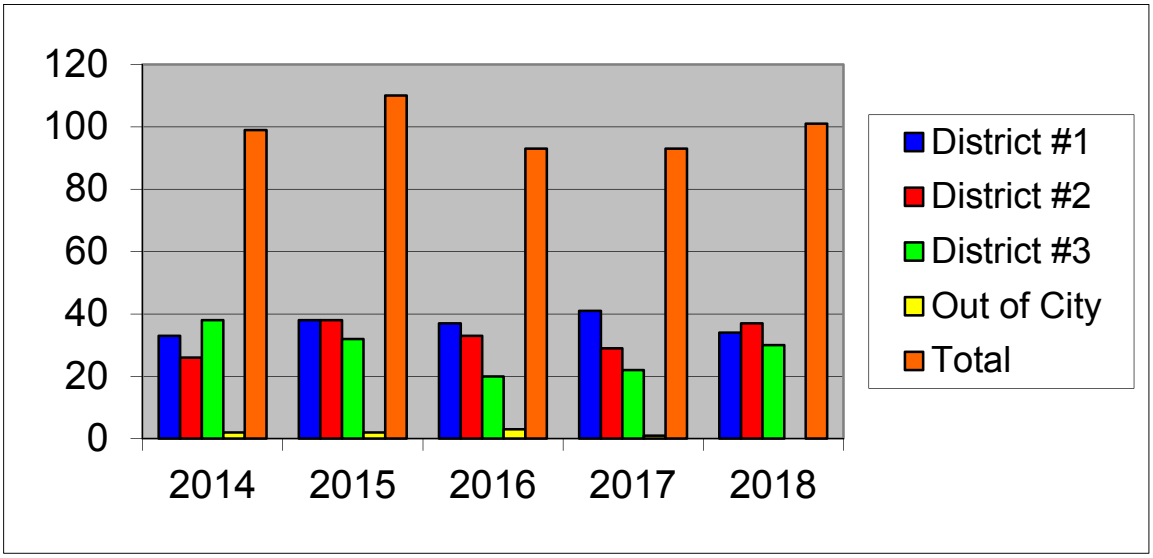
Cumberland Fire Department provided 4 Medic Assist Calls:

1	Paramedic Assist calls inside Allegany County
3	Paramedic Assist calls outside of Allegany County
4	

Cresaptown VFD	1
Fort Ashby, WV VFD	1
Ridgeley, WV VFD	1
Short Gap, WV VFD	1
	4

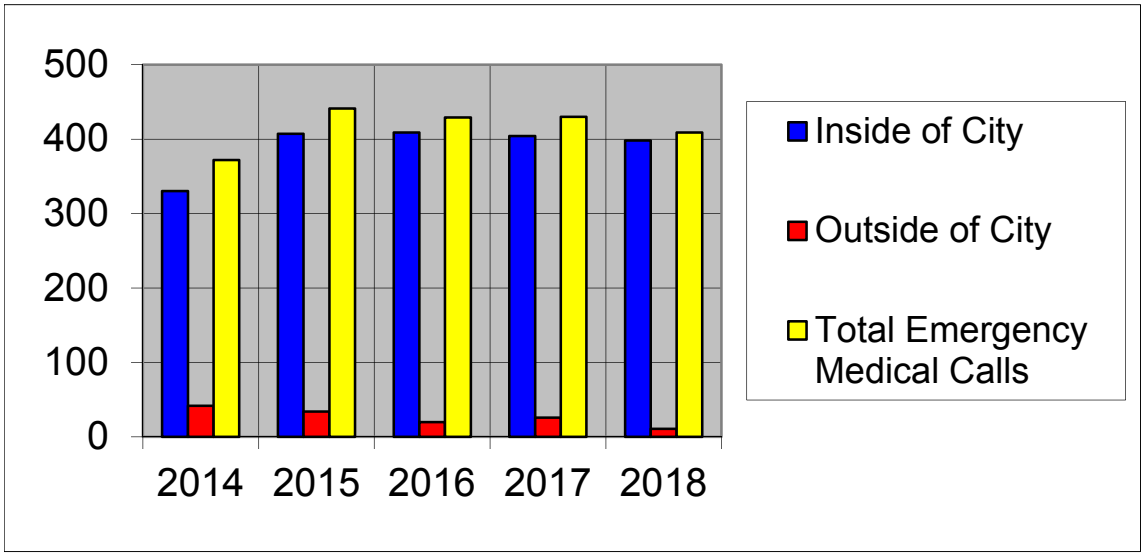
Fire Calls in the Month of April for a Five-Year Period

	2014	2015	2016	2017	2018
District #1	33	38	37	41	34
District #2	26	38	33	29	37
District #3	38	32	20	22	30
Out of City	2	2	3	1	0
Total	99	110	93	93	101



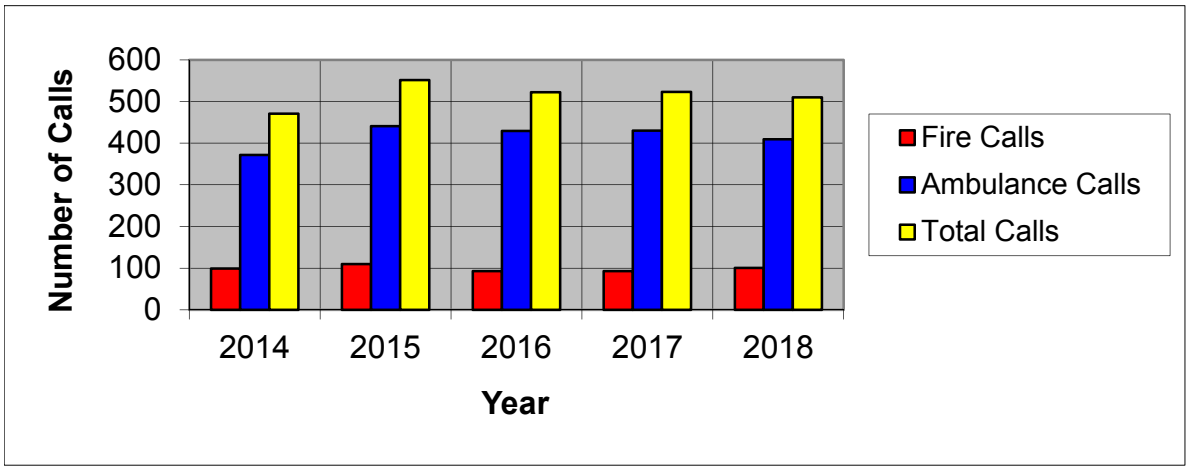
Ambulance Calls in the Month of April for a Five-Year Period

	2014	2015	2016	2017	2018
Inside of City	330	407	409	404	398
Outside of City	42	34	20	26	11
Total Emergency Medical Calls	372	441	429	430	409



Fire and Ambulance Calls in the Month of April for a Five-Year Period

	2014	2015	2016	2017	2018
Fire Calls	99	110	93	93	101
Ambulance Calls	372	441	429	430	409
Total Calls	471	551	522	523	510



Training

Training Man Hours:	**190.00**	
Training Listed Below:		
Seminars and Conferences		2.00
Apparatus Check Procedures		82.00
SCBA Inspection and Care		20.00
SCBA Testing and Filling Procedures		6.00
E-MEDS Elite		4.00
EMS Scene Safety		3.50
e-MEDS		10.50
Ladder Training		22.00
Physical Fitness		15.00
Truck Company Jeopardy		11.00
Officer Meeting		5.00
Extrication		9.00
		190.00

Fire Prevention Bureau

Complaints Received	2
Conferences Held	71
Correspondence	14
Inspections Performed	6
Investigations Conducted	6
Plan Reviews	7

Personnel

Nothing to report.

Statistics Compiled by Julie A. Davis, Fire Administrative Officer

Regular Council Agenda
May 15, 2018

Description
Fire Department monthly report for April, 2018

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

City of Cumberland Department of Police

Monthly Report

April 2018

City of Cumberland Department of Police

Monthly Report

April 2018

Part 1 Crimes for the Month

	2017	2018		2017	2018		2017	2018		2017	2018
Aggravated Assaults	9	8	B & E (All)	34	24	Murder	0	0	Rape	1	0
Robbery	3	7	Theft - Felony	3	4	Theft - Vehicle	1	1			

Selected Criminal Complaints for the Month

	2017	2018		2017	2018		2017	2018		2017	2018
Theft - Misdemeanor	28	25	Theft - Petty	56	38	Domestic Assaults	20	25	CDS	80	82
Disturbances	228	177	DOP/Vandalism	32	30	Indecent Exposure	0	0	Sex Off - Other	4	1
Suicide	1	0	Suicide - Attmpt.	1	2	Tampering M/V	0	0	Abuse - Child	3	0
Trespassing	28	17	Assault on Police	4	2	Assault Other	36	40			

Selected Miscellaneous Incidents for the Month

	2017	2018		2017	2018		2017	2018		2017	2018
Alcohol Violations	2	3	Juvenile Compl.	24	13	Missing Persons	11	7	School Resource	57	101
School Threat	1	1	Sex Off. Regist.	14	14	Truancy	9	6	Death Investigation	3	3

Selected Traffic Incidents for the Month

	2017	2018		2017	2018		2017	2018		2017	2018
DWI	9	7	Hit & Run	31	17	M/V Crash	79	66	Traffic Stop	313	422

Selected Service Calls for the Month

	2017	2018		2017	2018		2017	2018		2017	2018
Alarms	47	65	Assist Motorist	29	36	Check Well-Being	119	103	Foot Patrol	72	36
Assist Other Agency	46	62	Bike Patrol	1	0	Special Events	13	25	Suspicious Activity	102	98

Arrests Totals for the Month

	2017	2018		2017	2018		2017	2018		2017	2018
M/V Citations	56	55	M/V Warnings	255	358	Adult Arrests	170	176	Juvenile Arrests	22	15

	2017	2018
Total Incidents Reported:	**2,271**	**2,321**

Charles Hinnant - Chief of Police

CUMBERLAND POLICE DEPARTMENT

MONTHLY REPORT

APRIL 2018

SWORN PERSONNEL: 47 SWORN OFFICERS

Administration	6 officers
Squad 1A	8 officers
Squad 1B	8 officers
Squad 2A	8 officers
Squad 2B	9 officers
C3I/C3IN	4 officers
School Resource	2 officers
Academy	2 officers

CIVILIAN EMPLOYEES: 7 full time, 7 part time

CPD Office Associate	1 full time
CPD Records Clerk	1 full time
Safe Streets Coordinator	1 full time*
CPD Crime Analyst	1 full time*
CPD Drug Coordinator	1 full time*
CPD Maintenance	1 part time
C3I Office Associate	1 full time
C3IN Office Associate	1 part time**
C3I Office Associate	1 part time **
MPA Supervisor	1 part time
Parking Meter Supervisor	1 full time
Parking Enforcement	2 part time
MPA Garage Attendants	2 part time
Code Enforcement	2 part time

* = Grant funded ** = Shared costs with other agencies

LEAVE REPORT

VACATION TAKEN: 658 HOURS YEAR TO DATE (beginning 7/1/17): 7802 HOURS

COMP TIME USED: 215 HOURS YEAR TO DATE (beginning 7/1/17): 2316 HOURS

SICK TIME USED: 246 HOURS YEAR TO DATE (beginning 7/1/17): 1915 HOURS

OVERTIME REPORT

OVERTIME WORKED: 303 HOURS YEAR TO DATE (beginning 7/1/17): 3200 HOURS

HOSPITAL SECURITY: 44 HOURS YEAR TO DATE (beginning 7/1/17): 1230 HOURS

COURT TIME WORKED: 84 HOURS YEAR TO DATE (beginning 7/1/17): 1106 HOURS

TRAINING REPORT

66 OFFICERS ATTENDED 22 TRAINING SESSIONS FOR A TOTAL OF 368 HOURS

Regular Council Agenda
May 15, 2018

Description
Police Department monthly report for April, 2018

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Mayor and City Council of Cumberland

Closed Session Minutes

City Hall, 57 N. Liberty Street, Cumberland, MD 21502
Second Floor Conference Room
Tuesday, March 6, 2018
5:00 p.m.

The Mayor and City Council convened in open session at 5:00 p.m. for the purpose of closing the meeting for an Executive Session pursuant to Section 3-305 (b) (1), (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, who represent the police union.

MOTION: Motion to enter into closed session was made by Councilman Bernard, seconded by Councilman Cioni, and was passed on a vote of 5-0.

PRESENT: Brian K. Grim, President; Council Members Seth Bernard, David Caporale, Richard Cioni, and Eugene T. Frazier

ALSO PRESENT: Jeffrey Rhodes, City Administrator; Michael Cohen, City Solicitor; Marjorie Woodring, City Clerk; Paul Kelly, Executive Director of the Cumberland Economic Development Corporation (CEDC), and Mike Getty, representing the CEDC

Mayor and City Council of Cumberland

Closed Session Minutes

City Hall, 57 N. Liberty Street, Cumberland, MD 21502
Second Floor Conference Room
Tuesday, March 20, 2018
5:30 p.m.

