



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilman James L. Furstenberg
Councilwoman Laurie P. Marchini

City Administrator Jeffrey F. Silka
City Solicitor Michael Scott Cohen
City Clerk Allison K. Layton

AGENDA

M&CC Regular Public Meeting
57 N. Liberty Street, Cumberland, MD 21502

DATE: November 19, 2024

OPEN SESSION – 6:15 PM

Pledge of Allegiance

Roll Call

Presentations

1. Presentation of a Certificate of Recognition to the Allegany High School Historical Research Methods Class for their work on the history of Baltimore Street
- [2.](#) Mayor Raymond Morriss to administer the Oath of Office to Patrol Officer Amanda Flanagan and Patrol Officer Logan Talley

Proclamations

- [1.](#) Proclaiming Saturday, November 30, 2024 as Small Business Saturday in the City of Cumberland
- [2.](#) Proclaiming November 2024 to be Municipal Government Works Month

Director's Reports

(A) Administrative Services

- [1.](#) Administrative Services Monthly Report for October 2024

(B) Public Works

- [1.](#) Maintenance Division Monthly Report for October 2024

(C) Fire

- [1.](#) Fire Department Monthly Report for October 2024

(D) Police

- [1.](#) Police Department Monthly Report for October 2024

E) Utilities - Flood, Water, Sewer

- [1.](#) Utilities Division Water/Sewer Monthly Report for October 2024

Approval of Minutes

- [1.](#) Approving the Closed Work Session, Open Work Session and Regular Session Minutes for November 4, 2024

Public Comments – FOR AGENDA ITEMS ONLY

All public comments are limited to 5 minutes per person

New Business

(A) Orders (Consent Agenda)

- [1.](#) Order 27,598 - authorizing the execution of Change Order No. 2 with Triad Engineering for additional work not specified in the original contract for the MSC Fuel Tank Replacement Project (City Project 2023-14-PBLD), consisting of an electrical panel, additional paving between the fuel island and salt dome and additional paving around the AST concrete pad in the amount of \$36,650, bringing the total contract price not to exceed \$606,244
- [2.](#) Order 27,599 - authorizing the Chief of Police to enter into a Memorandum of Understanding with the Governor's Office of Crime Prevention and Policy (GOCPP) for the purpose of establishing and implementing the legislatively mandated "End the Violence" Public Resources Organizing to End Crime Together (PROTECT) Program
- [3.](#) Order 27,600 - authorizing the formal adoption of the City of Cumberland Mission Statement
- [4.](#) Order 27,601 - authorizing the execution of an Outdoor Dining Lease Agreement with Corner Tavern & Cafe LLC for the use of the public right of way immediately in front of and adjacent to the property for outside cafe dining for a term effective November 19, 2024 through October 31, 2025
- [5.](#) Order 27,602 - accepting the proposal from Shaffer Construction Co. for paving work on Memorial Avenue from Arundel Street to Oldtown Road with the addition of a crown in the street to provide proper run-off as a part of the Memorial Avenue Paving Project (City Project 2024-11-PVG) in the amount not to exceed \$42,785
- [6.](#) Order 27,603 - authorizing the renewal of the contract with Denali Water Solutions for the "WFP Residuals Management Transportation, Storage, Beneficial Use and/or Disposal" Project (33-20-WFP) in variable amounts based on material generated for a term of February 1, 2025 through January 31, 2026
- [7.](#) Order 27,604 - authorizing the approval of Change Order No. 2 to the Sole Source contract from AquaLaw PLC in the amount of \$1,584 to extend the 1998 Consent Order issued by the Maryland Department of the Environment (MDE) to address Combined Sewer Overflows (CSOs), with the additional cost being split evenly between the City of Cumberland, the City of Frostburg, Allegany County, and LaVale

- [8.](#) Order 27,605 - accepting the bid from Kauffman Metals, Inc. for the purchase of a Post Frame Structure for Constitution Park in an amount not to exceed \$26,728
- [9.](#) Order 27,606 - accepting the sole source proposal from Link Computer Corporation for the renewal of the Cisco WebEx cloud based phone system for a one year term from November 28, 2024 to November 28, 2025, in the amount not to exceed \$30,135
- [10.](#) Order 27,607 - declaring certain City-owned property at 461 Central Avenue and 921 Lexington Avenue to be surplus and authorizing them for sale

Public Comments

All public comments are limited to 5 minutes per person

Adjournment

File Attachments for Item:

2. Mayor Raymond Morriss to administer the Oath of Office to Patrol Officer Amanda Flanagan and Patrol Officer Logan Talley

Council Agenda Summary

Meeting Date: November 19, 2024

Key Staff Contact: Chief Chuck Ternent

Item Title: Oath of Office

Summary of project/issue/purchase/contract, etc for Council:

Mayor Raymond Morriss to administer the Oath of Office to Patrol Officer Amanda Flanagan and Patrol Officer Logan Talley.

Amount of Award:

Budget number:

Grant, bond, etc. reference:

File Attachments for Item:

1. Proclaiming Saturday, November 30, 2024 as Small Business Saturday in the City of Cumberland

City of Cumberland

~ MARYLAND ~

Proclamation

- WHEREAS,** *The City of Cumberland, MD, celebrates our local small businesses and the contributions they make to our local economy and community; and*
- WHEREAS,** *according to the United States Small Business Administration, there are 34.7 million small businesses in the United States, small businesses represent 99.7% of firms with paid employees, small businesses are responsible for 61.1% of net new jobs created since 1995, and small businesses employ 45.9% of the employees in the private sector in the United States, and*
- WHEREAS,** *68 cents of every dollar spent at a small business in the U.S. stays in the local community and every dollar spent at small businesses creates an additional 48 cents in local business activity as a result of employees and local businesses purchasing local goods and services; and*
- WHEREAS,** *59% of U.S. consumers aware of Small Business Saturday shopped or ate at a small, independently owned retailer or restaurant on Small Business Saturday 2023; and*
- WHEREAS,** *Cumberland, MD, supports our local businesses that create jobs, boost our local economy, and preserve our communities; and*
- WHEREAS,** *Advocacy groups, as well as public and private organizations, across the country have endorsed Saturday after Thanksgiving as Small Business Saturday*

Now, Therefore, the Mayor and City Council of Cumberland,
do hereby proclaim November 30, 2024 as

“SMALL BUSINESS SATURDAY”

and urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday – celebrating its 15th year in 2024 – and Shop Small throughout the year.

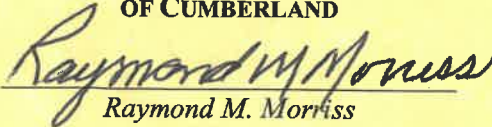
Given under our Hands and Seals this 19th day of November, in the Year 2024,
with the Corporate Seal of the City of Cumberland hereto attached,
duly Attested by the City Clerk.

ATTEST:


Allison Layton
City Clerk



MAYOR AND CITY COUNCIL
OF CUMBERLAND


Raymond M. Morris
Mayor

File Attachments for Item:

2. Proclaiming November 2024 to be Municipal Government Works Month

City of Cumberland
~ MARYLAND ~

Proclamation

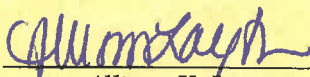
- WHEREAS,** *The City of Cumberland was established by an act of the Maryland General Assembly in 1815 and now stands as the County Seat of Allegany County; and*
- WHEREAS,** *Municipal government has historically fostered a strong foundation for government service and cooperation at the county, state, and federal levels of government and represents the most responsive level of government, allowing citizens direct access to their elected officials; and*
- WHEREAS,** *municipalities work to enhance the quality of life of residents by providing services such as public safety, public works, planning and zoning, water and waste services, historical preservation, election processes, and parks and recreation; and*
- WHEREAS,** *in an effort to educate citizens about municipal government and the importance of taking part in the local civic process, the Mayor and City Council of Cumberland are proud to promote municipal government awareness.*

Now, Therefore, the Mayor and City Council of Cumberland,
do hereby proclaim the month of November, 2024 to be

"MUNICIPAL GOVERNMENT MONTH"

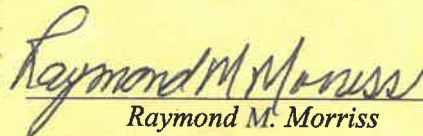
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Allison K. Layton
City Clerk



**MAYOR AND CITY COUNCIL
OF CUMBERLAND**


Raymond M. Morriss
Mayor

File Attachments for Item:

. Administrative Services Monthly Report for October 2024

Administrative Services Monthly Report for October, 2024

2024

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 October, 2024.

Information Technology Department

October 2024

Johnna Byers, Director

Statistics

201 new help desk requests
144 help desk requests resolved

Activities

Major department initiatives in the past month include:

- Continue Active Directory migration project
- Deal with side effects of said migration project
- Assist with police mobile data terminal issues
- Assist with Time and Attendance HR Project
- Coordinate Parking System replacement project

Parks and Recreation

October 2024

Ryan Mackey, Director

Baseball/ Softball League – N/A

Soccer/Football League play and practices for October:

The City of Cumberland provides fields for the following leagues:

Girls Softball, Fall Instructional League

Dapper Dan Fall League

JCP Soccer League

AVID Soccer Club

Renegades Pee Wee Football

Note – October concluded regular field usage for the fall season with the exception of only special event practices.

Pavilion Reservations and usage for the month of October - 5 reservations. Pavilion reservations closed October 31, for the season to resume in the spring.

Seasonal Employees – October concluded the staffing of seasonal employees of the park watchmen at Constitution Park. Restrooms will be open on a daily basis only until Winterization of these facilities begins in Mid to Late November.

Halloween Event at the Park – Constitution hosted over 100 kids and their parents. The event, in coordination with Friends of Constitution Park, offered a costume contest, hayrides, a haunted trail, and City Council handing out Candy. The event was well received.

Afterschool Program Christmas Event – Planning for students with the Afterschool Program from four local Elementary Schools to visit City Hall and Downtown Cumberland Christmas Tree in December. Mr. Brad Ditto, Director of the Afterschool Program will organize the groups transportation to City Hall to view the decorations, visit with Santa, treats and more.