The Mayor and City Council convened in open session at 5:30 p.m. for the purpose of closing the meeting for an Executive Session pursuant to Section 3-305 (b) (9) of the General Provisions Article of the Annotated Code of Maryland to discuss negotiation issues with the UFCW #1994.

MOTION: Motion to enter into closed session was made by Councilman Frazier, seconded by Councilman Cioni, and was passed on a vote of 5-0.

PRESENT: Brian K. Grim, President; Council Members Seth Bernard, David Caporale, Richard Cioni, and Eugene T. Frazier

ALSO PRESENT: Jeffrey Rhodes, City Administrator; Michael Cohen, City Solicitor; Marjorie Woodring, City Clerk

Regular Council Agenda
May 15, 2018

Description
Approval of the Closed Session Minutes of March 6 and March 20, 2018

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 2018

Description

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND ENTITLED AN ORDINANCE TO AUTHORIZE AND EMPOWER MAYOR AND CITY COUNCIL OF CUMBERLAND (THE "CITY"), FOR THE PUBLIC PURPOSE OF FINANCING, REIMBURSING OR REFINANCING COSTS OF A PROJECT THAT THE CITY GENERALLY REFERS TO AS THE WILLOWBROOK ROAD WATERLINE REPLACEMENT PROJECT AND RELATED COSTS AS PROVIDED HEREIN, TO ISSUE AND SELL FROM TIME TO TIME, UPON ITS FULL FAITH AND CREDIT, ONE OR MORE SERIES OF (1)(A) GENERAL OBLIGATION BONDS AND (B) GENERAL OBLIGATION BOND ANTICIPATION NOTES, EACH IN AN AGGREGATE ORIGINAL PRINCIPAL AMOUNT NOT TO EXCEED $562,500, AND (2) GENERAL OBLIGATION REFUNDING BONDS, PROVIDED THAT THE AGGREGATE ORIGINAL PRINCIPAL AMOUNT OF ANY SERIES OF REFUNDING BONDS SHALL NOT EXCEED ONE HUNDRED THIRTY PERCENT (130%) OF THE AGGREGATE PRINCIPAL AMOUNT OF THE BONDS REFUNDED THEREFROM; DETERMINING THAT ANY SUCH SERIES OF BONDS BE SOLD TO THE MARYLAND WATER QUALITY FINANCING ADMINISTRATION (THE "ADMINISTRATION") BY PRIVATE SALE, WITHOUT PUBLIC BIDDING; AUTHORIZING THE APPROVAL BY RESOLUTION OF ONE OR MORE LOAN AGREEMENTS WITH THE ADMINISTRATION AND, WITH RESPECT TO ANY SUCH LOAN AGREEMENT, ACKNOWLEDGING THE ADMINISTRATION'S RIGHTS THEREUNDER, MAKING A PLEDGE OF CERTAIN REVENUES RECEIVABLE FROM THE STATE OF MARYLAND, AND ACKNOWLEDGING

CERTAIN PAYMENT RESPONSIBILITIES OF THE CITY; PROVIDING THAT THE MAYOR AND CITY COUNCIL BY RESOLUTION SHALL DETERMINE OR PROVIDE FOR CERTAIN DETAILS OF ANY SUCH SERIES OF GENERAL OBLIGATION BONDS, BOND ANTICIPATION NOTES OR REFUNDING BONDS (EACH, A "SERIES OF OBLIGATIONS" OR "OBLIGATIONS"), INCLUDING WITH RESPECT TO ANY DEBT SERVICE RESERVE ACCOUNT REQUIRED BY THE ADMINISTRATION; PROVIDING THAT ANY SUCH SERIES OF GENERAL OBLIGATION BOND ANTICIPATION NOTES OR REFUNDING BONDS WILL BE SOLD BY PRIVATE SALE UNLESS THE MAYOR AND CITY COUNCIL BY RESOLUTION DETERMINES OTHERWISE; PLEDGING THE CITY'S FULL FAITH AND CREDIT AND UNLIMITED TAXING POWER TO PAYMENT OF ANY SUCH OBLIGATIONS AND PROVIDING FOR THE IMPOSITION OF AD VALOREM TAXES UPON ALL REAL AND PERSONAL PROPERTY WITHIN THE CITY SUBJECT TO ASSESSMENT FOR UNLIMITED MUNICIPAL TAXATION TO PAY ANY SUCH OBLIGATIONS; IDENTIFYING OR PROVIDING FOR THE DETERMINATION OF THE SOURCES FROM WHICH DEBT SERVICE ON ANY SUCH SERIES OF OBLIGATIONS WILL BE PAYABLE IN THE FIRST INSTANCE; AUTHORIZING THE MAYOR AND CITY COUNCIL BY RESOLUTION TO PROVIDE FOR POST-CLOSING MODIFICATIONS AFFECTING ANY SERIES OF BONDS OR REFUNDING BONDS ISSUED TO THE ADMINISTRATION; PROVIDING THAT CERTAIN ACTIONS MAY BE TAKEN OR PROVIDED FOR BY RESOLUTION IN CONNECTION WITH THE REISSUANCE OF ANY OF THE OBLIGATIONS; PROVIDING THAT ANY SUCH OBLIGATIONS MAY BE

CONSOLIDATED WITH OTHER OBLIGATIONS OF THE CITY; AUTHORIZING AND DIRECTING OFFICIALS AND EMPLOYEES OF THE CITY TO TAKE ANY AND ALL ACTION NECESSARY TO COMPLETE AND CLOSE THE SALE, ISSUANCE AND DELIVERY OF ANY SUCH SERIES OF OBLIGATIONS AND TO CONSUMMATE THE TRANSACTIONS CONTEMPLATED BY THIS ORDINANCE; PROVIDING THAT THIS TITLE CONSTITUTES A FAIR SUMMARY OF THIS ORDINANCE; AND OTHERWISE GENERALLY RELATING TO THE SALE, ISSUANCE, DELIVERY AND PAYMENT OF AND FOR ANY SUCH SERIES OF OBLIGATIONS.

RECITALS

1. Mayor and City Council of Cumberland, a municipal corporation of the State of Maryland and a municipality within the meaning of the Enabling Act identified below (the "City"), is authorized and empowered by Sections 19-301 to 19-309, inclusive, of the Local Government Article of the Annotated Code of Maryland, as replaced, supplemented or amended (the "Enabling Act"), and Sections 81 and 82A of the Charter of the City of Cumberland, as replaced, supplemented or amended (the "Charter"), to borrow money for any proper public purpose in connection with the water supply system serving the City and surrounding areas and to evidence such borrowing by the issuance and sale of its general obligation bonds.

2. The City has determined to undertake activities relating to a project that the City generally refers to as the Willowbrook Road Waterline Replacement Project, and in connection with such activities and project, to acquire or pay for, as applicable, necessary property rights and equipment, related site and utility improvements, related architectural, engineering, planning, design, bidding, permitting, acquisition, construction, improvement, installation,

modification, demolition, removal, renovation, reconstruction, rehabilitation, equipping, inspection and construction management expenses, costs of related activities, improvements and appurtenances, related administrative, financial and legal expenses, and costs of activities related to any of the foregoing, and has determined to borrow money for the public purpose of financing, reimbursing or refinancing all or a portion of the costs of any components of such activities, together with, to the extent determined by the Mayor and City Council by resolution, costs of issuance of any borrowing therefor (collectively, "Costs of the Project"), by issuing one or more series of its general obligation bonds.

3. The federal Safe Drinking Water Act, as amended (the "Safe Drinking Water Act"), authorizes the U.S. Environmental Protection Agency (the "EPA") to award grants to qualifying states to establish and capitalize drinking water treatment revolving loan funds ("SRFs") for the purpose of providing loans and certain other forms of financial assistance to finance, among other things, the construction and improvement of publicly-owned and privately-owned water supply systems.

4. As contemplated by the Safe Drinking Water Act, the General Assembly of Maryland has amended the Maryland Water Quality Financing Administration Act, codified at Sections 9-1601 through 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland (as replaced, supplemented or amended, the "MWQFA Act"), establishing an SRF designated the Maryland Drinking Water Revolving Loan Fund (the "Fund") to be maintained and administered by the Maryland Water Quality Financing Administration (the "Administration").

5. The MWQFA Act authorizes the Administration, among other things, to make a loan from the Fund to a "local government" (as defined in the MWQFA Act) for the purpose of

financing or refinancing all or a portion of the cost of a "water supply system" project (as defined in the MWQFA Act).

6. The City is a "local government" within the meaning of the MWQFA Act, the Project is a "water supply system" project within the meaning of the MWQFA Act, and the City has applied to the Administration for a loan or loans from the Fund for Project purposes.

7. The MWQFA Act authorizes a local government to issue one or more bonds, notes or other evidences of obligation (each, a "loan obligation" as defined in the MWQFA Act) to evidence its indebtedness under a loan agreement with respect to a loan from the Administration, to sell any such bond, note or other evidence of obligation to the Administration at private sale, without public bidding, and to establish a dedicated source of revenues for repayment of such loan.

8. Pursuant to the authority of the MWQFA Act, the Enabling Act, Sections 81 and 82A of the Charter and any other applicable law, the City has determined to borrow money from the Administration for the public purpose of financing, reimbursing or refinancing Costs of the Project or such components of Costs of the Project as the Administration shall approve.

9. In connection with the issuance and sale of any series of the general obligation bonds contemplated hereby, and pursuant to the MWQFA Act, the City will enter into one or more loan agreements with the Administration.

10. Prior to issuing any such series of bonds to the Administration, the City may need to obtain interim financing in order to finance Costs of the Project on a timely basis through the issuance of one or more series of its general obligation bond anticipation notes pursuant to the authority of Sections 19-211 to 19-223, inclusive, of the Local Government Article of the Annotated

Code of Maryland, as replaced, supplemented or amended (the "Bond Anticipation Note Act"), and the Charter.

11. Subsequent to the issuance to the Administration of any series of bonds provided for herein, the City may desire to currently refund or advance refund all or a portion of such series of bonds pursuant to the authority of Section 19-207 of the Local Government Article of the Annotated Code of Maryland, as replaced, supplemented or amended (the "Refunding Act").

12. The City has determined to pledge its full faith and credit and unlimited taxing power to the prompt payment of debt service on any such series of bonds, bond anticipation notes or refunding bonds contemplated hereby.

13. The City expects to pay the principal of, and interest on, as applicable, any such bonds, bond anticipation notes or refunding bonds in the first instance from revenues received by the City in connection with the operation of the water supply system serving the City, including fees for use of or connection to such system and, to the extent required by the purchaser of any such series of obligations, from revenues received by the City in connection with the operation of the wastewater system serving the City (referred to herein as the "wastewater system"), including fees for use of or connection to such system, all to the extent lawfully available for such purpose or, with respect to the Administration, any other dedicated source of revenues agreed to by the City and the Administration.

14. In connection with the issuance of any series of bonds contemplated by this Ordinance (and any series of refunding bonds contemplated hereby that are issued to the Administration), the Administration may require the City to establish, fund and maintain for a period of time acceptable to the Administration a debt service reserve account in a manner that satisfies the Administration's debt service coverage requirements.

15. The City, as authorized by the MWQFA Act, may pledge any moneys that the City is entitled to receive from the State of Maryland, including the City's share of the State income tax, to secure its obligations under any loan agreement with the Administration contemplated hereby.

16. Pursuant to the authority of the Charter, the City shall issue any series of bonds, bond anticipation notes or refunding bonds authorized hereby in accordance with the terms and conditions provided for in a resolution or resolutions to be adopted by the Mayor and City Council of the City, the governing body of the City (the "Mayor and City Council"), pursuant to the Charter and this Ordinance.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND:

SECTION 1. (a) The Recitals to this Ordinance are deemed a substantive part of this Ordinance and incorporated by reference herein. Capitalized terms used in this Ordinance and not otherwise defined in the Sections of this Ordinance shall have the meanings given to such terms in the Recitals.

(b) References in this Ordinance to any official by title shall be deemed to refer (i) to any official authorized under the Charter, the code of ordinances of the City (the "City Code") or other applicable law or authority to act in such titled official's stead during the absence or disability of such titled official, (ii) to any person who has been elected, appointed or designated to fill such position in an acting or interim capacity under the Charter, the City Code or other applicable law or authority, (iii) to any person who serves in a "deputy", "associate" or "assistant" capacity as such an official, provided that the applicable responsibilities, rights or duties referred to herein have been delegated to such deputy, associate or assistant in accordance with the Charter, the City Code or other applicable law or authority, and/or (iv) to the extent an identified official commonly uses another title not provided for in the Charter or the City Code, the official, however

known, who is charged under the Charter, the City Code or other applicable law or authority with the applicable responsibilities, rights or duties referred to herein.

(c) References in this Ordinance to the "principal amount" of any of the Bonds, the BANs, the Refunding Bonds or the Obligations (each as defined herein) shall be construed to mean the par amount of such Bonds, BANs, Refunding Bonds or Obligations, as applicable.

(d) References in this Ordinance to the Project are intended to include any modifications or amendments to components of the Project as provided for in City budgetary materials or made by other appropriate actions and that are acceptable to the Administration to the extent such modifications or amendments impact Obligations issued to the Administration.