Meetings attended:

Monthly Recreation Advisory Board Meeting – October 7

Trails discussion – Oct 16

MRPA Park maintenance equipment Expo – Oct 25

Special events meeting x2

Upcoming:

Recreation Advisory Board Meeting – Monday November 4

Afterschool Program – Students visit City Hall Christmas Party

New Year's Eve Fireworks

FY2026 budget preparation

Begin Planning for 2025 Season

Preparations for 5-year plan

□

CODE COMPLIANCE

Kevin Thacker, Code Compliance Manager

Noted Activity:

- Grants completed:
 - 1604 Ford Ave, \$70,628.25 renovation
 - 13 W. Clement St., \$44,923.58 renovation
 - 236 Glen St.. \$57,343.13 renovation
- Grant award of \$15,000.00 for 104 Oak St.
- Permits issued for:
 - 65 Baltimore St., \$3,000,000.00 renovation
 - 3 Commerce Dr., \$233,300.00 upgrade
 - 1107 Cherrywood Ave., \$377,500.00 new single-family dwelling

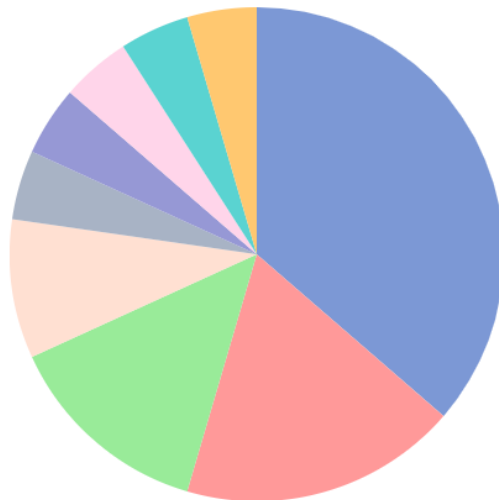
Code Enforcement Activity:

50 new cases received – 20 of those are still open

21 violations were found

30 cases have been resolved

Open Date From: 10/01/2024
Open Date To: 10/31/2024



Violations by Violation Type			
	Dwellings, yards and lots to be kept clean	8	36.4%
	Cutting of weeds	4	18.2%
	Duties of owner and operator	3	13.6%
	Licensing of rental dwelling units	2	9.1%
	Municipal Infraction; penalty; removal of nuisances	1	4.5%
	Registration of agents	1	4.5%
	Requirements for unsafe buildings	1	4.5%
	Keeping of livestock prohibited; exceptions	1	4.5%

Permits/Reviews & Rental Licenses:

51 Total Permits/Reviews were issued

00 Rental Inspections were completed

Building

Residential.....2

Commercial.....5

Miscellaneous

Residential.....4

Commercial.....1

Occupancy

Residential 3

Commercial 5

Signage

Residential 0

Commercial 1

Electrical

Residential.....3

Commercial.....2

Plumbing

Residential.....2

Commercial.....2

Utility

Residential 1

Commercial 1

Demolition

Residential 0

Commercial 0

Public ROW
Total10

Rental Licenses
Residential.....26

Rental Inspections
Passed 50
Failed 5

Plans, Reviews, Amendments and Appeals
(ZA, RPR, SPR, ZMA, ZTA, SRA)
SPR Issued0

Certificates of Appropriateness
Issued..... 4
Request for Change/Amendment
Issued..... 0

Revenue from 'Issued' Permits/Reviews:

Building Permits\$21,544.12
Miscellaneous Permits77.00
Occupancy Permits45.00
Sign Permits319.25
Utility Permits3370.00
Plan reviews, Amendments & appeals.....0.00
Zoning Classification Détermination (info request)0.00
Municipal Infractions (citations).....0.00
Certificates of appropriateness.....121.00
Rental Licenses (new & renewals.....1750.00
Paid Rental Inspection Requests0.00
TOTAL\$27,226.37

Demolition Bonds Collected.....\$0.00

COMMUNITY DEVELOPMENT PROGRAMS:
Lee Borror, Senior Community Development Specialist

Community Development Block Grant (CDBG) Monthly Activity	October 2024 Report	Original Budget	Lifetime Funds Exp	Remaining Balance
AYEPS Youth Center Facil Rehab	2020	\$4,753.75	\$4,364.49	\$389.26
2020 Grant Totals		\$4,753.75	\$4,364.49	\$389.26
(May 2 amend) YMCA Trans Shelter 3 fl floor	2021	\$56,642.48	\$53,491.00	\$3,151.48
2021 Grant Totals		\$56,642.48	\$53,491.00	\$3,151.48
Balt Street Redesign	2022	\$188,384.50	\$188,384.50	\$0.00
AYEP Youth Center Rehab	2022	\$10,000.00	\$9,337.93	\$662.07
Gilchrist Security for Transi Housing	2022	\$30,820.00	\$30,708.00	\$112.00
2022 Grant Totals	2022	\$229,204.50	\$228,430.43	\$774.07
AYEPS Youth Center Facil Rehab	2023	\$20,000.00	\$19,875.00	\$125.00
Admin	2023	\$117,000.00	\$84,454.34	\$32,545.66
Ind Cost	2023	\$12,000.00	\$5,671.00	\$6,329.00
FH	2023	\$11,000.00	\$8,234.07	\$2,765.93
YMCA Gil Trans Shelter Ext Elect/Safe/Cam	2023	\$124,935.00	\$5,500.00	\$119,435.00
FAI ALU Roof	2023	\$18,026.00	\$18,000.00	\$26.00
FAI Water Tank Imps	2023	\$60,000.00	\$0.00	\$60,000.00
FAI Gen Installation LEC	2023	\$18,000.00	\$0.00	\$18,000.00
Assoc Char Short Term	2023	\$11,435.00	\$5,642.00	\$5,793.00
Constitution Park Trails	2023	\$303,000.00	\$209,311.22	\$93,688.78
2023 Grant Totals		\$695,396.00		\$338,708.37
			Total All Yrs	\$343,023.18
October 2024 CDBG Report				

Regular CDBG-Prior year activities are underway. Davis Bacon reviews have been time consuming. Staff has attended Attainable Housing and Homeless Coalition meetings. There may be funds available for re-allocation which will be known after the October 2024 IDIS draw. The September 2024 draw was completed and the 2023 Consolidated Annual Performance Evaluation Report was submitted to HUD for review after a public hearing in September. The new 2024 public service activities Mandatory Sub Recipient Meeting was held in October after completion of their Environmental Review Records (ERR). Policy/Procedures are being written and reviewed for 3 new activities and the others are underway. Environmental Reviews are underway for the 2024 CDBG Construction projects in various stages. The 2024 "Common File" is being compiled. These are the statutory reviews which cover all of Cumberland. After this part of the review is complete, the Environmental Reviews become more specific regarding the scope of work for each activity-many requiring permits and clearance under Section 106 review or other statutes under Section 58.5.

CARES ACT CDBG Monthly Report	Amount Funded	Expended	Funds Remain
CV3 AYEP Youth Center Rehabilitation	\$190,050.73	\$184,709.23	\$5,341.50
CV Constitution Park Improvements/Trails	\$14,153.74	\$14,153.74	\$0.00
CV Constitution Park Improvements/Playground	\$63,300.40	\$0.00	\$63,300.40

CDBG-CV- One activity completed this month and two remain open. 88.5% of the total CV funds are expended. Staff held meetings to evaluate the progress of each activity. Funds must be expended by 2026; however, these two are estimated to be completed by March 30, 2025.

Historic Planning/Preservation

October 2024

Ruth Davis-Rogers, Historic Planner/Preservation Coordinator

In addition to serving the public and answering daily questions and inquiries I did the following:

Historic Preservation Commission Meeting (HPC)

- Supported Sept. HPC Meeting scheduled for Oct. 9th, 2024.
- Reviewed and administered Certificate of Appropriateness permits/administrative approval.
- Consulted with building owners on projects requiring COA permits.

Meetings & Events

Attended

- Various city and dept. staff meetings
- DDC Monthly Meeting
- Attainable Housing Mtg.
- Presentation at City of Cumberland Citizen's Academy
- Merje Design (Cumberland Wayfinding Plan) virtual meeting.
- Winterfest Meeting
- Columbia University Urban Design Program student visit
- Choose Cumberland Relocation Package Meeting
- CBIZ Art Review and Public Art Presentation
- Meeting to discuss upcoming Comprehensive Plan

- Met with AHS Historical Research Methods Class
- DHCD Secretary Jake Day's visit to Allegany County

Grants, Tax Credits and Section 106 reviews

Administered/managed funding/grants for:

- Cumberland Wayfinding Plan
- Roof Replacement Program
- Choose Cumberland Relocation Package
- Mid-town Façade Grant
- Conducted Section 106 Reviews (as needed) for various projects.
- Answered questions (as needed) regarding tax incentives from both current and potential building owners.

Human Resources

October 2024

April Howser, HR Officer/Justin Lam, HR Associate

- New Time & Attendance System Implementation
 - * Helped answer questions and fix minor issues with new system
 - * Ran payroll export tests with new system mirroring existing system
 - * Held Meeting with Heads of Police, Fire & Wastewater to discuss progress/issues of the implementation of new system
 - * Conducted training sessions for T&A
- Employee Benefit Investigations
- Internal Employee Investigations
- Conducted Employment Interviews
- Administered FMLA Program for City
- Administered Workers Comp Program for City
- Employee Milestone Awards
- Employee Retirements
- Administered City's Drug testing
- Bi-Weekly Payroll
- YMCA Enrollments
- Employee Inquiries & Updates
- Posted and Administered Job Postings on Indeed & City's Website
- Employee Disciplinary Meetings
- Longevity Pay Reports
- Completed New Employment Paperwork Audit
- New Hire Interviews
- Continued support of prescription drug carrier – answered and relayed questions between employees & Liviniti
- Liviniti Claims Review Meeting
- Administered Fire Testing on Saturday, October 26th
- On-Site Workers' Comp Claim Review Meeting

- FAMLI Training
- Insurance Invoicing
- Conducted Risk Management Meeting
- Gathered information and documents related to employment issues and uploaded documents to proper authorities

	31-Oct
Open positions	3
New Hires	3
Retirements	1
Resignations	0
Terminations	0
FMLA	2
Workers Comp	1
Elected Officials	5
FT Employees	246
PT Employees	21
Contractual Employees	5

Comptroller's Office
 Financial Activity Report
 September 2024
 Mark Gandolfi, City Comptroller

General Fund:

The table below depicts the General Fund FY 2025 budget status through Sept 30, 2024 and its comparison to the prior year.