SECTION 2. Pursuant to the authority of the MWQFA Act, the Enabling Act, Sections 81 and 82A of the Charter and any other applicable law, the City hereby determines to borrow money and incur indebtedness for the public purpose of financing, reimbursing or refinancing any one or more components of Costs of the Project, all to the extent permitted by the Administration. The total Costs of the Project not otherwise payable from other sources is not expected to exceed Five Hundred Sixty-two Thousand Five Hundred Dollars ($562,500).

SECTION 3. To evidence the borrowing and indebtedness authorized in Section 2 of this Ordinance, the City, acting pursuant to the authority of the MWQFA Act, the Enabling Act, Sections 81 and 82A of the Charter and any other applicable law, hereby determines to issue and sell from time to time, upon its full faith and credit, one or more series of its general obligation bonds in an aggregate original principal amount not to exceed Five Hundred Sixty-two Thousand Five Hundred Dollars ($562,500) (individually, a "Bond" and, collectively, the "Bonds"). Each such series may consist of one or more bonds and any Bond may be issued in installment form and/or draw-down form.

SECTION 4. Pursuant to the authority of the MWQFA Act, the Enabling Act, Sections 81 and 82A of the Charter and any other applicable law, the City hereby determines to sell each series of the Bonds to the Administration by private sale, without public bidding, due, in part, to the ability to issue any series of the Bonds as draw-down obligations and the beneficial formulas by which the Administration establishes interest rates on bonds purchased by the Administration.

SECTION 5. The proceeds of each series of the Bonds shall be used and applied by the City exclusively and solely for the public purposes described in Section 2 of this Ordinance, unless, with the approval of the Administration, a supplemental ordinance is enacted by the Mayor and City Council to provide for the use and application of such proceeds for some other proper public purpose authorized by the MWQFA Act.

SECTION 6. (a) As required by the MWQFA Act, the City is hereby authorized to enter into one or more loan agreements with the Administration (each, a "Loan Agreement" and collectively, the "Loan Agreements") in connection with any series of the Bonds. The final or substantially final form of each Loan Agreement shall be approved by the Mayor and City Council by resolution and the execution and delivery of each Loan Agreement shall be authorized by the Mayor and City Council by resolution.

(b) The City hereby acknowledges that the provisions of each Loan Agreement may allow for, among other remedies, all payments on any series of the Bonds subject to such Loan Agreement to be declared immediately due and payable upon the occurrence of any event of default provided for in such Loan Agreement.

SECTION 7. As authorized by Section 9-1606(d) of the MWQFA Act, the City hereby pledges any moneys that the City is entitled to receive from the State of Maryland, including the

City's share of the State income tax, to secure its obligations under the Loan Agreements. Such pledge shall be evidenced and detailed in each Loan Agreement.

SECTION 8. Pursuant to the authority of the Enabling Act, Sections 81 and 82A of the Charter, and any other applicable law, the Mayor and City Council, prior to the issuance, sale and delivery of any series of the Bonds, shall adopt a resolution or resolutions specifying, prescribing, determining or providing for the determination of, providing for, or approving or providing for the approval of, such matters, details, forms (including, without limitation, the form of the Bonds of such series), documents or procedures as may be required by the MWQFA Act, the Enabling Act, the Charter, other applicable law or this Ordinance or as the Mayor and City Council may deem appropriate for the authorization, sale, security, issuance, delivery, payment or redemption of or for such series of the Bonds. A resolution shall or may set forth, determine or provide for the determination of, provide for, or approve or provide for the approval of, among other things, as applicable, the aggregate original principal amount of such series of the Bonds; the designation of such series of the Bonds; the denomination or denominations of such series of the Bonds; the maturity or maturities of such series of the Bonds; the principal installment or installments of, or the method of determining the principal installment or installments of, such series of the Bonds; the rate or rates of interest, or the method of determining the rate or rates of interest, which may be fixed or variable, payable on such series of the Bonds; provisions relating to the payment of any late fees or penalties with respect to such series of the Bonds; the components of the Costs of the Project on which proceeds of such series will be expended, if limited in any way; provisions for the appropriation and disposal of such proceeds; provisions relating to the prepayment of such series of the Bonds, if applicable; provisions for the application of unexpended proceeds of such series of the Bonds; provisions relating to the sale of such series of the Bonds by private sale, without public

bidding; provisions relating to the principal forgiveness of such series of the Bonds, if applicable; certifications, representations, determinations, designations or elections relating to the tax-exempt status of interest payable on such series of the Bonds, if applicable; and all other terms and conditions upon which such series of the Bonds will be issued, sold and delivered. By resolution the Mayor and City Council may delegate to one or more City officials the authority to make any final determinations, approvals or decisions with respect to a series of the Bonds. Any resolution may specify, prescribe, determine or provide for the determination of, or approve or provide for the approval of, the details required or authorized by this Section 8 for more than one series of the Bonds.

(b) In the event the Administration requires the City establish a debt service reserve account to be funded from non-Bonds proceeds in order to provide security for any series of the Bonds as a condition to the issuance of such series of the Bonds, provisions relating to the establishment, funding and maintenance of such debt service reserve account and the investment and application of moneys held in such debt service reserve account shall be determined, approved or provided for by resolution, and any such debt service reserve account may be identified in the applicable Loan Agreement as a dedicated source of revenues contemplated by the MWQFA Act.

SECTION 9. The City is hereby authorized and directed to pay any fees or costs provided for in any Loan Agreement which are not payable from proceeds of the Bonds, including, without limitation, any administrative fees and any ongoing fees or costs. The obligation of the City to pay such amounts shall be absolute and unconditional as further provided in any Loan Agreement.

SECTION 10. Notwithstanding anything to the contrary contained in this Ordinance, the City shall use and apply proceeds of each series of the Bonds only as permitted by the related Loan

Agreement, the Safe Drinking Water Act (as defined in such Loan Agreement) and the MWQFA Act (which may be referred to in each Loan Agreement as the "Act").

SECTION 11. (a) Pursuant to the authority of the Bond Anticipation Note Act, Sections 81 and 82A of the Charter and any other applicable law, the City may issue and sell from time to time, upon its full faith and credit, one or more series of its general obligation bond anticipation notes in an aggregate original principal amount not to exceed Five Hundred Sixty-two Thousand Five Hundred Dollars ($562,500) (each, a "series of the BANs" and, collectively, the "BANs") prior to and in anticipation of the sale of any series of the Bonds in order to finance or reimburse Costs of the Project on an interim basis, including paying costs of issuance and capitalized interest on such series of the BANs within the limitations of the Bond Anticipation Note Act. Any such series of the BANs may consist of one or more notes and any note may be issued in installment form and/or draw-down form. Prior to the issuance, sale and delivery of any series of the BANs, the Mayor and City Council shall adopt a resolution or resolutions pursuant to the authority of the Bond Anticipation Note Act, Sections 81 and 82A of the Charter, any other applicable law and this Ordinance authorizing such series of the BANs and specifying, prescribing, determining or providing for the determination of, or approving or providing for the approval of, the same types of matters, details, forms, documents, procedures or determinations detailed in Section 8 hereof that may be made or addressed with respect to any series of the Bonds, to the extent applicable with respect to such series of the BANs, and as otherwise may be authorized or required by applicable law. Unless the Mayor and City Council determines otherwise in a resolution providing for any series of the BANs, pursuant to the authority of the Bond Anticipation Note Act, each series of the BANs shall be sold by private sale (including, without limitation, through a direct purchase transaction). Any such sale by private sale is hereby determined to be in the public interest

due to the ability to time the market, negotiate with potential purchasers and thereby achieve a beneficial interest rate or rates and other beneficial terms by undertaking a private (negotiated) sale, and, with respect to a private sale that involves a direct purchase, the lower costs of issuance typically incurred with such method of private sale as compared to a negotiated underwriting or a public sale at competitive bid. By resolution the Mayor and City Council may delegate to one or more City officials the authority to make any final determinations, approvals or decisions with respect to a series of the BANs. Any resolution may specify, prescribe, determine or provide for the determination of, provide for, or approve or provide for the approval of, the details required or authorized by this Section 11 for more than one series of the BANs.

(b) The City hereby covenants (i) to pay from the proceeds of one or more series of the Bonds the principal of any series of the BANs actually issued, (ii) to the extent that interest on any series of the BANs is not paid from proceeds of the BANs, to pay the interest on such series of the BANs, and (iii) to issue the applicable series of the Bonds as soon as there is no longer a reason for deferring its issuance. This covenant shall not be construed to prevent the City from paying principal of and/or interest on any series of the BANs from sources of funds other than proceeds of the Bonds, to the extent such other proceeds are available for such purpose.

(c) As authorized by the Bond Anticipation Note Act, by resolution the Mayor and City Council may provide for the renewal of any series of the BANs at maturity with or without resale, as well as any amendments of or modifications to such series of the BANs and any related documentation.

SECTION 12. (a) Pursuant to the authority of the Refunding Act, the Enabling Act, Sections 81 and 82A of the Charter and any other applicable law, the City is hereby authorized and empowered to issue and sell from time to time, upon its full faith and credit, one or more

series of general obligation bonds (each, a "series of the Refunding Bonds" and, collectively, the "Refunding Bonds") for the purpose of currently refunding or advance refunding any of the Bonds issued pursuant to the authority of this Ordinance then outstanding, including paying all or any portion of outstanding principal, prepayment premium and/or interest accrued or to accrue to the date of prepayment, purchase or maturity of the Bonds to be refunded, and paying costs and expenses in connection with the issuance, sale and delivery of such series of the Refunding Bonds, and, to the extent determined by the Mayor and City Council by resolution, interest on such series of the Refunding Bonds, for the public purpose of (A) reducing the total cost of debt service on a direct comparison or present value basis or (B) debt restructuring that is permitted by applicable law; provided that, the aggregate original principal amount of any such series of the Refunding Bonds may not exceed one hundred thirty percent (130%) of the aggregate principal amount of the Bonds refunded therefrom. Any such series of the Refunding Bonds may consist of one or more bonds and any bond may be issued in installment form and/or draw-down form. Prior to the issuance, sale and delivery of any series of the Refunding Bonds, the Mayor and City Council shall adopt a resolution or resolutions authorizing such series of the Refunding Bonds and specifying, prescribing, determining or providing for the determination of, or approving or providing for the approval of, such matters, details, forms, documents, procedures or determinations detailed in Section 8 hereof that may be made or addressed with respect to each series of the Bonds, to the extent applicable with respect to such series of the Refunding Bonds, and as otherwise may be authorized or required by applicable law. Unless the Mayor and City Council determines otherwise in a resolution providing for any series of the Refunding Bonds, pursuant to the authority of the Refunding Act, each series of the Refunding Bonds shall be sold at a private sale, without soliciting bids (including, without limitation,

through a direct purchase transaction). Any such sale on a private basis is hereby determined to be in the public interest due to the ability to time the market, negotiate with potential purchasers and thereby achieve a beneficial interest rate or rates and other beneficial terms (including restructuring terms, if applicable) by undertaking a private (negotiated) sale and, with respect to a private sale that involves a direct purchase, the lower costs of issuance typically incurred with such method of private sale as compared to a negotiated underwriting or a public sale at competitive bid. By resolution the Mayor and City Council may delegate to one or more City officials the authority to make any final determinations, approvals or decisions with respect to a series of the Refunding Bonds. Any resolution may specify, prescribe, determine or provide for the determination of, provide for, or approve or provide for the approval of, the details required or authorized by this Section 12 for more than one series of the Refunding Bonds.

(b) To the extent any series of the Refunding Bonds is sold to the Administration, the Mayor and City Council by resolution may specify, prescribe, determine or provide for the determination of, approve or provide for the approval of any determinations contemplated by in this Ordinance that may be made with respect to any series of the Bonds, including, without limitation, entry into a new loan agreement or any modification to an existing Loan Agreement, as applicable, provisions for the potential forgiveness of any such series of the Refunding Bonds, a pledge of the City's right to receive revenues from the State in the nature referred to in Section 7 above, the obligation of the City to pay any administrative fees or ongoing fees and expenses in the nature of those referred to in Section 9 above, the identification of any source of dedicated revenues and provisions for any debt service reserve account with respect to such series of the Refunding Bonds required by the Administration.

SECTION 13. The Mayor and City Council is hereby authorized, by resolution, to make any further determinations or approvals or provide for any matters or actions deemed necessary or desirable in connection with the issuance of any series of the BANs or the Refunding Bonds, including, without limitation, (i) any determination authorized by the Bond Anticipation Note Act or the Refunding Act, as applicable, (ii) to commit or provide for the commitment of the City to pay to the purchaser or purchasers of any series of the BANs or the Refunding Bonds (A) any commitment fee or similar fee and any legal costs in connection with such purchaser's or purchasers' agreement to purchase such series of the BANs or the Refunding Bonds and/or (B) any breakage compensation or other amount that may be determined to be due to such purchaser or purchasers in the event the City fails to deliver such series of the BANs or the Refunding Bonds and, in connection therewith, to approve or provide for the approval of, and the execution and delivery of, any agreement relating to such payment or payments (which such agreement may, but shall not be required to be, contained within any purchase or similar agreement for such series of the BANs or the Refunding Bonds), and (iii) to approve or provide for any offering documents, credit enhancement, liquidity enhancement, ratings, or continuing disclosure undertakings relating to such series of the BANs or the Refunding Bonds.

SECTION 14. (a) The full faith and credit and unlimited taxing power of the City are hereby pledged to the prompt payment of the principal of and interest on each series of the Bonds, the BANs and the Refunding Bonds (each, a series of the "Obligations") as and when the same are payable and to the imposition of the taxes hereinbelow described as and when such taxes may become necessary in order to provide sufficient funds to meet the debt service requirements of each series of the Obligations. Subject to the further provisions of this Section 14, the City hereby covenants with the registered owners of each series of the Obligations to impose ad valorem taxes

on all real and tangible personal property in the City that is subject to assessment for unlimited municipal taxation at a rate and in an amount sufficient to pay the principal of and the interest on the Obligations in each fiscal year in which any of the Obligations are outstanding and to take any further action that may be lawfully appropriate from time to time during the period that the Obligations of such series remain outstanding and unpaid to provide the funds necessary to pay promptly the principal thereof and the interest due thereon. If the proceeds from the taxes so levied in any such fiscal year are inadequate for such payment, additional taxes shall be levied in the succeeding fiscal year to make up such deficiency.

(b) Notwithstanding the provisions of subsection (a) of this Section 14, the principal of and interest on each series of the Obligations will be payable in the first instance from revenues received by the City in connection with the operation of the water supply system serving the City and surrounding areas, including charges for the use of or connection to such water supply system and, to the extent required by the purchaser of such series of the Obligations, from revenues received by the City from the operation of the wastewater system serving the City, including charges for the use of or connection to such wastewater system, all to the extent such revenues are lawfully available for such purpose. (Any such identification of wastewater system revenues as a source of payment for the applicable series of the Obligations shall be provided for in any resolution relating to a series of the BANs or the Refunding Bonds or a Loan Agreement, as applicable.) To the extent of any funds received or receivable as described in this subsection (b) in any fiscal year, the taxes required to be imposed in accordance with subsection (a) of this Section 14 may be reduced proportionately.

(c) The foregoing provisions shall not be construed so as to prohibit the City from paying the principal of and interest on any series of the Obligations from the proceeds of the

sale of any other obligations of the City (including, without limitation, (i) with respect to any series of the BANs, from the proceeds of any series of the Bonds, and (ii) with respect to any series of the Bonds, from the proceeds of any series of the Refunding Bonds) or from any other funds legally available for that purpose. Within any applicable limitations of Maryland or federal law (including, without limitation, the Internal Revenue Code of 1986, as amended, and the regulations issued thereunder), the City may apply to the payment of the principal of or interest on any series of the Obligations any funds received by it from the State of Maryland or the United States of America, or any governmental agency or instrumentality, or from any other source, if the funds are granted or paid to the City for the purpose of assisting the City in accomplishing the type of project or projects which such series of the Obligations are issued to finance, reimburse or refinance or are otherwise available for such purpose, and to the extent of any such funds received or receivable in any fiscal year, the taxes hereby required to be levied may be reduced proportionately.

(d) Any source of revenues referred to in this Section 14, and any additional source of revenues agreed to by the City and the Administration and provided for by resolution, if applicable, may be identified as a dedicated source of revenue contemplated by the MWQFA Act in any Loan Agreement entered into by the City with the Administration in connection with a series of the Obligations. Any applicable Loan Agreement exhibits may describe such dedicated revenues by references that are similar but not identical to any references contained in this Ordinance or in any resolution relating to such series of the Obligations.

SECTION 15. In addition to the refunding authority provided for in Section 12 of this Ordinance, subsequent to the sale, issuance and delivery of any series of the Bonds or the Refunding Bonds to the Administration, the Mayor and City Council by resolution may specify, prescribe, determine or provide for the determination of, or approve or provide for the approval

of, any amendments or modifications to such series of the Bonds or the Refunding Bonds and/or the related Loan Agreement or Loan Agreements and any other documents, agreements or instruments executed and delivered in connection with the sale, issuance and delivery of such series of the Bonds or the Refunding Bonds, and/or provide for the execution and delivery of additional documents, agreements, certificates or instruments relating to such amendments or modifications (including, without limitation, any bond or bonds to be issued and exchanged for one or more of such series of the Bonds or the Refunding Bonds originally issued and delivered and any new or restated Loan Agreement), whether or not such amendments or modifications constitute a refunding or reissuance for purposes of federal and/or Maryland law.

SECTION 16. By resolution, the Mayor and City Council may make any appropriate arrangements (including, without limitation, by authorizing one or more appropriate officials to make any elections, designations, determinations or filings on the City's behalf) in the event any right of the registered owner of an Obligation to put or cause the redemption or prepayment of such Obligation at its option, or any change in the interest rate of an Obligation, or any other modification to an Obligation could lead to a reissuance of such Obligation for purposes of the Internal Revenue Code of 1986, as amended, and the regulations issued thereunder.

SECTION 17. The Mayor and City Council by resolution may determine that any series of the Obligations authorized hereby may be consolidated with any bond anticipation notes, bonds and/or refunding bonds authorized by the Mayor and City Council, as applicable, and issued as a single series of obligations.

SECTION 18. The following City officials: the Mayor, the City Administrator, the Comptroller, the Treasurer, the City Clerk, and all other appropriate officials and employees of the City, are hereby authorized and directed to (i) take any and all action necessary to complete and

close the sale, issuance and delivery of any of the Bonds, the BANs and the Refunding Bonds authorized hereby, (ii) negotiate, approve, execute and deliver all documents, certificates and instruments necessary or appropriate in connection with any such sale, issuance and delivery, and (iii) carry out the transactions contemplated by this Ordinance, any resolution adopted in furtherance of this Ordinance and any such documents, certificates or instruments executed and delivered in connection with the issuance of a series of the Obligations.

SECTION 19. The title of this Ordinance shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

SECTION 20. The provisions of this Ordinance shall be liberally construed in order to effectuate the transactions authorized or contemplated by this Ordinance.

SECTION 21. This Ordinance shall become effective thirty (30) days after its passage pursuant to the provisions of Section 82A of the Charter, subject to the petition-to-referendum provisions of Section 82A(c) of the Charter.

MAYOR AND CITY COUNCIL OF
CUMBERLAND

(SEAL)

_____
Brian K. Grim
Mayor

ATTEST:

_____
Marjorie A. Woodring, City Clerk

Introduced: _____, 2018

Passed: _____, 2018

_____
Underlining : Indicates material added to this Ordinance after introduction
~~Strike-through~~ : Indicates material deleted from this Ordinance after introduction

Votes for passage:_____
Votes against passage: _____
Abstentions: _____

Effective: _____, 2018

#203442;10002.069

Regular Council Agenda
May 15, 2018

Description

Ordinance *(2nd and 3rd readings)* - authorizing the issuance and sale of General Obligation Bonds to the Maryland Water Quality Financing Administration (MWQFA) in an amount not to exceed $562,500 to finance, reimburse, or refinance costs associated with the Willowbrook Road Waterline Replacement Project, together with related costs and costs of issuance

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☑ 2nd Reading
☑ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

Regular Council Agenda
May 15, 2018

Description

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

ORDINANCE NO. _____

An Ordinance of the Mayor and City Council of Cumberland, Maryland, entitled, "AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND PROVIDING FOR THE CITY TAX LEVY FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019."

SECTION 1: BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, that the levy for the Fiscal Year 2019 for the City of Cumberland shall be as follows:

Property Taxes		**Asessable Base**	**Tax Rate Per $100**	**Tax Levy**
Real Estate (Full Value)		$ 863,801,522	1.0595	$ 9,151,977
Real Estate (Half Year)		5,957,500	0.5298	31,563
Personal Property				
	Individual	2,077,039		
	Corporation	86,102,719		
		88,179,758	2.648	2,335,000
	Penalties and Interest			380,000
	Tax Credits			(200,000)
Total Tax Levy				$ 11,698,540
Other Revenues				
Other Taxes		510,900		
Licenses & Permits		141,500		
Intergovernmental		3,096,050		
Charges for Services		1,456,700		
Fines, Forfeitures & Interest		35,700		
Miscellaneous		916,300		
Total Other Revenue				6,157,150
Total Revenue				**$ 17,855,690**
Other Financing Sources				
Transfers-in				$ 1,796,963
Capital Financing				552,000
Utilization of Restricted Fund Balance				2,125,651
Total Other Financing Sources				**$ 4,474,614**
Total Revenue and Other financing Sources				**$ 22,330,304**

SECTION 2: AND BE IT FURTHER ORDAINED, that this Ordinance shall take effect from the date of its passage.

Passed this _____ day of June, 2018.

_____
Brian K. Grim, Mayor

ATTEST:

_____
Marjorie A. Woodring
City Clerk

Regular Council Agenda
May 15, 2018

Description

Ordinance *(1st reading)* - providing for the City Tax Levy for FY2019; Real Estate = 1.0595 per $100 of assessed value / Personal Property = 2.648 per $100 of assessed value

Approval, Acceptance / Recommendation

☐ Budgeted

☑ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

ORDINANCE NO._____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND, MARYLAND, ENTITLED, "AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND PROVIDING FOR THE ANNUAL APPROPRIATION FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019."

SECTION 1: BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, that the following sums of money be and they are hereby appropriated for the respective purposes of the City of Cumberland for the Fiscal Year beginning July 1, 2018, and ending June 30, 2019, to-wit:

General Government	$ 1,767,771
Public Safety	10,934,399
Public Works	2,630,767
Recreation	999,638
Community Development	1,249,668
Transfer Out	2,648,760
Debt Service	2,087,537
Total General Fund Appropriation	**$ 22,318,540**

SECTION 2: AND BE IT FURTHER ORDAINED, that the appropriations made herein are continuing in nature and shall not lapse at the end of the fiscal year (June 30, 2019) if legally encumbered but shall continue in full force and effect until the encumbrance has been completed or until modified by the Mayor and City Council.

SECTION 3: AND BE IT FURTHER ORDAINED, that this Ordinance shall take effect from the date of its passage.

Passed this _____ day of June, 2018.

_____
Brian K. Grim, Mayor

ATTEST:

_____
Marjorie A. Woodring
City Clerk

Regular Council Agenda
May 15, 2018

Description
Ordinance *(1st reading)* - providing for the annual appropriations for the FY19 General Fund

Approval, Acceptance / Recommendation

- [ ] Budgeted

- [x] 1st Reading
- [ ] 2nd Reading
- [ ] 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND, MARYLAND, ENTITLED, "AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND TO PROVIDE FOR AN APPROPRIATION FOR THE WATER FUND FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019."

SECTION 1: BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, that the following operating budget is hereby appropriated for the respective departments and purposes of the City of Cumberland Water Fund for the Fiscal Year beginning July 1, 2018, and ending June 30, 2019, to-wit:

Water Administration	$ 1,117,271
Water Distribution	2,738,771
Water Distribution	2,014,530
Interest Expense	407,494
Principal Payments	975,477
Capital Expenditure	2,500,015
Total	**$ 9,753,558**

SECTION 2: AND BE IT FURTHER ORDAINED, that there shall be levied and collected Service Charges in accordance with rates set forth in Section 24-86 of the Code of the City of Cumberland, and as the same may be from time to time amended, to produce sufficient revenue to enable the City of Cumberland to defray the cost of operating, maintaining, repairing and otherwise improving the Water System, and pay the maturing principal and interest on the bonded debt for the Fiscal Year ending June 30, 2019.

SECTION 3: AND BE IT FURTHER ORDAINED, that this Ordinance shall take effect from the date of its passage.

Passed this _____ day of June, 2018.

_____
Brian K. Grim
Mayor

Attest:

By :_____
Marjorie A. Woodring
City Clerk

Regular Council Agenda
May 15, 2018

Description
Ordinance *(1st reading)* - providing for the annual appropriations for the FY19 Water Fund

Approval, Acceptance / Recommendation

- [ ] Budgeted

- [x] 1st Reading
- [ ] 2nd Reading
- [ ] 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

ORDINANCE NO._____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND, MD, ENTITLED, "AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND TO PROVIDE FOR AN APPROPRIATION FOR THE SEWER FUND FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019."

SECTION 1: BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, that the following sums of money be and are hereby appropriated for the respective departments and purposes of the City of Cumberland Sewer Fund for the Fiscal Year beginning July 1, 2018, and ending June 30, 2019, to-wit:

Wastewater Treatment Plant	$ 5,670,926
Sanitary & Storm Sewer	1,713,291
Flood Control	597,074
Interest Expense	261,993
Principal Payments	995,379
Capital Expenditures	22,133,741
Total	**$ 31,372,404**

SECTION 2: AND BE IT FURTHER ORDAINED, that there shall be levied and collected Service Charges in accordance with rates set forth in Section 27-9 of the code of the City of Cumberland to defray the cost of operating, maintaining, and repairing and otherwise improving the Sanitary and Storm Sewer system, and pay the maturing principal and interest on the bonded debt for the Fiscal Year ending June 30, 2019.