City of Cumberland
FY 2025 Comparison to FY 2024 General Fund

	FY 2025			FY 2024		
	YTD Thru September	Adopted Budget	%age	YTD Thru September	Adopted Budget	%age
Revenues						
Taxes	\$ 11,432,075	\$ 15,074,614	75.8%	\$ 10,933,675	\$ 13,276,255	82.4%
Licenses & Permits	40,350	141,800	28.5%	11,191	113,700	9.8%
Intergovernmental	1,138,868	5,677,503	20.1%	632,308	9,537,394	6.6%
Charges for Services	273,777	1,999,452	13.7%	293,263	1,729,840	17.0%
Fines, Forfeitures & Interest	308,149	930,235	33.1%	406,937	31,720	1282.9%
Miscellaneous	126,940	1,161,910	10.9%	395,916	1,057,349	37.4%
Financing Proceeds	1,832,973	3,588,000	51.1%	-	1,179,870	0.0%
Interfund Transfers	2,487,113	2,510,426	99.1%	2,488,051	2,473,409	100.6%
Total Revenue and other financing sources	17,640,246	31,083,940	56.8%	15,161,341	29,399,537	51.6%
Expenditures						
General Government	711,565	2,327,303	30.6%	432,698	2,118,551	20.4%
Public Safety	4,802,182	15,664,822	30.7%	3,506,938	13,038,414	26.9%
Public Works	995,917	3,462,776	28.8%	514,144	2,883,624	17.8%
Recreation	266,690	926,938	28.8%	281,005	861,734	32.6%
Community Dev & Housing	315,552	2,259,585	14.0%	449,758	2,868,141	15.7%
Debt Service	202,523	3,734,332	5.4%	180,392	3,534,384	5.1%
Operating Transfers	1,277,262	5,612,645	22.8%	919,363	5,458,491	16.8%
Total Expenditures and other financing uses	8,571,691	33,988,401	25.2%	6,284,298	30,763,339	20.4%
Surplus (Deficit)	\$ 9,068,556	\$ (2,904,461)		\$ 8,877,042	\$ (1,363,802)	
(Creation) utilization Restricted/nonspendable fund balance	284,394	943,557		713,935	3,710,556	
(Creation) or utilization Assigned fund balance	-	2,173,171		(153,162)	-	
Increase (Decrease) in unassigned Fund balance	\$ 9,352,950	\$ 212,267		\$ 9,437,815	\$ 2,346,754	

Due to the timing of most real estate taxes being invoiced once per year in July, a large surplus is typical in the first quarter. We are not overly concerned about any of the actual to budget or actual to prior year variances at this point, but we are noting the following in FY25 when compared to FY24:

Revenue

- Overall, tax revenue is up \$476K compared to the same period last year primarily due to improved real property tax billings and timing differences among corporate personal property tax billings. Timing differences result from personal property assessments being received at different times of the year from the State of Maryland.
 - Real estate tax revenue is up year-over-year by \$800K.
 - Personal property corporate tax revenue is lower year-over-year by \$368K.
- Intergovernmental is \$507K greater than FY24 primarily due to increases in:
 - ARPA projects (\$264K)
 - Community Parks grant (\$115K)
 - Income Tax (\$128K)
- Fines, Forfeitures & Interest are \$100K less than the prior year due to lower sustained investment balances resulting from large capital outlay.
- Financing proceeds – During FY25, quarter one includes a one-time \$1.8 million GASB 87 lease accounting financing entry for the Stryker medical equipment. A new FY25 debt issuance for budgeted capital equipment and infrastructure is expected in April 2025.
- Interfund transfers – Sewer Fund Pilot is down by \$19K over the prior year due to reduced net book value resulting from new asset additions during FY24 not exceeding the value of an additional year of depreciation. Water Fund Pilot is up by \$18K over the prior year due to increased net book value resulting from new asset additions during FY24 exceeding the value of an additional year of depreciation.

Expenditures

- General government expenditures are higher in FY24 than during the same period last year by \$279K. This increase is due to timing differences among year-to-date expenditures.
 - Department 33/IT – 100K greater FY25 software maintenance and software as a service.
 - Department 34/Cybersecurity – 75K greater FY25 software as a service.
 - Department 68/Central Services – greater payroll resulting from full staffing in FY25 compared to FY24 vacancies.
- Public Safety is greater by \$1.3 million in FY25 over FY24 primarily due to the difference in capital expenditures in the fire department and the FY25 quarter one one-time \$1.8 million GASB 87 lease

accounting financing entry for the Stryker medical equipment. During FY24, the fire department received a \$716K fire truck whereas during FY25 it had no capital expenditures.

- Public Works expenditures are \$481K greater than during the same period last year primarily due to the difference in capital expenditures in Department 56/Street Maintenance. During FY25, a \$457K of paving equipment was received whereas in FY24, no capital equipment purchases took place in the first quarter.
- Community and economic development expenditures are lower by \$134K primarily due to:
 - Department 080P/Community Development Special Projects FY24 increased level of parks expenditures for signage and grant funded picnic tables.
 - Department 80/Community Development timing of software as a service annual subscription payment, contractual services, and ARPA projects.
- Operating transfer expenditures are greater in the first quarter of FY25 compared to FY24 due to the general fund capital project activity level.

Health Care Claims Analysis

The table below compares our FY25 health care plan status to FY24. The claims status can fluctuate widely from month to month. It is something we monitor closely, but the earlier in the year the less concerned we are about variances. Key points are as follows:

- Through September 30th, we have a \$70K surplus compared to \$234K in FY23 and a performance ratio of 105.64% compared to 83.99% in FY23.
- A key figure to watch is our performance ratio. The annual rates are established by estimating claims and adding a 15% “corridor” as a cushion for overages. A performance ratio of 100% indicates that we are at the expected claims rate.
- Members of the group pledge a “cross-share” that can be used to cover deficits of other members.
- Our “potential refund” is the balance after cross share which is the surplus less any anticipated cross-share.
- FY25 began a new prescription benefit provider and rebate process. Due to the timing of receiving the initial rebates, the City’s performance ratio may be temporarily overstated and its balance after cross share understated.

Month	Total Deposits	Reinsurance		Net Monthly Claims Paid	CIGNA Refunds	Surplus (Deficit)	Performance Ratio	Pledged Cross		Anticipated Cross Share Needed	Balance After Cross Share
		Received	Pending					%age	Dollars		
Sep-23	894,788	-	38,198	710,676	18,957	241,267	83.99%	5.0%	(12,063)	(7,655)	233,613
Sep-24	896,053	932	-	834,773	10,735	72,947	105.64%	5.0%	(3,647)	(2,891)	70,056

Purpose	Awarded	Allocation				
		Budgeted	Allocated Interest Earned	Utilized Interest Earned	Utilized ARPA Budget	Remaining
American Rescue Plan Act (ARPA)	\$19,595,850					
Premium Pay		\$ 833,952			\$ 833,952	\$ -
Revenue Loss		\$10,000,000			\$ 10,000,000	\$ -
Respond to the health emergency						
Community Programs						
Amphitheatre and Pavilion 1&2		\$ 174,350	\$ 1,824	\$ 1,824	\$ 174,350	\$ -
Pool Area		\$ 71,250	\$ 73,228	\$ 73,228	\$ 71,250	\$ -
Union Rescue Mission		\$ 749,000			\$ 749,000	\$ -
YMCA Bus Replacement		\$ 216,000			\$ 216,000	\$ -
Duck Pond Remediation		\$ 16,844	\$ 12,426	\$ 12,426	\$ 16,844	\$ -
City of Cumberland Park Signage		\$ -	\$ 69,676	\$ 69,676	\$ -	\$ -
Promoting the Community		\$ 32,386			\$ 32,386	\$ -
Janes Place for Abused Children		\$ 40,777			\$ 40,777	\$ -
DDC Assistance to Small Businesses		\$ 183,500			\$ 128,244	\$ 55,256
Community Development Property Improvement		\$ 264,960			\$ 210,883	\$ 54,077
Affordable Housing Assistance		\$ 390,516			\$ 247,589	\$ 142,927
Demolition Assistance		\$ 20,000			\$ 20,000	\$ -
Skate Park - Mason Rec Complex		\$ -	\$325,000	\$ 21,542	\$ -	\$ 303,458
Park General Infrastructure		\$ -	\$ 78,164	\$ -	\$ -	\$ 78,164
Constitution Park Trail		\$ -	\$ 71,836	\$ 1,425	\$ -	\$ 70,411
PPE						
General		\$ 29,269			\$ 29,269	\$ -
Facilities and Equipment		\$ 22,216			\$ 22,216	\$ -
Prisoner Processing Improvements		\$ 62,099			\$ 62,099	\$ -
HVAC Improvement at City Hall		\$ 1,415,278	\$284,685	\$284,685	\$ 1,504,488	\$ (89,211)
Infrastructure Investments						
South End & Industrial Blvd Water Mains		\$ 4,894,228			\$ 2,375,143	\$ 2,519,085
Replace 4" Water Lines with 6" (City-Wide)		\$ 179,224	\$ 31,244	\$ -	\$ 105,037	\$ 105,432
Unallocated		\$ -				\$ -
Unallocated Interest Earned						\$ -
Total:	\$19,595,850	\$19,595,850	\$948,083	\$464,805	\$ 16,839,528	\$ 3,239,599

Purpose	Awarded	Allocation				
		Budgeted	Allocated Interest Earned	Utilized Interest Earned	Utilized ARPA Budget	Remaining
American Rescue Plan Act (ARPA)	\$19,595,850					
Premium Pay		\$ 833,952			\$ 833,952	\$ -
Revenue Loss		\$10,000,000			\$ 10,000,000	\$ -
Respond to the health emergency						
Community Programs						
Amphitheatre and Pavilion 1&2		\$ 174,350	\$ 1,824	\$ 1,824	\$ 174,350	\$ -
Pool Area		\$ 71,250	\$ 73,228	\$ 73,228	\$ 71,250	\$ -
Union Rescue Mission		\$ 749,000			\$ 749,000	\$ -
YMCA Bus Replacement		\$ 216,000			\$ 216,000	\$ -
Duck Pond Remediation		\$ 16,844	\$ 12,426	\$ 12,426	\$ 16,844	\$ -
City of Cumberland Park Signage		\$ -	\$ 69,676	\$ 69,676	\$ -	\$ -
Promoting the Community		\$ 32,386			\$ 32,386	\$ -
Janes Place for Abused Children		\$ 40,777			\$ 40,777	\$ -
DDC Assistance to Small Businesses		\$ 183,500			\$ 125,615	\$ 57,885
Community Development Property Improvement		\$ 264,960			\$ 210,883	\$ 54,077
Affordable Housing Assistance		\$ 390,516			\$ 247,589	\$ 142,927
Demolition Assistance		\$ 20,000			\$ 20,000	\$ -
Skate Park - Mason Rec Complex		\$ -	\$325,000	\$ 4,618	\$ -	\$ 320,382
Park General Infrastructure		\$ -	\$ 78,164	\$ -	\$ -	\$ 78,164
Constitution Park Trail		\$ -	\$ 71,836	\$ -	\$ -	\$ 71,836
PPE						
General		\$ 29,269			\$ 29,269	\$ -
Facilities and Equipment		\$ 22,216			\$ 22,216	\$ -
Prisoner Processing Improvements		\$ 62,099			\$ 62,099	\$ -
HVAC Improvement at City Hall		\$ 1,415,278	\$272,049	\$ -	\$ 642,603	\$ 1,044,724
Infrastructure Investments						
South End & Industrial Blvd Water Mains		\$ 4,894,228			\$ 2,075,638	\$ 2,818,590
Replace 4" Water Lines with 6" (City-Wide)		\$ 179,224	\$ 31,244	\$ -	\$ 105,037	\$ 105,432
Unallocated		\$ -				\$ -
Unallocated Interest Earned						\$ -
Total:	\$19,595,850	\$19,595,850	\$935,446	\$161,771	\$ 15,675,508	\$ 4,694,017