SECTION 3: AND BE IT FURTHER ORDAINED, that this Ordinance shall take effect from the date of its passage.

Passed this _____ day of June, 2018.

_____
Brian K. Grim, Mayor

ATTEST:

_____
Marjorie A. Woodring, City Clerk

Regular Council Agenda
May 15, 2018

Description
Ordinance *(1st reading)* - providing for the annual appropriations from the FY19 Sewer Fund

Approval, Acceptance / Recommendation

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)

ORDINANCE NO._____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND, MARYLAND, ENTITLED, "AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND TO PROVIDE APPROPRIATIONS FOR VARIOUS SPECIAL PURPOSE FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019."

SECTION 1: BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, that the following sums of money be and are hereby appropriated for the respective funds and purposes of the City of Cumberland for the Fiscal Year beginning July 1, 2018, and ending June 30, 2019, to-wit:

Housing Assistance	$ 2,192,573
Downtown Development Commission	250,544
Communit Development Block Grant	937,834
Police Grants	341,069
Community Legacy	328,500
TIF District - Shades Lane	33,820
Capital Projects	6,425,018
Street Improvements	1,272,525
Municipal Parking Authority	514,223
Trash Removal	1,432,791
Total	**$ 13,728,897**

SECTION 2: AND BE IT FURTHER ORDAINED, that the appropriations made herein are continuing in nature and shall not lapse at the end of the Fiscal Year (June 30, 2019) but shall continue in full force and effect until the project for which the appropriation has been made is completed or until modified by the Mayor and City Council.

SECTION 3: AND BE IT FURTHER ORDAINED, that this Ordinance shall take effect from the date of its passage.

Passed this _____ day of June, 2018.

_____
Brian K. Grim
MAYOR

Attest:

By:_____
Marjorie A. Woodring
CITY CLERK

Regular Council Agenda
May 15, 2018

Description

Ordinance *(1st reading)* - providing for the annual appropriations for the FY19 Special Purpose Funds

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: _____May 15, 2018____**

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

THAT, Order No. 24,915 adopted April 14, 2009 to approve a revised Sick Leave Bank Policy and Regulations for all full-time employees be and is hereby rescinded; and

BE IT FURTHER ORDERED, that the Personnel Department be and is hereby authorized to return the balance of the donated sick leave days in the bank to those active employees who originally donated the days.

_____

Brian K. Grim, Mayor

Regular Council Agenda
May 15, 2018

Description

Order rescinding Order No. 24,915 adopted April 14, 2009 to approve a revised Sick Leave Bank Policy & Regulations for all city employees and authorizing the return of the balance of the donated sick leave days in the bank to those active employees who originally donated the days

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: _____May 15, 2018____**

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

THAT, Order No. 26,285 be and is hereby rescinded to amend an incorrect street reference; and

BE IT FURTHER ORDERED, that the Mayor be and is hereby authorized to execute a Deed Surrendering Possibility of Reverter / Right of Entry by and between the Mayor and City Council of Cumberland and Nazir Gul granting and surrendering all right, title and interest of the City in the real property and improvements located at 534-536 ~~Maryland Avenue~~ **Columbia Avenue** to Nazir Gul as Mr. Gul has satisfied the requirements of the Deed of transfer of said property, dated November 24, 2015 (Allegany County Land Records Book 2178, page 376).

_____

Brian K. Grim, Mayor

DEED SURRENDERING POSSIBILITY OF
REVERTER/RIGHT OF ENTRY

THIS DEED SURRENDEREDING POSSIBILITY OF REVERTER/RIGHT OF ENTRY, made this 1st day of May, 2018, by and between **MAYOR AND CITY COUNCIL OF CUMBERLAND**, a municipal corporation of the State of Maryland, party of the first part, and **NAZIR GUL**, party of the second part, witnesseth that:

WHEREAS, the party of the first part conveyed the real property and improvements thereon located at 534-536 Maryland Avenue, Cumberland, MD 21502 to the party of the second part by means of the deed dated November 24, 2015 and recorded among the Land Records of Allegany County, Maryland in Book 2178, Page 376;

WHEREAS, in order to ensure that the party of the second part would develop the property in accordance with the parties' agreement, the party of the first part included a possibility of reverter or right of entry in the aforementioned deed that would cause the title to the property to revert to the party of the first part if the party of the second part failed to take certain actions within a certain deadline;

WHEREAS, the party of the second part has satisfied the requirements of the party of the first part with respect to the development of the property; and

WHEREAS, the party of the first part has agreed to execute this deed to confirm that the party of the second part has complied with the conditions necessary to prevent the possibility of reverter/right of entry from causing title to the property to revert in the party of the first part.

NOW, THEREFORE, in consideration of the foregoing, the party of the first part does hereby grant and surrender unto the party of the second part all of the right, title and interest of the party of the first part in and to the real property and improvements thereon located at 534-536 Maryland Avenue, Cumberland, MD 21502, the said property being more particularly described in the aforementioned deed. The interests surrendered by this deed include, without limitation, the possibility of reverter/right of entry retained by the party of the first part in the aforementioned deed to the party of the second part.

TOGETHER WITH the buildings and improvements thereon, and the rights, roads, ways, waters, privileges and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE and to hold the above-described property unto the party of the second part, his personal representatives, heirs and assigns, in fee simple forever.

WITNESS the hand and seal of the party of the first part the day and year set forth above.

ATTEST:

MAYOR AND CITY COUNCIL OF CUMBERLAND

By: _____
Marjorie A. Woodring, City Clerk

By: _____(SEAL)
Brian K. Grim, Mayor

STATE OF MARYLAND,
ALLEGANY COUNTY, to-wit:

I HEREBY CERTIFY that on this ____ day of _____, 2018, before me, the undersigned, a notary public in and for the state and county aforesaid, personally appeared **Brian K. Grim**, known to me (or satisfactorily proved) to be the person whose name is subscribed to the foregoing deed, and he acknowledged that he is the Mayor of Mayor and City Council of Maryland and that, as such, he was authorized to, and did, execute the aforegoing deed as the act and deed of said municipal corporation; and he further certified under the penalties of perjury that the actual consideration for the foregoing conveyance is $0.00 and that the total payment made to the grantor was $0.00 and he further made oath in due form of law that this transaction is not subject to the provisions of Section 10-912 of the Tax General Article of the Maryland Annotated Code as the grantor is a resident of the State of Maryland.

WITNESS my signature and notarial seal the day and year last above written.

_____
NOTARY PUBLIC

My Commission Expires:_____

CERTIFICATE OF PREPARATION

I HEREBY CERTIFY that the aforegoing deed was prepared by me or under my supervision and that I am admitted to practice law in the State of Maryland.

_____
Michael Scott Cohen

THIS QUITCLAIM DEED, made this 24th day of November, 2015, by and between **MAYOR AND CITY COUNCIL OF CUMBERLAND**, a Maryland municipal corporation, party of the first part, and **NAZIR GUL**, party of the second part, of Allegany County, Maryland.

WITNESSETH:

That for and in consideration of the sum of Zero Dollars ($0.00) and for other good and valuable considerations, the receipt of all of which is hereby acknowledged, the party of the first part does hereby quitclaim to the party of the second part, his personal representatives, heirs and assigns, all of the party of the first part's right, title, interest and estate in and to the following described piece or parcel of real estate lying and being in the City of Cumberland, Allegany County, Maryland, to wit:

ALL that lot, piece or parcel of ground lying and being on the Southerly side of Columbia Avenue in Election District No. 5 in Allegany County, Maryland, which is more particularly described as follows:

BEGINNING for the same at a stake standing on the Southerly side of Columbia Avenue at the end of a line drawn South 68 degrees 45 minutes East 83.8 feet from the Southeast intersection of Columbia Avenue and Pear Street, and running thence with said side of Columbia Avenue South 68-3/4 degrees East 40 feet; thence South 22 degrees West 50 feet; thence South 28-1/2 degrees West 154.7 feet; thence North 64-3/8 degrees West 41-1/3 feet; thence North 28 degrees East 202 feet to the place of beginning.

IT BEING the same property which was conveyed from Laura Lee Lantz, Personal Representative of the Estate of George R. Knippenberg, Jr., to Mayor and City Council of Cumberland by deed dated May 2, 2013 and recorded among the Land Records of Allegany County, Maryland in Book 1967, Page 184.

TOGETHER with the buildings and improvements thereon, and the rights, roads, ways, waters, privileges and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the above-described property unto the party of the second part, his personal representatives, heirs and assigns, in fee simple.

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0376, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

Cohen

In connection with the foregoing conveyance, the party of the first part and the party of the second part covenant and agree as follow:

1. The party of the second part shall secure the structure on the property by replacing doors and locks on the structure which is located on the property, as needed, no later than two (2) weeks from the date of this deed.

2. The party of the second part shall remove all junk and debris from the yard and the structure on the property no later than two (2) months from the date of this deed.

3. The party of the second part shall replace the roof of the structure on the property no later than one hundred (100) days from the date of this deed.

4. The party of the second part shall complete the renovation of the structure on the property and bring it in compliance with the City of Cumberland Housing Code and other applicable codes no later than eighteen (18) months from the date of this deed.

5. The party of the first part and its designees shall have the right to inspect the hereinbefore-described property from time to time in order to ensure that the work described in paragraphs 1-4 hereinbefore is progressing and being performed in the manner described herein; provided, however, that the party of the first part shall endeavor to give the party of the second part no less than three (3) days advance notice of any such inspections. The party of the second part shall fully cooperate with the party of the first part and its designees in regard to the scheduling and conduct of the inspections.

6. The party of the second part may not convey the property described above or any interest therein (aside from a security interest granted subject to these covenants, restrictions and agreements) to a third party until all of the conditions set forth in paragraphs 1-4 hereinbefore are

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0377, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

completed in accordance with the terms and provisions set forth therein. Any such conveyance or attempt at such conveyance shall be null and void.

7. Should the party of the second part fail to comply with the terms and provisions of paragraphs 1-4 hereinbefore, the title to the real property and improvements conveyed by the terms of this deed shall immediately and without the necessity of any further action on the part of the party of the first part, revert and revest in the party of the first part, and the party of the second part shall lose and forfeit all of his rights, title and interest in and to the said property and to the improvements, fixtures, rights, roads, ways, waters, privileges and appurtenances thereunto belonging or in anywise appertaining, and the party of the first part shall have the right of re-entry to the said property. Further, the party of the second part shall execute a deed effecting the conveyance of the hereinbefore-described property, improvements, fixtures, etc. to the party of the first part in the event the requirements set forth in paragraph 1-4 above are not satisfied in a timely manner. In the event the party of the first part institutes litigation to enforce the terms of this paragraph, the party of the second part shall be liable for the party of the first part's reasonable attorneys' fees.

8. In furtherance of the terms and provisions set forth in paragraph 7 above, the party of the second part hereby appoints Jeffrey Rhodes, City Administrator of the City of Cumberland, and his successor City Administrators, his true and lawful attorney-in-fact, with full power of substitution, hereby granting them full power and authority for the party of the second part and in his stead to execute and deliver a deed or deeds to the hereinbefore-described property to the party of the first part in the event the party of second part fails to comply with the terms and provisions set forth in paragraphs 1-4 hereinbefore and to do any and all acts required in order to effect the conveyance of the hereinbefore-described property to the party of the first

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0378, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

part in the event the party of the second part fails to comply with the said terms and conditions. The terms and provisions of this paragraph are irrevocable; however, they shall expire three (3) years from the date of this deed. The terms and provisions of this paragraph shall not be affected by the disability or incapacity of the party of the second part, but shall remain in full force and effect from time to time and at all times until his death.

9. Once the requirements set forth in paragraphs 1-4 above have been satisfied, upon the request of the party of the second part, the party of the first part shall deliver a deed to the party of the second part which shall effect the surrender of the rights of reverter described herein.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed in their respective names and under seal and duly attested all on the day and date first above written.

WITNESS/ATTEST:

Marjorie A. Woodring, City Clerk

MAYOR AND CITY COUNCIL OF CUMBERLAND

By: _____ **(SEAL)**
Brian K. Grim, Mayor

_____ **(SEAL)**
Nazir Gul

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0379, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

WITNESS ATTESTATION FOR SIGNATURE OF NAZIR GUL

The foregoing Quitclaim Deed (which included power of attorney provisions which are the basis for this attestation) was, on the date written above, published and declared by Nazir Gul in our presence to be his power of attorney. We, in his presence and at his request, and in the presence of each other, have attested to the same and have signed our names as attesting witnesses. We further declare and affirm under the penalties of perjury that we are more than eighteen (18) years of age.