Purpose	Awarded	Allocation				
		Budgeted	Allocated Interest Earned	Utilized Interest Earned	Utilized ARPA Budget	Remaining
American Rescue Plan Act (ARPA)	\$19,595,850					
Premium Pay		\$ 833,952			\$ 833,952	\$ -
Revenue Loss		\$10,000,000			\$ 10,000,000	\$ -
Respond to the health emergency						
Community Programs						
Amphitheatre and Pavilion 1&2		\$ 174,350	\$ 1,824	\$ 1,824	\$ 174,350	\$ -
Pool Area		\$ 71,250	\$ 73,228	\$ 73,228	\$ 71,250	\$ -
Union Rescue Mission		\$ 749,000			\$ 749,000	\$ -
YMCA Bus Replacement		\$ 216,000			\$ 216,000	\$ -
Duck Pond Remediation		\$ 16,844	\$ 12,426	\$ 12,426	\$ 16,844	\$ -
City of Cumberland Park Signage		\$ -	\$ 69,676	\$ 69,676	\$ -	\$ -
Promoting the Community		\$ 32,386			\$ 32,386	\$ -
Janes Place for Abused Children		\$ 40,777			\$ 40,777	\$ -
DDC Assistance to Small Businesses		\$ 183,500			\$ 117,615	\$ 65,885
Community Development Property Improvement		\$ 264,960			\$ 191,188	\$ 73,772
Affordable Housing Assistance		\$ 390,516			\$ 222,589	\$ 167,927
Demolition Assistance		\$ 20,000			\$ 20,000	\$ -
Skate Park - Mason Rec Complex		\$ -	\$325,000	\$ 4,618	\$ -	\$ 320,382
Park General Infrastructure		\$ -	\$ 78,164	\$ -	\$ -	\$ 78,164
Constitution Park Trail		\$ -	\$ 71,836	\$ -	\$ -	\$ 71,836
PPE						
General		\$ 29,269			\$ 29,269	\$ -
Facilities and Equipment		\$ 22,216			\$ 22,216	\$ -
Prisoner Processing Improvements		\$ 62,099			\$ 62,099	\$ -
HVAC Improvement at City Hall		\$ 1,415,278	\$233,797		\$ 642,603	\$ 1,006,472
Infrastructure Investments						
South End & Industrial Blvd Water Mains		\$ 4,894,228			\$ 1,736,614	\$ 3,157,614
Replace 4" Water Lines with 6" (City-Wide)		\$ 179,224	\$ 31,244		\$ 105,037	\$ 105,432
Total:	\$19,595,850	\$19,595,850	\$897,194	\$161,771	\$ 15,283,789	\$ 5,047,484

**Comptroller's Office
Financial Activity Report – October 2024**

Cash Flow:

Attached for your review is a Cash Flow Summary for the month of October 2024.

On October 1, 2024, the City had a cash balance of \$12.5 million (\$9.6 million invested in a value money market program and \$2.9 million participating in a sweep program at First United Bank). Disbursements exceeded receipts by \$415 thousand resulting in a cash balance of \$12.0 million at October 31, 2024 (\$10.6 million invested in a value money market program and \$2.2 million participating in a sweep program at First United Bank).

As of October 31, the significant tax receivable balances are reflected in the table below.

Taxes receivable (General Fund)						\$ 3,928,240
	Beg Balance	New Billings	Adjustments/ Abatements	Collections	Bad Debt	Ending Balance
FY 2025	\$ 3,832,852	\$ 8,285	\$ (2,489)	1,094,101	\$ -	\$ 2,744,547
FY 2024	761,151	7,782	(5,015)	-	-	727,302
FY 2023	297,598	995	(2,318)	8,238	-	288,037
FY 2022	36,282	327	(1,209)	16	-	35,384
FY 2021	32,922	321	(449)	16	-	32,778
FY 2020	43,384	53	(449)	16	-	42,972
FY 2019	11,159	-	(449)	16	-	10,694
FY 2018	11,226	-	(606)	11	-	10,609
FY 2017	9,053	-	(540)	11	-	8,502
FY 2016	8,122	-	(529)	11	-	7,582
FY 2015	6,815	-	(260)	9	-	6,546
FY 2014	4,880	-	-	-	-	4,880
FY 2013	2,080	-	-	-	-	2,080
Prior FY's	6,328	-	-	-	-	6,328
	<u>\$ 5,063,853</u>	<u>\$ 17,763</u>	<u>\$ (14,313)</u>	<u>\$ 1,102,445</u>	<u>\$ -</u>	<u>\$ 3,928,240</u>

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

Real property (non-owner occupied)	\$1,366,116
Personal Property	50,193
Real Property (semiannual payments)	1,328,238
Real Property (Half Year)	0
	<u>\$2,744,547</u>

The City's liquidity position continues to be strong as illustrated in the following cash and investments table. Restricted cash and investments are comprised primarily of invested American Rescue Plan Act (ARPA) funds received in advance and bond proceeds restricted to associated capital projects and expenditures.

Cash and Investment Summary		
October 31, 2024		
	Cash	Investments
Beginning Balance	\$ 12,457,289	\$ 22,927,995
Add:		
Cash Receipts	7,995,933	95,329
Investment Transfer	-	-
Less:		
Disbursements	8,410,568	-
Investment Transfer	-	-
Ending Balance	\$ 12,042,654	\$ 23,023,324
Restricted	\$ 5,315,844	\$ 14

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

Restricted Cash

	10/1/2024	Increase	Utilization	10/31/2024
Police Seizures	\$ 79,976	\$ -	\$ -	\$ 79,976
Fire Department Donation	2,200	-	-	2,200
Bowers Trust	59,617	277	-	59,894
Mason Sports Complex Donation	2,080	-	-	2,080
Infill Development Allegany County	150,000	-	-	150,000
National Opioid Settlement	121,335	-	-	121,335
ARPA	3,309,786	21,911	-	3,331,697
Capital Projects	1,451,425	6,737	-	1,458,162
Demolition & Fiscal Agent Bonds	110,500	-	-	110,500
	\$ 5,286,919	\$ 28,925	\$ -	\$ 5,315,844

Restricted Investments

	10/1/2024	Increase	Utilization	10/31/2024
DDC	\$ 14	\$ -	\$ -	\$ 14
	\$ 14	\$ -	\$ -	\$ 14

Increases to ARPA, Capital Projects, and Bowers Trust are interest earnings.

Capital Projects are CSX funding for Fayette St. and Cumberland St. bridge replacements.

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

National Opioid Settlement is for opioid intervention in Cumberland.

Capital Projects and Associated Debt:

The tables below illustrate undrawn Maryland CDA bond proceeds as well as the accumulated debt and grant proceeds for the Decatur Street waterline and the Combined Sewer Overflow (CSO) projects.

Available Bond Proceeds

	10/1/2024	Increase	Utilization	10/31/2024
CDA 2021	1,812,207	-	54,546	1,757,661
CDA 2023	1,452,064	-	27,888	1,424,175
CDA 2024	2,204,828	-	23,440	2,181,388
	\$ 5,469,098	\$ -	\$ 105,874	\$ 5,363,224

CSO Projects

	10/1/2024	Increase	Utilization	10/31/2024
Evitts Creek Phase 3 Debt	\$ 2,297,851	\$ -	\$ -	\$ 2,297,851
Evitts Creek Phase 3 Grant	5,418,560	-	-	5,418,560
Evitts Creek Phase 4 Debt	3,550,900	-	-	3,550,900
Grit Removal and UV Disinfection	4,445,000	-	-	4,445,000
78" Pipeline Debt	19,941,232	-	-	19,941,232
78" Pipeline Grant	46,338,060	-	-	46,338,060
	\$ 81,991,603	\$ -	\$ -	\$ 81,991,603

CDA 2021 \$55K utilization includes \$17K toward Public Safety Building HVAC chilled water pumps, \$5K toward hydrants and valves and \$33K toward the fuel pump station. CDA 2023 \$28K utilization is for cross connections. CDA 2024 \$23K utilization is for paving.

Remaining CDA 2021 funds are primarily allocated to Baltimore Street redevelopment (\$1.3M), 5-ton dump truck (\$196K), Marion Street bridge (\$100K) and Decatur Street lighting (\$140K). Remaining CDA 2023 funds consist primarily of an ambulance (\$385K), 5-ton dump truck (\$190K), water filtration building design (\$466K), cross connections (\$33K), anaerobic digester (\$75K) and WWTP roof replacements (\$61K). Remaining CDA 2024 funds are primarily allocated to paving (\$660K), sewer lining (\$360K), an ambulance (\$364K), and a water excavator truck (\$210K).

The following four projects are major upgrades to the combined sewer collection system. Evitts Creek Phase 3 is in the engineering phase with necessary funding in place. Phase 3 project cost is estimated at \$7.5 million and is funded with \$5.4 million in grants and \$2.3 million in loan with \$1.1 million being forgivable. Phase 3 is on hold pending CSX

granting site access. Evitts Creek Phase 4 is in the planning phase and has most of the funding in place. Phase 4 project cost is estimated at \$4 million and is funded with \$3.6 million in loan with \$1.5 million being forgivable. A WWTP grit removal and UV disinfection project is in the planning phase with necessary funding in place. This project is projected to begin during FY26 at an estimated cost of \$4.4 million and is funded with \$4.4 million in loan with \$1.5 million being forgivable. The 78" pipeline project is pending Army Corp of Engineers approval and private property easement and is anticipated to begin construction during FY26 or FY27. The total estimated project cost is \$67 million and is substantially funded with \$46.3 million in grants and \$20.0 million in loan with \$3.0 million being forgivable.

COVID-19:

The City received \$19,595,850 from the American Rescue Plan Act (ARPA). The U.S. Treasury guidance provides greater details on the eligible uses and priority of these funds. These are:

- Support public health expenditures
- Address negative economic impacts caused by the public health emergency
- Replace lost public sector revenue
- Provide premium pay for essential workers
- Invest in water, sewer, and broadband infrastructure

As of October 31, 2024, the City utilized \$18.1 million of the \$19.6 million ARPA award and is on track to obligate all funds by December 31, 2024 and fully expend all funds by December 31, 2026. Remaining projects include park improvements, assistance to small businesses, residential property improvements and demolition, South End and Industrial Boulevard water main replacements, 4" to 6" water line replacements and City Hall HVAC replacement.

Purpose	Awarded	Allocation					
		Budgeted	Allocated Interest Earned	Utilized Interest Earned	Utilized ARPA Budget	Remaining ARPA Budget	Total Remaining Project Funding
American Rescue Plan Act (ARPA)	\$19,595,850						
Premium Pay		\$ 833,952			\$ 833,952		\$ -
Revenue Loss		\$10,000,000			\$10,000,000		\$ -
Respond to the health emergency PPE							
General		\$ 29,269			\$ 29,269		\$ -
Facilities and Equipment		\$ 22,216			\$ 22,216		\$ -
Prisoner Processing Improvements		\$ 62,099			\$ 62,099		\$ -
HVAC Improvement at City Hall		\$ 1,707,302	\$ 44,450	\$ 44,450	\$ 1,707,302		\$ -
Community Programs							
Amphitheatre and Pavilion 1&2		\$ 174,350	\$ 1,824	\$ 1,824	\$ 174,350		\$ -
Pool Area		\$ 71,250	\$ 73,228	\$ 73,228	\$ 71,250		\$ -
Union Rescue Mission		\$ 749,000			\$ 749,000		\$ -
YMCA Bus Replacement		\$ 216,000			\$ 216,000		\$ -
Duck Pond Remediation		\$ 16,844	\$ 12,426	\$ 12,426	\$ 16,844		\$ -
City of Cumberland Park Signage		\$ -	\$ 69,676	\$ 69,676	\$ -		\$ -
Promoting the Community		\$ 32,386			\$ 32,386		\$ -
Janes Place for Abused Children		\$ 40,777			\$ 40,777		\$ -
DDC Assistance to Small Businesses		\$ 137,667	\$ 45,833		\$ 136,000	\$ 1,668	\$ 47,500
Community Development Property Improvement		\$ 210,883	\$ 54,077	\$ 11,500	\$ 210,883	\$ -	\$ 42,577
Affordable Housing Assistance		\$ 272,589	\$ 117,927	\$ 22,462	\$ 272,589	\$ -	\$ 95,466
Demolition Assistance		\$ 20,000			\$ 20,000	\$ -	\$ -
Skate Park - Mason Rec Complex		\$ -	\$ 325,000	\$ 21,542	\$ -	\$ -	\$ 303,458
Park General Infrastructure		\$ -	\$ 78,164		\$ -	\$ -	\$ 78,164
Constitution Park Trail		\$ -	\$ 71,836	\$ 1,425	\$ -	\$ -	\$ 70,411
Infrastructure Investments							
South End & Industrial Blvd Water Mains		\$ 4,894,228			\$ 3,355,255	\$1,538,973	\$ 1,538,973
Replace 4" Water Lines with 6" (City-Wide)		\$ 105,037	\$ 82,892		\$ 105,037	\$ -	\$ 82,892
Total:	\$19,595,850	\$19,595,850	\$ 977,332	\$ 258,532	\$18,055,210	\$1,540,640	\$ 2,259,441

Purpose	Amount	FY21 Utilization	FY22 Utilization	FY23 Utilization	FY24 Utilization	FY25 Utilization
Total Utilization						
Respond to the health emergency						
Community Programs	\$ 1,940,080		\$ 53,702	\$1,453,747	\$ 370,175	\$ 62,455
PPE						
General	\$ 29,269		\$ 21,983	\$ 7,286	\$ -	\$ -
Facilities and Equipment	\$ 1,791,616		\$ 20,000	\$ 27,166	\$ 1,379,482	\$ 364,968
Premium Pay	\$ 833,952		\$ 833,952	\$ -	\$ -	\$ -
Revenue Loss	\$10,000,000	\$ 1,224,870	\$2,925,043	\$2,925,043	\$ 2,925,043	\$ -
Infrastructure Investments						
Water	\$ 3,460,292			\$ 159,298	\$ 2,021,376	\$1,279,618
Total:	\$18,055,210	\$ 1,224,870	\$3,854,681	\$4,572,541	\$ 6,696,077	\$1,707,041

Respectfully submitted,

Jeffrey F. Silka
City Administrator

slb

File Attachments for Item:

. Maintenance Division Monthly Report for October 2024

MAINTENANCE DIVISION REPORT OCTOBER 2024

Street Maintenance Report

Parks & Recreation Maintenance Report

Fleet Maintenance Report

Central Services Report

**PUBLIC WORKS/MAINTENANCE
STREET BRANCH
MONTHLY REPORT
OCTOBER 2024**

- Potholes and Citizen Reports
 - 35 Service Requests Completed
 - 21 Streets and 4 Alleys Repaired
- Street Maintenance and Utility Work
 - 8 Yards of Concrete Utilized
 - 83 Tons Hot Mix Utilized
- Paving
 - Longwood
 - 181.5 Tons HMA
 - 2" Overlay Full length and Width
 - Reynolds
 - 1.5" Mill Full Width
 - 334 Tons HMA
 - 2" Overlay Full Width
- Tree Removal and Pruning
 - 11 hazard trees were removed
 - 32 trees were trimmed
 - Tree Complaints and Tree Issues
 - Resolved and/or addressed 35 tree complaints and tree issues
 - Other Work
 - No Shade Tree Meeting
 - 3 Tree Plantings
 - Chainsaw and Pesticide training Completed for New Hires
- Street Cleaning Operations
 - 5 Loads Collected
 - Sweeper was removed from service early October due to Mechanical Issues
- Sign Work
 - 15 Traffic Control Sign Repaired / Installed
 - 4 Street Name Signs Repaired / Installed
 - 3 Handicap Signs Repaired / Replaced
 - 1 Handicap Signs Removed / Installed
- Miscellaneous
 - Traffic Control Completed for 6 Events

**PUBLIC WORKS/MAINTENANCE
PARKS & RECREATION MAINTENANCE
MONTHLY REPORT
OCTOBER 2024**

- Constitution Park
 - Mowing operations Have slowed to 1x per Week
 - All Public Restrooms are open for use 5 Days a Week
 - Weekend Staffing is in place to support rentals and functions as needed, but have slowed tremendously
 - Quotes for new park storage facility have been obtained

- Mason's Sports Complex
 - Mowing operations Have slowed to 1x per Week
 - Bathrooms are open to the public 5 Days a week
 - All Leagues have completed their seasons and we will begin prepping for winter

- Parklets
 - Mowing Contractor Continues Operations at all outlying Greenspace Parklets

**FLEET MAINTENANCE
MONTHLY REPORT
OCTOBER 2024**

DEPARTMENT	REPAIRS
Central Services	4
Community Development	0
DDC	0
Engineering	0
Fire	14
Fleet Maintenance	1
Flood	5
MPA	2
P & R Maintenance	7
Police	34
Public Works	0
Sewer	7
Snow Removal	0
Street Maintenance	45
Water Distribution	14
WFP	2
WWTP	1
In House Fleet Maintenance Projects	7
Scheduled Preventative Maintenance	13
Field Service Calls	4
Total Fleet Maintenance Projects	160
Total Repair Orders Submitted	9
Fleet Maintenance Risk Management Claims	0

**CENTRAL SERVICES
MONTHLY REPORT
OCTOBER 2024**

- **City Hall**: Took 8 tables to City Hall Council Chambers for the CLGA tonight. Made a 25 foot cat 6 data cable for Johnna. Hauling the E-cycle to the scrap yard for IT. Fixing a drain pipe in the basement of City Hall before the drywall is replaced. Started fixing the drywall in Kevin Thacker's office in the basement of City Hall where we had to fix a clogged and broken drain pipe in the wall. Started fixing all the small holes in the drywall before painting the basement of City Hall. Working on getting ready to paint the basement of City Hall, fixing all the bad spots in the walls and taking everything off the walls. Fixing the light in the Finance Department bathroom, safety issue.
- **Municipal Service Center**: Helped clean up the mezzanine in the garage at MSC. Cleaned up trucks after lunch. Sprinkler test with Brewer.
- **Public Safety Building**: Checked the sump pumps in the basement of PSB because of all the rain. Hanging a new map in the police supervisor's room at PSB. Worked on the ADA lobby door at PSB, the inner ADA button is not working. Seeing if it is fixable before we call Cumberland Glass Services. Checked two garage doors in the fire department that are making some sort of noise. Replaced the bearing in the main 10hp blower motor for AHU #1 in PSB. Investigated a loud vibrating noise in the Fire Departments lounge area, must have been the bad bearings in the main blower fan motor in AHU #1. Stopped after we replaced the bearings. Hung a picture or something on the 3rd floor PSB police side. Started the boiler at PSB. Moved file cabinets for the police department. Moved file cabinets for the police department to Julie Wilhelm's office. Checked for and replaced burned out LEDs in PSB. Sprinkler test with Brewer. Fixed a water leak at the Fire Department PSB, I believe it is the ice maker.
- **Fire Station #2**: Checked on the garage door and heating systems.
- **Downtown Area & Mall**: Helped Steven hang some banners downtown today with the bucket truck. The grinder sewer pump not working in the CCPG shop bathroom. Helped with Xmas lights on the mall with the bucket truck for Steven. Hung a banner on Rehab 1st building and put a cable back at the bottom of the mall. Installed two new receptacles in the panels on the mall for the grand opening. Helped DDC with the Xmas lights on the mall.
- **Parks**: Worked on the P&R stage, cleaned it up and painted it. Built two sets of steps for the hayride wagon this weekend.