Witness #1 signature

Michael Scott Cohen

Witness #1 printed name

213 Washington Street, Cumberland, MD 21502

Witness #1 address

Debra J. Hidey

Witness #2 signature

Debra J. Hidey

Witness #2 printed name

213 Washington St, Cumberland, MD 21502

Witness #2 address

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0380, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

STATE OF MARYLAND,
ALLEGANY COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 17th day of November, 2015, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared **Brian K. Grim**, known to me or satisfactorily identified to be the person whose name is subscribed to the within instrument, the Mayor of Mayor and City Council of Cumberland, a municipal corporation of the State of Maryland, and acknowledged the foregoing to be the act and deed of the said Mayor and City Council of Cumberland; and at the same time made oath he is duly authorized by it to make this acknowledgment; and he further certified under the penalties of perjury that the actual consideration for the foregoing conveyance is $0.00; and he further he further made oath in due form of law that this transaction is not subject to the provisions of Section 10-912 of the Tax General Article of the Maryland Annotated Code as the grantor is a resident of the State of Maryland.

WITNESS my hand and Notarial Seal.

Marjorie A. Woodring
NOTARY PUBLIC

MARJORIE A. WOODRING NOTARY PUBLIC ALLEGANY COUNTY, MD

My Commission Expires: 6/10/16

STATE OF MARYLAND,
ALLEGANY COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 24th day of November, 2015, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared **Nazir Gul**, known to me or satisfactorily identified to be the person whose name is subscribed to the within instrument, and did acknowledge that he executed the same for the purposes therein contained.

WITNESS my hand and Notarial Seal.

NOTARY PUBLIC

MICHAEL SCOTT COHEN NOTARY PUBLIC ALLEGANY COUNTY, MD

My Commission Expires: 1/17/17

This is to certify that, according to the records of the Allegany County Tax & Utility Office, there are no taxes due on the property account numbers(s) provided on the intake sheet recorded with this deed

Account(s)# 05015332

Heather March 11/25/15
Allegany County Tax office Date

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0381, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

I HEREBY CERTIFY that the within and foregoing document was prepared by, or under the supervision of, the undersigned, a Maryland attorney, and that no title search was performed in connection with its preparation.

MICHAEL SCOTT COHEN

LR - Deed (No-Taxes)
Recording Fee 20.00
Grantor/Grantee Name:
gul
Reference/Control #:
LR - Deed (No-Taxes)
Surcharge 40.00

SubTotal: 60.00

Total: 60.00
11/25/2015 01:15
CC01-MB
#5217909 CC0401 -
Allegany
County/CC04.01.01 -
Register 01

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0382, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

State of Maryland Land Instrument Intake Sheet

☐ Baltimore City ☑ County: Allegany

BOOK 2178 PAGE 383

Information provided is for the use of the Clerk's Office, State Department of Assessments and Taxation, and County Finance Office Only.

(Type or Print in Black Ink Only—All Copies Must Be Legible)

Space Reserved for Circuit Court Clerk Recording Validation

#1 Type(s) of Instruments (Check Box if addendum Intake Form is Attached.)

x Deed / Deed of Trust	Mortgage / Lease	Other _____	Other _____

#2 Conveyance Type Check Box

☐ Improved Sale Arms-Length *[1]*	☐ Unimproved Sale Arms-Length *[2]*	☐ Multiple Accounts Arms-Length *[3]*	☐ Not an Arms-Length Sale *[9]*

#3 Tax Exemptions (if applicable) Cite or Explain Authority

Recordation Tax:
State Transfer:
County Transfer:

#4 Consideration and Tax Calculations

Consideration Amount		Finance Office Use Only — Transfer and Recordation Tax Consideration	
Purchase Price/Consideration	$ 10.00		
Any New Mortgage	$	Transfer Tax Consideration	$
Balance of Existing Mortgage	$	X ( )% =	$
Other:	$	Less Exemption Amount –	$
		Total Transfer Tax =	$
Other:	$	Recordation Tax Consideration	$
		X ( ) per $500 =	$
Full Cash Value:	$	TOTAL DUE	$

#5 Fees

Amount of Fees	Doc. 1	Doc. 2	
Recording Charge	$ 20.00	$	Agent:
Surcharge	$ 40.00	$	Tax Bill:
State Recordation Tax	$ 0.00	$	
State Transfer Tax	$ 0.00	$	C.B. Credit:
County Transfer Tax	$ 0.00	$	
Other	$	$	Ag. Tax/Other:
Other	$	$	

#6 Description of Property

SDAT requires submission of all applicable information. A maximum of 40 characters will be indexed in accordance with the priority cited in Real Property Article Section 3-104(g)(3)(I).

District	Property Tax ID No. (1)	Grantor Liber/Folio	Map	Parcel No.	Var. LOG (5)
05	015332	1987/184			

Subdivision Name	Lot (3a)	Block (3b)	Sect/AR (3c)	Plat Ref.	Sq Ft/Acreage (4)

Location/Address of Property Being Conveyed (2):
534-536 Columbia Avenue, Cumberland, MD 21502

Other Property Identifiers (If applicable): | Water Meter Account No.

Residential ✓ or Non-Residential | Fee Simple ✓ or Ground Rent | Amount:

Partial Conveyance? Yes ✓ No | Description/Amt. of SqFt/Acreage Transferred:

If Partial Conveyance, List Improvements Conveyed:

#7 Transferred From

Doc. 1 – Grantor(s) Name(s)	Doc. 2 – Grantor(s) Name(s)
Mayor and City Council of Cumberland	
Doc. 1 – Owner(s) of Record, if Different from Grantor(s)	Doc. 2 – Owner(s) of Record, if Different from Grantor(s)

#8 Transferred To

Doc. 1 – Grantee(s) Name(s)	Doc. 2 – Grantee(s) Name(s)
Nazir Gul	

New Owner's (Grantee) Mailing Address:
625 N. Centre Street, Cumberland, MD 21502

#9 Other Names to Be Indexed

Doc. 1 – Additional Names to be Indexed (Optional)	Doc. 2 – Additional Names to be Indexed (Optional)

#10 Contact/Mail Information

Instrument Submitted By or Contact Person
Name: Michael Scott Cohen
Firm Michael Scott Cohen, LLC
Address: 213 Washington Street, Cumberland, MD 21502
Phone: (301) 724-5200

☑ Return to Contact Person
☐ Hold for Pickup
☐ Return Address Provided

#11 IMPORTANT: *BOTH* THE ORIGINAL DEED *AND* A PHOTOCOPY MUST ACCOMPANY EACH TRANSFER

Assessment Information

☐ Yes ✓ No Will the property being conveyed be the grantee's principal residence?
☐ Yes ✓ No Does transfer include personal property? If yes, identify: _____
☐ Yes ✓ No Was property surveyed? If yes, attach copy of survey (if recorded, no copy required).

Space Reserved for County Validation

Assessment Use Only – Do Not Write Below This Line

Terminal Verification | Agricultural Verification | Whole | Part | Tran. Process Verification
Transfer Number | Date Received: | Deed Reference: | Assigned Property No.:

Year	20	20	Geo.	Map	Sub	Block
Land			Zoning	Grid	Plat	Lot
Buildings			Use	Parcel	Section	Occ. Cd.
Total			Town Cd.	Ex. St.	Ex. Cd.	

REMARKS:

Distribution: White – Clerk's Office; Pink – Office of Finance; Canary – SDAT; Goldenrod – Preparer
AOC-CC 300 (4/05)

ALLEGANY COUNTY CIRCUIT COURT (Land Records) DDL 2178, p. 0383, MSA_CE78_1867. Date available 12/07/2015. Printed 05/02/2018.

Regular Council Agenda
May 15, 2018

Description

Order correcting an address reference in Order No. 26,285 and authorizing the execution of a Deed Surrendering Possibility of Reverter / Right of Entry with Nazir Gul to surrender all right, title and interest of the City in the property at 534-536 Columbia Avenue to Mr. Gul as the requirements of the Deed of transfer of the property have been satisfied

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: _____May 15, 2018____**

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

THAT, pursuant to the provisions of Section 26 of the Charter of the City of Cumberland, Michael Scott Cohen be and is hereby reappointed to the position of City Solicitor for a four-year term, effective May 16, 2018 through May 16, 2022.

_____

Brian K. Grim, Mayor

Regular Council Agenda
May 15, 2018

Description

Order reappointing Michael Scott Cohen to the position of City Solicitor for a four-year term, effective May 16, 2018 through May 16, 2022

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: _____May 15, 2018____**

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

THAT, the sole source award to Belt Paving, Inc. to provide mill, patch and paving work in various locations throughout the city be and is hereby approved in the estimated unit price amount not-to-exceed One Million, Five Hundred Thousand Dollars ($1,500,000); and

BE IT FURTHER ORDERED, that, pursuant to Section 2-171 (c) of the City Code, this sole source proposal shall be awarded as part of the Maryland State Highway Administration's (SHA) existing contract with Belt Paving.

_____

Brian K. Grim, Mayor

Funding: Bond Funding
127.08D
127.08S
127.08E
127.099XB

Maryland State Highway Administration

Contract Schedule

Contract ID: XY5015177 **Project(s):** XY5015177

Apparent Low Bidder: V521860597000 BELT PAVING, INC

SECTION 0001 **STATE 100%** **$8,434,879.00**

Alt Set ID: **Alt Mbr ID:**

Proposal Line Number	Item ID / Description	Approximate Quantity and Units	Unit Price Dollars	Unit Price Cents	Bid Amount Dollars	Bid Amount Cents
1001	110500	35,000.000				
	PRICE ADJUSTMENT FOR DIESEL FUEL	EA	1		35,000.00	
1002	114006	350,000.000				
	5 INCH YELLOW PAVEMENT MARKING PAINT	LF	0.05		17,500.00	
1003	114011	350,000.000				
	5 INCH WHITE PAVEMENT MARKING PAINT	LF	0.05		17,500.00	
1004	114046	280.000				
	24 INCH WHITE PAVEMENT MARKING PAINT	LF	2.10		588.00	
1005	120510	280.000				
	MAINTENANCE OF TRAFFIC	UD	1		280.00	
1006	120562	50.000				
	ASPHALT FOR MAINTENANCE OF TRAFFIC	TON	59.40		2,970.00	
1007	120610	40.000				
	ARROW PANEL	UD	25		1,000.00	
1008	120625	1,100.000				
	TEMPORARY TRAFFIC SIGNS HIGH PERFORMANCE WIDE ANGLE RETROREFLECTIVE SHEETING	SF	70		77,000.00	
1009	120747	5,600.000				
	FLAGGER	HR	53.80		301,280.00	
1010	120820	60.000				
	DRUMS FOR MAINTENANCE OF TRAFFIC	EA	40		2,400.00	
1011	120860	25.000				
	PORTABLE VARIABLE MESSAGE SIGN	UD	55		1,375.00	

Maryland State Highway Administration

Contract Schedule

Contract ID: XY5015177 **Project(s):** XY5015177

Apparent Low Bidder: V521860597000 BELT PAVING, INC

SECTION 0001 **STATE 100%** **$8,434,879.00**

Alt Set ID: **Alt Mbr ID:**

Proposal Line Number	Item ID / Description	Approximate Quantity and Units	Unit Price Dollars	Unit Price Cents	Bid Amount Dollars	Bid Amount Cents
1012	120890	95.000				
	PROTECTION VEHICLE	UD	25		2,375.00	
1013	130850					
	MOBILIZATION	LUMP SUM			240,000.00	
1014	199000	280.000				
	CONES FOR MAINTENANCE OF TRAFFIC	EA	12		3,360.00	
2001	210019	4,000.000				
	SAW CUTS	LF	1		4,000.00	
2002	210025	300.000				
	REMOVAL OF EXISTING PAVEMENT	CY	150		45,000.00	
2003	210030	300.000				
	REMOVAL OF EXISTING MASONRY	CY	150		45,000.00	
5001	500000-LB	14,000.000				
	. ASPHALT REPAIRS MASTIC	LB	2.50		35,000.00	
5002	500000-LF	14,000.000				
	. CRACK SEAL	LF	0.80		11,200.00	
5003	504500	14,000.000				
	SUPERPAVE ASPHALT MIX 9.5MM FOR SURFACE, PG 64S-22, LEVEL 2	TON	73.65		1,031,100.00	
5004	504500	840.000				
	SUPERPAVE ASPHALT MIX 9.5MM FOR SURFACE, PG 64S-22, LEVEL 2 FOR ENTRANCES	TON	140		117,600.00	
5005	504518	4,700.000				
	SUPERPAVE ASPHALT MIX 9.5MM FOR WEDGE/LEVEL, PG 64S-22, LEVEL 2	TON	77.05		362,135.00	