- **Traffic and Street Lights:** Reported 18 street lights for the power company to repair. Traffic lights at the Dingle were reported in flash by dispatch. Checked to see if the Dingle intersection is operating correctly, we programmed a new controller yesterday. Replaced the AUTO/FLASH switch in the police door traffic controller at the Dingle intersection. Checked on the traffic light at Maryland and Williams, in flash this morning.
- **Other areas:** Finished replacing the canopy over the mailboxes on Fisher Court for the Street Department. Installed a receptacle at the lower garage at the dam for the new lowboy trailer for the hydraulic ramps battery.
- **Flood Department and Sewer:** Worked on getting one of the vacuum contactors repaired for the Viaduct Pump Station.
- Monthly Safety Meeting – October 15, 2024
- PMs on all the pumps and motors at PSB, City Hall and MSC

File Attachments for Item:

. Fire Department Monthly Report for October 2024

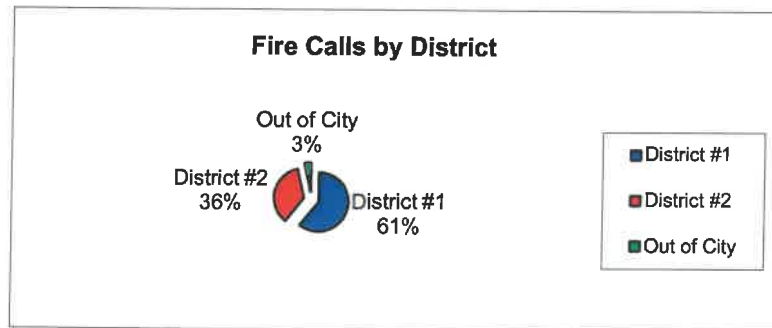
Report of the Fire Chief for the month of September 2024
Prepared for the Honorable Mayor and City Council and City Administrator

Cumberland Fire Department Responded to 115 Fire Alarms in October 2024:

Responses by District:

District #1	69
District #2	41
Out of City	4
	114

Additional Alarms: 1



Number of Alarms:

First Alarms Answered 114

Calls Answered Below:

Property Use:	
Public Assembly	0
Educational	0
Institutional	8
Residential	61
Stores and Offices	8
Storage	1
Manufacturing	0
Basic Industry/Utility	1
Special Properties	35
	114

Type of Situation:

Fire or Explosion	7
Overpressure, Rupture	4
Rescue Calls	57
Hazardous Conditions	9
Service Calls	4
Severe Weather	0
Good Intent Calls	14
False Calls	19
	114

Total Fire Service Fees Billed By Medical Claim-Aid for the month of September 2024:

Total Fire Service Fees for Fire Calls Billed by Medical-Claim Aid FY to Date:	\$2,470.00
--	------------

Fire Service Fees for Fire Calls Paid in October:	\$710.00
---	----------

Total Fire Service Fees for Fire Calls Paid Fiscal Year to Date:	\$310.00
--	----------

All Fire Service Fees for Fire Calls Paid in FY2025:	\$3,210.00
--	------------

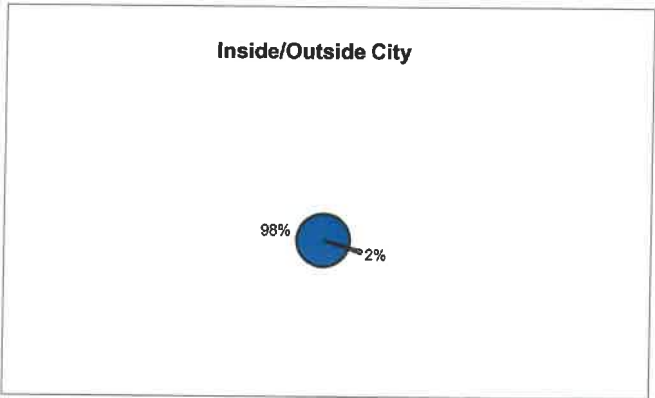
Fire Service Fees for Inspections and Permits Billed in October:	\$650.00
--	----------

Fire Service Fees for Inspections and Permits Paid in October:	\$100.00
--	----------

Total Fire Service Fees for Inspections and Permits Paid Fiscal Year to Date:	\$350.00
---	----------

Cumberland Fire Department Responded to 522 Emergency Medical Calls:

In City Calls	514
Out of City Calls	<u>8</u>
Total	522



Total Ambulance Fees Billed by Medical Claim Aid in October: \$210,509.80

Ambulance Fee Billed in FY2024: \$2,110,926.67
Ambulance Fees Billed FY2025 to Date: \$622,677.80

Ambulance Fees Paid
Ambulance Fees Paid in October 2024: \$143,758.04
FY2025 Ambulance Fees Paid Year to Date: \$265,062.93
Total Ambulance Fees Paid in FY2025: \$471,517.49
(Includes all ambulance fees current and previous fiscal years)

Cumberland Fire Department provided 0 Medic Assist Calls

Cumberland Fire Department provided 8 Mutual Aid Calls:

7 Mutual Aid calls within Allegany County
1 Mutual Aid calls outside of Allegany County
8

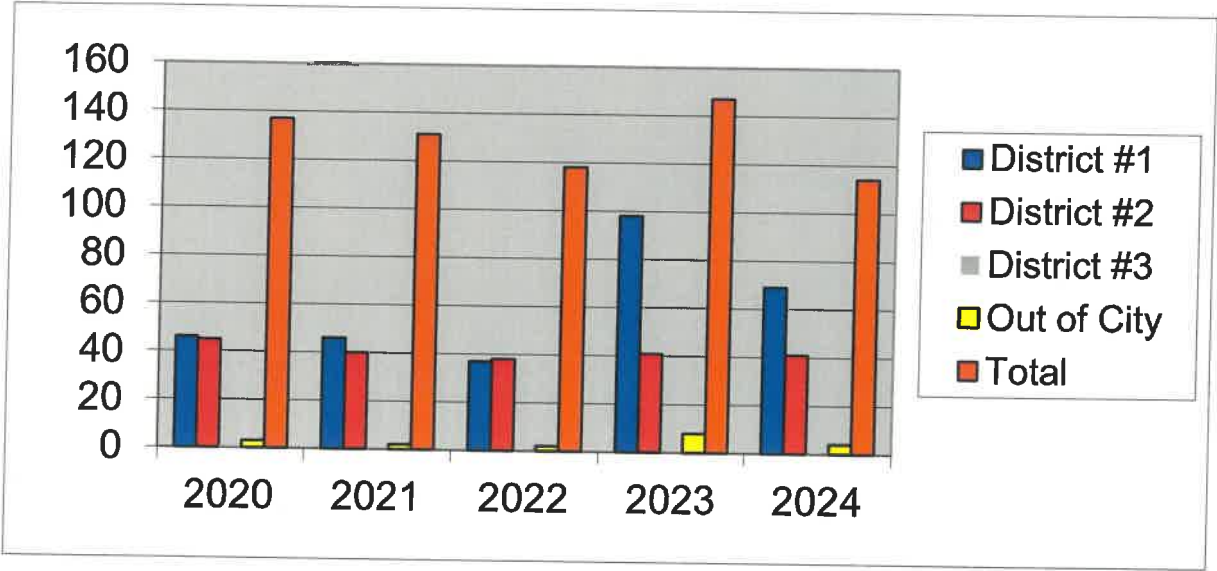
Allegany County DES 4
Cresaptown VFD 2
Flintstone VFD 1
7

Wiley Ford, WV VFD 1
1

Fire Calls for the Month of October for a Five-Year Period:

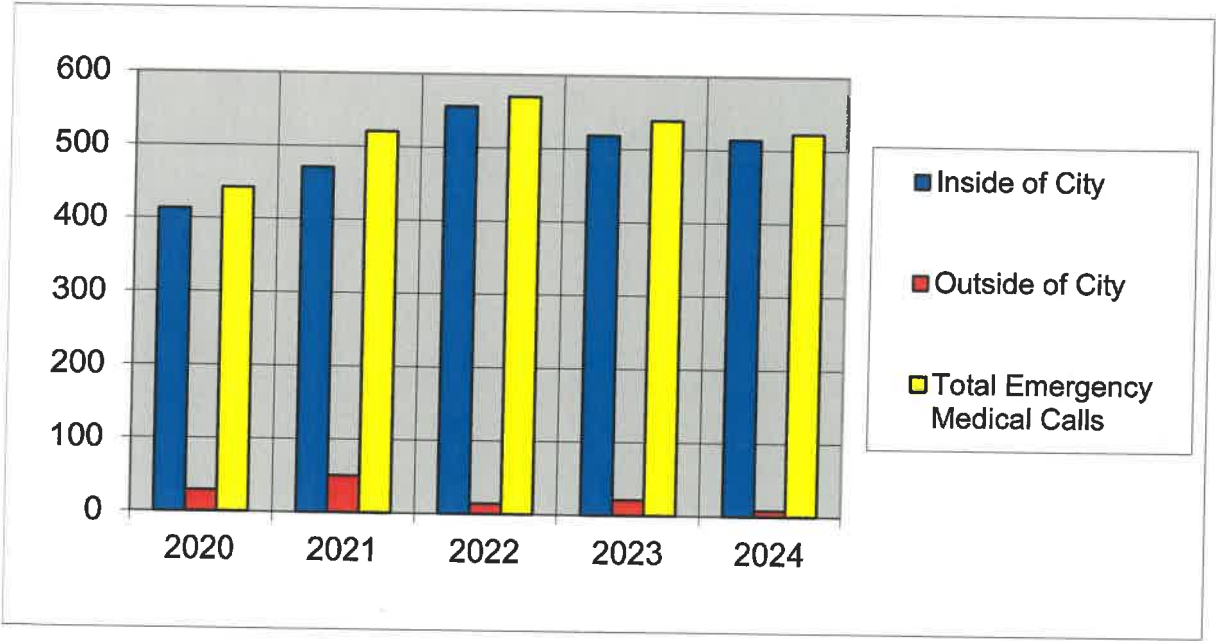
	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
District #1	46	46	37	98	69
District #2	45	40	38	41	41

District #3	43	43	41	0	0
Out of City	<u>3</u>	<u>2</u>	<u>2</u>	<u>8</u>	<u>4</u>
Total	137	131	118	147	114



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

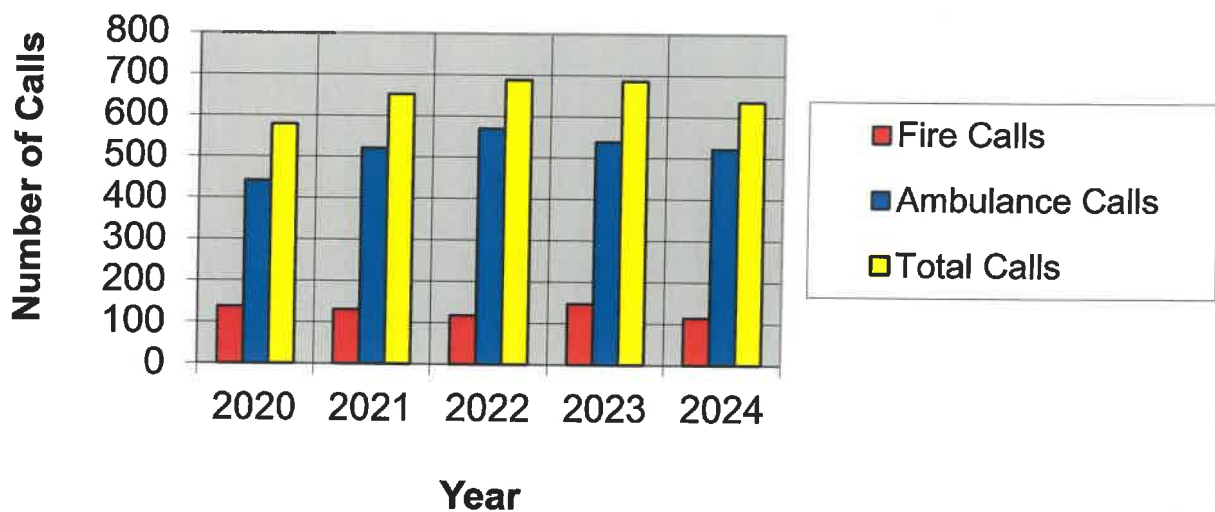
	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Inside of City	413	471	556	518	514
Outside of City	<u>29</u>	<u>50</u>	<u>14</u>	<u>21</u>	<u>8</u>
Total Emergency Medical Calls	442	521	570	539	522



Fire and Abmulance calls in the month of September for a 5 year period:

	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Fire Calls	137	131	118	147	114
Ambulance Calls	<u>442</u>	<u>521</u>	<u>570</u>	<u>539</u>	<u>522</u>

Total Calls	579	652	688	686	636
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Training

Training Man Hours: 442 Hours

Ladders
 Crew Meeting
 Fireground Tactics
 Driver Training-Truck
 Truck 1 Strokes Basket Rigging
 Ladders
 30 Second SCBA Drills
 T-1 Driver Training
 Vehicle Maintenance
 Walk Thru Familiarization
 Driver Training
 SCBA RIT Assesment
 Rigging
 Confined Spaces
 Hazmat
 Paramedic Class

Fire Prevention Bureau

Complaints Received	0
Conferences Held	8
Correspondence	131
Inspections Performed	16
Investigations Conducted	1
Plan Reviews	3
Public Education	5
Burning Permits Issued	14

Personnel

Nothing to report.

Statistic Compiled by Brandi Snyder, Fire Administrative Associate

File Attachments for Item:

. Police Department Monthly Report for October 2024



City of Cumberland Department of Police

Monthly Report
October 2024



City of Cumberland Department of Police

Monthly Report

October 2024

Part 1 Crimes for the Month

	2023	2024		2023	2024		2023	2024		2023	2024
Aggravated Assaults	5	6	B & E (All)	13	11	Murder	1	0	Rape	1	3
Robbery	1	0	Theft - Felony	1	1	Theft - Vehicle	4	1			

Selected Criminal Complaints for the Month

	2023	2024		2023	2024		2023	2024		2023	2024
Theft - Misdemeanor	30	42	Theft - Petty	38	9	Domestic Assaults	18	12	CDS	25	19
Disturbances	165	161	DOP/Vandalism	31	22	Indecent Exposure	1	4	Sex Off - Other	2	2
Suicide	0	0	Suicide - Attmpt.	0	0	Tampering M/V	0	0	Abuse - Child	0	3
Trespassing	49	76	Assault on Police	0	0	Assault Other	48	43			

Selected Miscellenous Incidents for the Month

	2023	2024		2023	2024		2023	2024		2023	2024
Alcohol Volations	2	2	Juvenile Compl.	19	16	Missing Persons	7	10	School Resource	188	223
School Threat	0	0	Sex Off. Regist.	0	0	Truancy	0	0	Death Investigation	3	7

Selected Traffic Incidents for the Month

	2023	2024		2023	2024		2023	2024		2023	2024
DWI	11	9	Hit & Run	20	13	M/V Crash	65	53	Traffic Stop	465	448

Selected Service Calls for the Month

	2023	2024		2023	2024		2023	2024		2023	2024
Alarms	29	36	Assist Motorist	30	29	Check Well-Being	112	126	Foot Patrol	106	91
Assist Other Agency	69	66	Bike Patrol	0	0	Special Events	13	11	Suspicious Activity	118	86

Current Incident Status for the Month

	2023	2024		2023	2024		2023	2024		2023	2024
Open	18	62	Arrest	267	235	Closed	2709	2336	Suspended	56	29



City of Cumberland Department of Police

Monthly Report

October 2024

Arrests Totals for the Month

	2023	2024		2023	2024		2023	2024		2023	2024
M/V Citations	64	67	M/V SERO	1	1	M/V Warnings	401	370	Arrest on View Adult	37	39
Arrest On Crim. Cit.	20	38	Arrest Summons	42	16	Arrest Warrant Adult	42	39	Adult Crim.	139	133
Arrest Summon (Chrg)	35	15	Arrest Warrant (Chrg)	17	14	Juvenile Crim.	20	14	Arrest on View Juv	12	8
Arrest Warrant JUV	0	1	Emer. Petition	29	28	Fingerprinting	0	1	RunAway & Miss Per.	5	10
Civil Citation	5	5									

Total Incidents Reported :

2023	2024
3,050	2,662

Chuck Ternent - Chief of Police

CUMBERLAND POLICE DEPARTMENT

MONTHLY REPORT

OCTOBER 2024

SWORN PERSONNEL: 49 SWON OFFICERS

Administration	7 officers
Squad D1	10 officers
Squad N1	8 officers
Squad D2	6 officers
Squad N2	8 officers
C3I/C3IN	5 officers
School Resource	2 officers
CAT Team	0 officers
Academy	3 officer

CIVILIAN EMPLOYEES: 6 full time, 6 part time

CPD Office Associate	1 full time
CPD Records Clerk	1 full time
CPD Records Clerk	0 part time OPEN
MCIN Coordinator	0 full time*
CPD Patrol Assistant	1 full time
CPD Crime Analyst	1 full time*
CPD Maintenance	1 part time
C3IN Office Associate	1 part time**
C3I Office Associate	1 full time
C3I Office Associate	0 part time** OPEN
MPA Supervisor	0 part time
Parking Meter Supervisor	1 full time
Parking Enforcement	2 part time
Code Enforcement	2 part time

*=Grant funded

**=Shared costs with other agencies

LEAVE REPORT

VACATION TAKEN: 723.5

COMP TIME USED: 125.5

SICK TIME USED: 135.5

YEAR TO DATE (beginning 07/01/23): 4,025.75

YEAR TO DATE (beginning 07/01/23): 452

YEAR TO DATE (beginning 07/01/23): 1052.25

OVERTIME REPORT

OVERTIME WORKED: 178.75

HOSPITAL SECURITY: 87

COURT TIME WORKED: 612

YEAR TO DATE (beginning 07/01/23): 796

YEAR TO DATE (beginning 07/01/23): 395.86

YEAR TO DATE (beginning 07/01/23): 1614

File Attachments for Item:

. Utilities Division Water/Sewer Monthly Report for October 2024

Utilities Division Activity Report for October 24 WATER

REQUEST	W/E 10/11/24	W/E 10/18/24	W/E 10/25/24	W/E 10/31/24	MONTHLY TOTALS
Service Technicians					
NON READS	22	36	39	42	139
FINAL READS & DEMOS	3		1	2	6
LEAK INVESTIGATIONS/turn off-on	10	2	7	15	34
METER/STOP INVESTIGATIONS	12	6	12	11	41
REPAIR WIRING/GET READING				1	1
ORANGE TAG FOR REPAIRS	2	10		5	17
RECONNECTS/TURN ONS	43	39	43	14	139
NONPMT/BAD CK/AGREEMENT SHUT OFFS	41	43	40	19	143
SUSPENDED ACCTS - RECHECKS					0
REPLACE/REPAIR METER/LID/VALVE					0
INSTALL COUPLERS/PLUGS/LOCKS			3	1	4
NEW METER - Residential	2	1	4	3	10
METER FIELD TESTS - Residential					0
METER TESTS - Industrial					0
NEW METER - Industrial		3		4	7
HYDRANTS FLUSHED					0
PRESSURE CHECK/NO WATER/DIRTY WATER					0
MOVE METERS OUTSIDE	5		3		8
SP Change Outs/Repairs/Reactivates/Move	7		6	3	16
FREEZE UPS-LEAKS/METERS & LINES					0
CCP - BACKFLOW/RETRO	5		3		8
HYDRANT/IRRIGATION METER					0
LEAD INVENTORY INSPECTIONS					0
Total					573
Pipe Technicians					
LINE LOCATOR	378	158	85	49	670
TAPS SERVICED	5		5	1	11
LEAKS REPAIRED	1	2	1	1	5
CLEANED SMALL DUMP TRUCKS	2				2
CLEANED BRASS ROOM	2				2
VA AVE - HELPED EA TIE IN 2"	1				1
ABANDONED SERVICE - 454/456 GOETHE ST	5				5
KING ST - NEW MAIN	19	8	18	12	57
ABANDONED SERVICE - BRASS CACTUS	4				4
POTOMAC PK - RAISED SETTER FOR BELT	4				4
HAULED PIPE & FITTINGS FROM TRITON	4				4
COLD MIXED 2 HOLES ON GOETHE ST	2				2
PINE AVE - PUT RIZER ON HYDRANT VALVE	2				2
GEORGE ST - DUG UP SINKHOLE/BACKFILLED	5				5
ABANDONED SERVICE - 233/235 COLUMBIA ST	4				4
445 DIRK - REPLACED VALVE BX IN ROAD	3				3
HAULED STONE TO DAM	3				3
CLEANED OUT VALVE BX/PINE & REYNOLDS	3				3
HUMBERD - SHUT DOWN FOR EA TO TIE IN		2			2
POTOMAC - SHUT DOWN FOR EA TO TIE IN		2			2
CONFINED SPACE TRAINING (pipe & meter)		8			8
MARY ST - WATER OFF/ON FOR EA		2			2
CLEANED 306		2			2
ROBERTS ST - WATER OFF/ON FOR EA			1		1
CLEMENT - SHUT DOWN FOR EA TO TIE IN			3		3
CLEMENT @ VA - SHUT DOWN FOR EA TIE IN			3		3
GEPHART @ GREENE - REPAIRED HYD			3		3
INSTALLED VALVE BX/RISERS-LONGWOOD	3				3
WATER OFF/ON FOR EA-LAFAYETTE			6		6
PARK TANK LINE - INSTALLED BLOW OFFS				4	4
810 SHRIVER - RAISED METER BOX				4	4
CTR @ HANOVER-INSTALLED NEW VALVE BX				4	4
BOONE ST - FLUSHED HYDRANTS				4	4
REMOVED BLOW OFF/MT ROYAL & LAKE AVE				4	4
418 PINE - LEAK ON HYD LEAD/NEW VALVE BX				4	4