Maryland State Highway Administration

Contract Schedule

Contract ID: XY5015177 **Project(s):** XY5015177

Apparent Low Bidder: V521860597000 BELT PAVING, INC

SECTION 0001 **STATE 100%** **$8,434,879.00**

Alt Set ID: **Alt Mbr ID:**

Proposal Line Number	Item ID / Description	Approximate Quantity and Units	Unit Price Dollars	Unit Price Cents	Bid Amount Dollars	Bid Amount Cents
5006	504530	19,500.000				
	SUPERPAVE ASPHALT MIX 12.5MM FOR SURFACE, PG 64S-22, LEVEL 2	TON	73.65		1,436,175.00	
5007	504532	8,270.000				
	SUPERPAVE ASPHALT MIX 12.5MM FOR SURFACE, PG 64S-22, LEV 4	TON	68		562,360.00	
5008	504546	5,600.000				
	SUPERPAVE ASPHALT MIX 12.5MM FOR PATCHING UP TO 3 INCHES, PG 64S-22, LEVEL 2	TON	103.05		577,080.00	
5009	504568	15,400.000				
	SUPERPAVE ASPHALT MIX 19.0MM FOR PARTIAL-DEPTH PATCH , PG 64S-22, LEVEL 2	TON	103.05		1,586,970.00	
5010	504600	228,000.000				
	PRICE ADJUSTMENT FOR ASPHALT BINDER	EA	1		228,000.00	
5011	504605	114,000.000				
	PAYMENT ADJUSTMENT FOR PAVEMENT DENSITY	EA	1		114,000.00	
5012	504615	114,000.000				
	PAYMENT ADJUSTMENT FOR ASPHALT MIXTURE	EA	1		114,000.00	
5013	530101	252,000.000				
	GRINDING ASPHALT PAVEMENT 0 INCH TO 2 INCH	SY	1.43		360,360.00	
5014	530106	140,000.000				
	GRINDING ASPHALT PAVEMENT 0 INCH TO 1 INCH	SY	1.40		196,000.00	
5015	535100	228,000.000				
	PAVEMENT SURFACE PROFILE PAY ADJUSTMENT	EA	1		228,000.00	

Maryland State Highway Administration

Contract Schedule

Contract ID: XY5015177 **Project(s):** XY5015177

Apparent Low Bidder: V521860597000 BELT PAVING, INC

SECTION 0001 **STATE 100%** **$8,434,879.00**

Alt Set ID: **Alt Mbr ID:**

Proposal Line Number	Item ID / Description	Approximate Quantity and Units	Unit Price Dollars	Unit Price Cents	Bid Amount Dollars	Bid Amount Cents
5016	549001	240,000.000				
	5 INCH WHITE PAVEMENT MARKING PAINT LINES	LF	0.25		60,000.00	
5017	549003	240,000.000				
	5 INCH YELLOW PAVEMENT MARKING PAINT LINES	LF	0.25		60,000.00	
5018	549005	9,800.000				
	10 INCH WHITE PAVEMENT MARKING PAINT LINES	LF	0.29		2,842.00	
5019	549401	43,400.000				
	5 INCH WHITE THERMOPLASTIC PAVEMENT MARKINGS	LF	1.05		45,570.00	
5020	549403	43,400.000				
	5 INCH YELLOW THERMOPLASTIC PAVEMENT MARKINGS	LF	1.05		45,570.00	
5021	549609	420.000				
	12 INCH WHITE PREFORMED THERMOPLASTIC PAVEMENT MARKING LINES	LF	9.40		3,948.00	
5022	549617	560.000				
	24 INCH WHITE PREFORMED THERMOPLASTIC PAVEMENT MARKING LINES	LF	17.70		9,912.00	
5023	549620	420.000				
	WHITE PREFORMED THERMOPLASTIC PAVEMENT MARKING LEGENDS AND SYMBOLS	SF	15.60		6,552.00	
5024	549713	280.000				
	PAVEMENT MARKER REFLECTOR LENSES	EA	6.25		1,750.00	
5025	549717	140.000				
	GROOVE CUTS	EA	48		6,720.00	

Maryland State Highway Administration

Contract Schedule

Contract ID: XY5015177 **Project(s):** XY5015177

Apparent Low Bidder: V521860597000 BELT PAVING, INC

SECTION 0001 **STATE 100%** **$8,434,879.00**

Alt Set ID: **Alt Mbr ID:**

Proposal Line Number	Item ID / Description	Approximate Quantity and Units	Unit Price Dollars	Unit Price Cents	Bid Amount Dollars	Bid Amount Cents
5026	571050	280.000				
	PORTLAND CEMENT CONCRETE PAVEMENT REPAIRS TYPE I (12 HOURS)	SY	150		42,000.00	
5027	571150	14,000.000				
	CRACK FILLING	LF	0.80		11,200.00	
5028	571300	77,000.000				
	RUMBLE STRIPS	LF	0.34		26,180.00	
5029	599150	70.000				
	VARIABLE DEPTH PATCHING USING GRADED AGGREGATE BASE COURSE	TON	126.70		8,869.00	
5030	599160	1,400.000				
	SUPERPAVE ASPHALT MIX 12.5MM FOR BRIDGE APPROACHES, PG 64S-22, LEVEL 2	TON	138.35		193,690.00	
6001	600000-SY	420.000				
	. 50/50 MIXTURE FOR SHOULDER EDGE DROPOFF	SY	23.40		9,828.00	
6002	615582	16,100.000				
	ASPHALT CURB	LF	5		80,500.00	
6003	616250	1,820.000				
	CRUSHER RUN AGGREGATE CR-6 FOR SHOULDER EDGE DROPOFF	TON	22		40,040.00	
6004	616700	42,000.000				
	SHOULDER RUMBLE STRIPS	LF	0.55		23,100.00	

Total Bid: **$8,434,879.00**

Regular Council Agenda
May 15, 2018

Description

Order accepting the sole source proposal of Belt Paving to provide mill, patch and paving work in various locations throughout the city in the estimated unit price amount not-to-exceed $1,500,000; this bid is awarded as part of Maryland SHA's existing contract with Belt Paving

Approval, Acceptance / Recommendation

It is the Engineering Department's recommendation to accept the sole source proposal from Belt Paving, Inc. to provide mill, patch and paving work in various locations throughout the City. This sole source award shall be awarded as part of Maryland State Highway Administration's (SHA) Contract No. XY5015177 with Belt Paving, Inc., pursuant to Section 2-171(c) of the City Code. This award would be an estimated unit price amount not to exceed One Million Five Hundred Thousand Dollars ($1,500,000.00)

☑ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

$1,500,000.00

Source of Funding (if applicable)

Bond Funding:
127.08D
127.08S
127.08E
127.099XB

- Order -

of the

Mayor and City Council of Cumberland

MARYLAND

ORDER NO. _____ **DATE:** __May 15, 2018

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

THAT, the sole source proposal of Carl Belt, Inc., 11521 Milnor Avenue, Cumberland, Maryland, 21502, for the emergency repair of the Koon Dam Bridge sidewalk in the total amount not to exceed Forty-two Thousand, Three Hundred Eighty Dollars and No Cents ($42,380.00) be and is hereby approved; and

BE IT FURTHER ORDERED, this this award shall be made on a sole source basis due to the emergency nature of the repairs, as provided by Section 2-171(c) of the City Code.

_____

Brian K. Grim, Mayor

Funding: 002.299D.63000

CARL BELT
INCORPORATED

CONTRACTING -- ENGINEERING

Telephone: 301-729-8900
FAX Number: 301-729-0163

11521 MILNOR AVENUE
UPPER POTOMAC INDUSTRIAL PARK

POST OFFICE BOX 1210
CUMBERLAND, MD 21501-1210

April 16, 2018

City of Cumberland
57 N. Liberty Street
Cumberland, MD 21502
Attn: Robert Smith, PE

RE: KOON DAM SIDEWALK REPAIR

Dear Mr. Smith,

Carl Belt, Incorporated is pleased to present our proposal for the above referenced project. Our scope of work is as follows:

SCOPE OF WORK

- Install shoring/debris shield under sidewalk area to be repaired
- Demo and repair loose concrete on (1) overhead support beam end
- Demo existing sidewalk and curb (approximately 4' wide x 12' long)
- Install new epoxy coated rebar and dowels
- Form & pour new concrete sidewalk with curb using MDSHA mix #6 concrete

PRICE $23,780.00

CLARIFICATIONS

- Price **excludes** any permits, flagging, MOT devices, or repairs to parapet wall
- Price includes a snooper truck rental for 2 days
- Shoring and forms under bridge to remain in place

If you should have any questions regarding this quote, please do not hesitate to contact me.

Sincerely,

CARL BELT, INCORPORATED

Jared Burkett
Vice President

JB/ph

CC: CBjr/DM/MF/JI/File

CB-18-069.1

Gmail by Google

Kim Root <kim.root@cumberlandmd.gov>

Fwd: Koon Dam Sidewalk Repair

1 message

Robert Smith, PE <robert.smith@cumberlandmd.gov> Fri, Apr 27, 2018 at 11:01 AM
To: Kim Root <kim.root@cumberlandmd.gov>

See Jeff's approval below.

Robert Smith, P.E.
Cumberland Senior Engineer
57 N. Liberty Street
Cumberland, MD 21502
Office 301-759-6548
Cell 301-268-1180
FAX 301-759-6608
email: robert.smith@cumberlandmd.gov

---------- Forwarded message ----------
From: **Jeff Rhodes** <jeff.rhodes@cumberlandmd.gov>
Date: Mon, Apr 16, 2018 at 10:48 AM
Subject: Re: Koon Dam Sidewalk Repair
To: "Robert Smith, PE" <robert.smith@cumberlandmd.gov>
Cc: John DiFonzo <john.difonzo@cumberlandmd.gov>, Ken Tressler <ken.tressler@cumberlandmd.gov>, Brooke Cassell <brooke.cassell@cumberlandmd.gov>, Rodney Marvin <rodney.marvin@cumberlandmd.gov>, Zach Sloane <zach.sloane@cumberlandmd.gov>

I approve.

Jeffrey D. Rhodes, ICMA-CM
City Administrator
City of Cumberland, Maryland
301-759-6424

Email: jeff.rhodes@cumberlandmd.gov
Website: www.cumberlandmd.gov

On Mon, Apr 16, 2018 at 10:40 AM, Robert Smith, PE <robert.smith@cumberlandmd.gov> wrote:

John and I met with Lehman Engineers on 3/38 during their inspection of the Koon Dam. The inspectors identified a hole in the curb/sidwalk of the bridge which is shown in the attached picture. The consultant informed PennDOT of this emergency issue on 3/28, deeming the situation to be critical and requiring immediate remedial action.The deteriorated section is located above the spillway which will make repair efforts much more difficult. The 12 FT long section of sidewalk in the picture needs to be completely removed due to corrosion of the adjacent concrete. Basically, all the light colored portion of the concrete in the picture must be replaced and the handrail should remain in place. Repairs to the sidewalk will require personnel to access the underside of the sidewalk (in the spillway) to form the new sidewalk.

The Street department looked at the issue and advised that they are not capable of performing this repair. The sidewalk in this area has been closed and barricaded since 3/28.

John and I met with Belt VP Jared Burkett on 3/29 to review how to potentially repair the sidewalk. Belt is recommending that they rent a snooper truck to access the bottom side of the sidewalk. The snooper truck can articulate to safely maneuver personnel into position to install forms for the new sidewalk (see the picture below). The contractor would first install the forms on the underside of the deck using the snooper truck. They would then perform the demolition and pour the new sidewalk from the top side of the bridge after the snooper truck left the site. The snooper truck rental fee is $3,500 per day.

We also investigated the potential use of suspended scaffolding but this option has been deemed infeasible due to safety concerns for manpower.

Belt has provided a quote to rent the snooper truck and then repair the sidewalk for an approximate cost of $24,100. The forms will be abandoned in place at this time. In the future, a larger repair effort will be required and the forms for this repair would be removed at that time. The unit cost for replacing the sidewalk (less the rental fee) is $1,200/FT.

At this time, I'm not certain how quickly the contractor can install the forms, so the quote includes two days of rental fees. I would like to recommend funding approval not-to-exceed $36,000 to repair the sidewalk. This would potentially allow the contractor to replace additional sidewalk, while we still have the snooper truck (potentially replacing 24 FT). This would allow us to maximize the work performed while we had the 2-day rental since all of this sidewalk will require replacement in the near future. If the contractor and myself do not feel that 24 FT of form work can be installed in the two days, we will only do the 12 FT in the quote.

John and I believe the work for the emergency repair should be sole-sourced to Belt Construction because they have the resources and expertise to safely execute this work in the time frame provided. The Koon Dam has minimal traffic, so it will not be shutdown during repairs. The construction site will be coned off and signs will be installed to notify drivers of the one lane condition. There is sufficient sight distance on the bridge to allow drivers to safely navigate the site during construction.

Please review and advise your thoughts. Thanks.

Robert Smith, P.E.
Cumberland Senior Engineer
57 N. Liberty Street
Cumberland, MD 21502
Office 301-759-6548
Cell 301-268-1180
FAX 301-759-6608
email: robert.smith@cumberlandmd.gov

03 28 2018

301-729-8900

Fax No. 301-729-0163

INVOICE

CARL BELT
INCORPORATED

CONTRACTING . . ENGINEERING

OFFICE AND YARD
11521 MILNOR AVENUE BOWLING GREEN

POST OFFICE BOX 1210
CUMBERLAND,MARYLAND 21501-1210

TO **City of Cumberland**
57 N. Liberty Street
Cumberland, MD 21502
Attn: Robert Smith, PE

DATE April 30, 2018
Invoice No. 36041

TERMS-NET CASH.
INTEREST AT THE RATE OF 1½ % PER MONTH (ANNUAL RATE 18%) WILL BE CHARGED ALL BALANCES THAT BECOME 30 DAYS

RE: Koon Dam Sidewalk Repair
Belt Job #4772

To invoice you to demo existing sidewalk and form and pour new sidewalk.

Total Amount Per Proposal Dated 4/16/18		$23,780.00
Add: Additional demo of existing sidewalk & curb	15.5' @ $1,200/LF	18,600.00
TOTAL AMOUNT DUE THIS INVOICE		**$42,380.00**

Regular Council Agenda
May 15, 2018

Description

Order approving the Sole Source proposal of Carl Belt, Inc. for emergency repairs to the Koon Dam Bridge sidewalk in the not-to-exceed total amount of $42,380

Approval, Acceptance / Recommendation

It is the Engineering Department's recommendation to award a sole source emergency contract to Carl Belt, Inc. for emergency repairs to the Koon Dam Bridge sidewalk in the amount not-to-exceed $42,380. The original approved quote was in the amount of $23,780. After the initial work was completed it was discovered that an additional 15.5 LF of concrete work allowed the sidewalk to be supported directly on a pier support to provide the safest construction. The total award is therefore for $42,380.00.

The sole source proposal was approved by Jeff Rhodes per the attached email.

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

$42,380.00

Source of Funding (if applicable)

002.299D.63000

- Order -

of the

Mayor and City Council of Cumberland

MARYLAND

ORDER NO. _____ **DATE:** _____May 15, 2018____

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

THAT, the following May 2, 2018 bids for surplus vehicles and equipment be and are hereby accepted as follows and all other bids are hereby rejected:

No.	UNIT	YEAR	MAKE AND MODEL	VIN/SERIAL NUMBER	Bidder	Bid Amount
1	203	2001	CHEVROLET 4X4 PICKUP TRUCK	1GCDT19W718203086	Wayne Long	$ 355.00
2	211	1995	INTERNATIONAL DUMP TRUCK	1HTSEAANXSH676974	Stuart Shaffer	2,780.00
3	213	1992	INTERNATIONAL DUMP TRUCK	1HTSEPHN9NH442418	Stuart Shaffer	1,600.00
4	225-1		COMPRESSOR		Stuart Shaffer	399.00
5	307	1995	CHEVROLET CAB/CHASSIS W/COMPRESSOR	1GBHC34F2SE156562	Robert Bennett	505.00
6	335	1997	CHEVROLET EXTENDED CAB	1GCGK29R3VE143606	Michael Lawrence	329.00
7	316	1997	CHEVROLET CAB CHASSIS / MOUNTED COMP	1GBHC34FXVE180337 / 6A10506	Bay Iron Works, Inc.	2,100.00
8	384	1991	FORD F-600 DUMP TRUCK	1FDNK64P3MVA13467	George Brabson	850.00
9	382 D	1998	INTERNATIONAL DUMP TRAILER	1Z9DC3430WM048383	Delmas Ray Brabson	2,500.00
10	382 F	1953	FREUHAUF TRAILER	XFW7709	Delmas Ray Brabson	800.00
11	318	1990	FORD CF7000 CRANE TRUCK	9BFXH70P7LDM01996	Delmas Ray Brabson	1,200.00
12	319	2000	FORD F650 DUMP TRUCK	3FDNF6585YMA27768	Stuart Shaffer	2,050.00
13	915	1970	TRAILER MODEL LS370 W/4 PLY TIRES	2701	Robert Bennett	41.00
14	607	2001	FORD F350 4 X 4 PICKUP TRUCK	1FTWX33L61EB06938	George Brabson	2,800.00
15	715	1994	FORD F-350 4x4 PICKUP	1FTHF36HORNA00564	Delmas Ray Brabson	1,500.00
16	902-1		TRAILER W/WELDER & COMPRESSOR		Robert Bennett	379.50

17	944	1972	CLARK FORKLIFT C500-40 / 2314613	2314613 LM4	Jackson Used Autos	250.00
18	805	1999	CHEVROLET BLAZER	1GNDT13WXXK178566	Michael Lawrence	209.00
					TOTAL:	**$ 20,647.50**

Brian K. Grim, Mayor

Mayor and City Council of Cumberland

2018 Sale of Surplus Vehicles and Equipment

Bid Opening Date: May 2, 2018, City Hall Council Chambers 2:30 p.m.

			VIN 03086	VIN 76974	VIN 42418		VIN 56562	VIN 43606	VIN 180337	VIN 13467	VIN 48383	VIN 7709	VIN 01996	VIN 27768	2701	VIN 06938	VIN 00564		2314613	VIN 78566
			Chevy 4x4 Pickup	Intn'l Dump Tr	Intn'l Dump Tr	Compressor	Chev Cab / chassis / comp	Chev Ext Cab	Chev Cab w/ Compressor	Ford F-600 Dump	Intn'l Dump Trailer	Freuhauf Trailer	Ford CF7000 Crane Tr	Ford F650 Dump Tr	Trailer w/ Tires	Ford F-350 Pickup	Ford F-350 Pickup	Trailer w/ welder comp	Clark Forklift	Chevy Blazer
			*No.1	No. 2	No. 3	No. 4	No. 5	No. 6	No. 7	No. 8	No. 9	No. 10	No. 11	No. 12	No. 13	No. 14	No. 15	No. 16	No. 17	No. 18
Bidder	**Affidavit**	**Adden**																		
Michael Lawrence	X	X	$355.00				$211.00	$329.00	$155.00								$229.00			$209.00
Delmas Ray Brabson	X	X				$200.00			$225.00		$2,500.00	$800.00	$1,200.00		$25.00	$1,700.00	$1,500.00	$200.00	$200.00	
Mark Stafford	X	X			$1,192.89				$789.62				$201.52							
Robert Bennett	X	X					$505.00		$709.00				$1,062.50	$1,257.00	$41.00	$2,552.00	$262.00	$379.50		
George Brabson	X	X								$850.00						$2,800.00				
Neal Oakman	X	X														$2,288.88		$138.65	$68.65	
Jackson Used Autos	X	X	$100.00				$256.00	$100.00	$505.00		$500.00					$500.00	$256.00	$250.00	$250.00	
Wayne Long	X	X	$355.00		$265.00				$653.00		$300.00	$150.00	$1,124.00			$708.00	$346.00	$100.00		
Bay Iron Works, Inc.	X	X							$2,100.00							$1,500.00				
Stuart Shaffer	X	X		$2,780.00	$1,600.00	$399.00								$2,050.00						
Charles Gregory Snyder	X	X																$50.00		
Adam Abe	X	X															$250.00	$100.00		
Travel Broll	X	X	$201.99													$125.99	$425.99	$150.99		

*In accordance with bid documents stating procedure in the case of a tie bid, random selection determined the winning bid to be Wayne Long.

Bids will be reviewed and a recommendation for award will be made to the Mayor and City Council.

Regular Council Agenda
May 15, 2018

Description

Order accepting various bids submitted May 2, 2018 for certain surplus vehicles and equipment totaling $20,647.50

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:** _____May 15, 2018____

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

THAT, the Mayor be and is hereby authorized to execute a Community Legacy Program Promissory Note Modification by and between the City and The Department of Housing and Community Development related to the 1) Upper Story Redevelopment Program and 2) the Decatur Heights Self-Help Homeownership Program to redefine terms of repayment.

_____

Brian K. Grim, Mayor

Borrower: City of Cumberland
Loan No.: 20401; 20403

COMMUNITY LEGACY PROGRAM
PROMISSORY NOTE MODIFICATION

THIS COMMUNITY LEGACY PROGRAM PROMISSORY NOTE MODIFICATION (this "**Modification**") is made and entered into this _____ day of April 2018, by and between the CITY OF CUMBERLAND (the "**Borrower**"), and the DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT of the State of Maryland (the "**Department**") with its principal place of business at 7800 Harkins Road, Lanham, Maryland 20706.

RECITALS

A. In connection with a Community Legacy Program Agreement dated June 30, 2004, by and between Borrower and the Department (the "**Loan Agreement**"), Borrower executed a Community Legacy Program Promissory Note (the "**Note**") dated June 30, 2004, in the original principal sum of Three Hundred and Eighty Thousand and 00/100 Dollars ($380,000.00) evidencing a loan from the Department to the Borrower (the "**Loan**").

B. The Loan Agreement and Note were related to two projects: (i) the Upper Story Redevelopment Program (Project No.: 20401) (the "**Upper Story Program**"); and (ii) the Decatur Heights Self-Help Homeownership Program (Project No.: 20403) (the "**Decatur Heights Program**").

C. The Upper Story Program received $180,000 under the Loan Agreement and Note. Of that $180,000, $90,000 was to be forgiven under certain circumstances, which have occurred, and $90,000 remains outstanding. On May 11, 2005, the Borrower used the money advanced under the Upper Story Program to fund a loan in the amount of Eighty-Five Thousand Seven Hundred and Fifty and 00/100 Dollars ($87,500.00) to Midson, Inc. ("**Midson**") secured by real property located at 37-45 Baltimore Street, Cumberland, Maryland (the "**37 Baltimore Property**").

D. The Decatur Height Program received $200,000 under the Loan Agreement and Note and used that money to fund loans to third-party purchasers of real property in the City of Cumberland. On February 23, 2006, the Borrower loaned Sixty Five Thousand and 00/100 Dollars ($65,000.00) to Gail and Steve Hall secured by real property located at 108 Decatur Street, Cumberland, Maryland (the "**108 Decatur Property**"). On February 23, 2007, the Borrower loaned Sixty Five Thousand and 00/100 ($65,000) to Larcorp, LLC ("**Larcorp**") and secured by real property located at 138 Baltimore Street, Cumberland, Maryland. ("**138 Baltimore**"). On January 25, 2009, the Borrower loaned Sixty-Five Thousand and 00/100 Dollars ($65,000.00) to Marc and Elizabeth Nelson secured by real property located at 113 Decatur Street, Cumberland, Maryland (the "**113 Decatur Property**").

E. On January 22, 2013, Larcorp filed a Chapter 7 bankruptcy proceeding in the Northern District of West Virginia, and ceased operations. 138 Baltimore was foreclosed on and the City of Cumberland expects no further repayments on the Larcorp loan.

F. On February 21, 2018, the Maryland Board of Public Works, on the request of the Department agreed to forgive Sixty-Five Thousand and 00/100 Dollars ($65,000.00) from the original principal sum of the Promissory Note, which forgave the funds loaned to Larcorp that will not be collected.

G. The remaining properties that received funds advanced to the City of Cumberland under the Loan Agreement and the Note are the 37 Baltimore Property, the 108 Decatur Property and the 113 Decatur Property and shall be collectively referred to as the Cumberland Properties.

H. The Borrower has repaid Nine Thousand and Five Hundred and 00/100 Dollars ($9,500.00) to the Department as an administrative fee.

I. The outstanding Principal Sum due under the Note is Two Hundred and Fifteen Thousand Five Hundred and 00/100 ($215,500.00).

J. The Borrower and the Department wish to amend the terms of the Note in accordance with this Modification.

NOW THEREFORE WITNESSETH, for good and valuable consideration, the receipt, adequacy, and sufficiency of which are hereby acknowledged, the parties hereby amend the Note as follows:

1. The Recitals are hereby fully incorporated into the terms of this Modification.

2. Paragraph 1 of the Note is hereby deleted in its entirety and replaced with the following paragraph:

1. The Borrower promises to pay the Department the Principal Sum of this Note, together with interest on the Principal Sum at the rate of zero percent (0%) per annum, together with all assessments, taxes and premiums as follows:

(a) Within 60 days after the receipt of any Proceeds from the sale or transfer of (i) the 113 Decatur Property in an amount of not less than $65,000, (ii) the 108 Decatur Property in an amount of not less than $65,000, or (iii) the 37 Baltimore Property in an amount of not less than $87,500, the Borrower shall make a payment on the Loan in the amount of all such Proceeds received.

(b) The Loan shall mature in full 60 days after the sale or transfer of the last of the Cumberland Properties, and all amounts previously unpaid and due and owing from the Borrower to the Department under the Note shall be due and payable.

3. Except as specifically amended by this Modification, all terms and conditions of the Note remain in full force and effect.

4. All of the terms and conditions of the Note and this Modification shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF, the parties have caused this Modification to be executed on the day indicated above.

WITNESS:

CITY OF CUMBERLAND

_____

By: _____(SEAL)
Name: Brian K. Grim
Title: Mayor

CONSENTED TO BY:

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT, a principal department of the State of Maryland

_____

By: _____(SEAL)
Allen W. Cartwright, Jr., Director
Division of Credit Assurance

Regular Council Agenda
May 15, 2018

Description

Order authorizing execution of a Community Legacy Program Promissory Note Modification with the DHCD to redefine terms of repayment of funds related of the 1) Upper Story Redevelopment Program and 2) Decatur Heights Self-Help Homeownership Program

Approval, Acceptance / Recommendation

A specific timeline has now been established for the City to return funds once funds are returned due to sale or refinance of the previously funded project locations. Additionally, the modification removes the language that obligates the City to repay all funding by the original term date.

☐ Budgeted

☐ 1st Reading
☐ 2nd Reading
☐ 3rd Reading

Value of Award (if applicable)

Source of Funding (if applicable)