Watershed					
Burned brush & removed downed trees from Growden Rd					
Shut down hydrants/South End					
Dug shale loose on Pea Vine Run Rd					
Repaired hydraulic line on excavator					
Hauled paving equipment to BW Drive for street dept					
Refueled equipment on King St (several days)					
Took road tractor back to dam					
Greased & refueled excavator on Pea Vine Run Rd					
Cut & removed trees from Golden Ln (several days)					
Dug ditch for outside electrical outlet @ dam					
Picked up materials from Triton					
Hauled 315 to dam					
Bored hole for electrical post/ran wire/backfilled ditch up to post					
Moved equipment					
Repaired 4" drain line @ dam					
Backfilled & graded equipment parking area @ dam					
Finished backfilling around new outlet pole					
Hauled roller from park to warehouse					
Confined space training					
Hauled equipment to George St/Potomac St/Windsor Rd					
Hauled equipment to King St					
Moved paving equipment to Pine Ave					
Removed downed trees @ dam					
Hauled sweeper to Altoona					
Hauled 396 to Bealls Mill Rd					
Refueled skid steer on Pine Ave					
Brought 316 to warehouse					
Removed downed trees on Goldne Ln/trimmed trees on Lake Gordon Rd/hauled paver to Maple St and back to warehouse					
Moved light plants from Rent All to Riverside					
Removed downed trees from gate 16-3/Narrow Ln/fire road gates/Bedford Rd main line/emergency access rd					
Trimmed & removed downed trees Smousemill/AC of MD property					
GRAND TOTAL					1419

Sanitary Sewer Department Monthly Report

October-24

TASKS/JOB

TOTALS

Calls Answered	12
Service Lines Opened	3
Owner's Trouble	8
Traced Lines/Mains	462
Flushed Mains	5500
Mains Repaired/Replaced	1
Sewer Taps Installed	1
Cleaned Catch Basins	45
Cleanouts Installed	1
Televised Sewer Mains	CCTV/Out of Service
Televised Sewer Lines	N/A
Call Outs/Overtime	7 Call Outs/10hrs
Weekly Check of Overflows/Pits/ETC.	4

WATER USAGE: GALLONS

CREW

9000

608

4000

605

George Chory - Supervisor

File Attachments for Item:

1. Approving the Closed Work Session, Open Work Session and Regular Session Minutes for November 4, 2024

Mayor and City Council of Cumberland

Closed Session Minutes

City Hall, 57 N. Liberty Street, Cumberland, MD 21502

2nd Floor Conference Room

Monday, November 4, 2024; 4:45 p.m.

On November 4, 2024, the Mayor and City Council met in closed session at 4:45 p.m. in the 2nd Floor Conference Room in City Hall for the purpose of immediately closing the meeting to receive legal regarding the Rolling Mill project. Authority to close the session is provided by Section 3-305(b)(7) of the General Provisions Article of the Annotated Code of Maryland.

MOTION: Motion to enter into Closed Session was made by Council Member Marchini seconded by Council Member Cioni, and was passed on a vote of 5-0.

PRESENT: Raymond M. Morriss, President; Council Members Richard Cioni, Eugene Frazier, Jimmy Furstenberg, and Laurie Marchini

ALSO PRESENT: Jeffrey F. Silka, City Administrator; Allison K. Layton, City Clerk; City Solicitor, Michael Cohen (by phone)



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Richard J. “Rock” Cioni
Councilman Eugene T. Frazier
Councilman James L. Furstenberg
Councilwoman Laurie P. Marchini

City Administrator Jeffrey F. Silka
City Solicitor Michael S. Cohen
City Clerk Allison K. Layton

Mayor and City Council of Cumberland

WORK SESSION

City Hall 2nd Floor Conference Room
57 N. Liberty Street
Cumberland, MD 21502

Monday, November 4, 2024; 5:15 pm

PRESENT: Mayor Raymond M. Morriss; Council Members: Richard Cioni, Eugene Frazier, James Furstenberg, Laurie Marchini.

ALSO PRESENT: Jeffrey F. Silka, City Administrator; Allison Layton, City Clerk; Michael Cohen; City Solicitor;

Media: Teresa McMinn, Cumberland Times-News and Hannah Fout, WCBC

I. CONTINUED DISCUSSION SURROUNDING THE CITY’S MISSION STATEMENT

Mr. Silka began by passing around a statement that City Clerk Allison Layton drafted, which combined all Council Members ideas. Councilwoman Marchini pointed out something she would like to modify and a discussion ensued around the subject. A unanimous agreement was reached and the Mayor made the final edits.

II. REVIEW OF THE PUBLIC MEETING AGENDA OF NOVEMBER 4, 2024

- Councilwoman Marchini inquired about Order 1 – Mr. Silka explained the order is for redistributing the ARPA interest to the Public Safety building for a project that came in over budget.
- Mr. Silka updated that Order 2 is a pass through of a grant in which the City had to act as the entity to apply for the funds.

- Order 4 is for the Skatepark allocation which explains that the County ARPA funds are depleted and they would not be able to provide any assistance for this project
- Order 6 is for a grant that Talkie Communications Inc, received for broadband in the County and in order to get their backbone for service, the City needs to approve the use of public rights-of-way for broadband installation and once completed, expansion in the City is the next intention. At which time a franchise agreement would be negotiated as an alternative to broadband.

III. MAYOR AND CITY COUNCIL UPDATES

- Councilman Furstenburg raised funds during the Allegany/Fort Hill Homecoming weekend and \$200 was donated to Let's Beautify Cumberland and over \$450 was raised for the Allegany Youth Enrichment Program Services.
- Halloween in the Park was very successful with the largest crowd since 2011. Hay rides were available as well as a costume contest and Ryan Mackey, Director of Parks and Recreation, unofficially had the best costume for dressing up as Mayor Morris.
- Positive feedback has been received about the trail in the park and is being well received from mountain bikers.
- Discussions were mentioned of a new location for the dog park.
- November 13, 2024 at 9:00 AM will be the official day the first 10 legal drivers will be able to drive down Baltimore Street. A token of appreciation needs to be extended to CBIZ for helping coordinate the event and for allowing the use of their conference room and parking lot.
- November 14, 2024 is the ribbon cutting ceremony and the community day follows on November 16, 2024. Thanks goes to Matt Miller and Julie Westendorff for all of their work leading up to these dates.
- A lot of work has been going on in the Wills Hotel and seven more ribbon cutting ceremonies will take place in the next two months with approximately 135 new employees working downtown.
- A meeting with the Comptrollers Advisory Council was held and a focus on attainable housing and upper story redevelopment was mentioned. They are also working on direct filing and outreach to constituents regarding the latest tax and financial information needed to file.
- Meetings have taken place with some of the Choose Cumberland Relocation Program applicants but no decisions have been made at this time.
- Much appreciation goes to the South Cumberland Business Association, Sean and Christy Thomas and all of the sponsors for the Halloween Parade, which was well attended.

- A visit from Secretary Day of the Department of Community Housing Development to Baltimore Street was well received and he mentioned how beautiful it looked. He also discussed housing being a main topic at PACE this year and the possibility of speaking to address those issues.

IV. ADJOURNMENT

With no further business at hand, the meeting adjourned at 6:15 p.m.
Respectfully Submitted,

Allison K. Layton _____
City Clerk

Minutes approved on _____



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilman James L. Furstenberg
Councilwoman Laurie P. Marchini

City Administrator Jeffrey F. Silka
City Solicitor Michael Scott Cohen
City Clerk Allison K. Layton

MINUTES

M&CC Regular Public Meeting
57 N. Liberty Street, Cumberland, MD 21502

DATE: November 4, 2024

I. OPEN SESSION – 6:15 p.m.

II. Pledge of Allegiance

III. Roll Call

PRESENT:

Council Member Richard J. "Rock" Cioni
Council Member Eugene T. Frazier
Council Member James L. Furstenberg, III
Council Member Laurie P. Marchini
President Raymond M. Morriss, President

Also Present: Jeffrey F. Silka, City Administrator; Allison K. Layton, City Clerk;
Shannon Adams, Fire Chief; Captain Burt

IV. Statement of Closed Meeting

On November 4, 2024, the Mayor and City Council met in closed session at 4:45 p.m. in the 2nd Floor Conference Room in City Hall for the purpose of immediately closing the meeting to receive legal advice regarding the Rolling Mill project. Authority to close the

session is provided by Section 3-305(b)(7) of the General Provisions Article of the Annotated Code of Maryland.

V. Director's Report

Motion to approve the report was made by Council Member Cioni, seconded by Council Member Furstenberg, and was passed on a vote of 5-0.

(A) Police Department

1. Police Department Activity Monthly Report for September 2024

Public Comments

All public comments are limited to 5 minutes per person, no comments were made.

VI. Approval of Minutes

Motion to approve the minutes was made by Council Member Fraizer, seconded by Council Member Marchini, and was passed on a vote of 5-0.

1. Approving the Regular Session Minutes for October 1, 2024 and October 15, 2024, the Open Work Session Minutes for October 15, 2024, October 17, 2024, October 22, 2024 and the Closed Work Session Minutes for May 21, 2024 and July 16, 2024

Public Comments

All public comments are limited to 5 minutes per person, no comments were made.

VII. Unfinished Business

(A) Ordinances

1. Ordinance 3996 (*2nd and 3rd readings*) - authorizing the execution of 1) a contract for exchange of real estate for the exchange of real property owned by the Mayor and City Council at 308 Cumberland Street for the real property owned by William Friend at 417 Central Avenue and 2) the deed for the purpose of

conveying the property located at 308 Cumberland Street to William Friend and 3) such supplemental documents as may be required to effect the transaction

SECOND READING: The ordinance was submitted in title only for its second reading. Motion to approve the reading was made by Council Member Cioni, seconded by Council Member Furstenberg, and was passed on a vote of 5-0.

Mayor Morriss called for questions or comments. Being none, the ordinance was moved to its third reading.

THIRD READING: The ordinance was submitted in title only for its third reading and was passed on a vote of 5-0.

VIII. New Business

(B) Orders (Consent Agenda)

Mr. Silka reviewed each item on the Consent Agenda and Mayor Morriss called for questions or comments. **Motion** to approve each item was made by Council Member Fraizer, seconded by Council Member Furstenberg, and was passed on a vote of 5-0.

1. Order 27,591 - approving an amendment to Order Nos. 26,923 and 26,961, providing for an increase of ARPA funding allocation of \$292,024 to HVAC Improvement at City Hall and decreases of ARPA funding allocation of \$45,833 to DDC Assistance to Small Businesses, \$54,077 to Community Development Property Improvement, \$117,927 to Affordable Housing Assistance and \$74,187 to Replace 4" to 6" Water Lines
2. Order 27,592 - authorizing the release of \$98,000 in reimbursement funds from the Maryland Department of Natural Resources Community Parks and Playground Grant to the Allegany College of Maryland for the construction of an outdoor sand volleyball court
3. Order 27,593 - Declaring certain City-owned property to be surplus and authorizing it for sale
4. Order 27,594 - accepting the bid from First Fruits Excavating Inc. for site preparation including erosion and sediment control, a stabilized construction entrance, grading and pipework to prepare the site for Rampage Skateshop and Skatepark Equipment to construct a skate park (City Project 06-13-RE) in the amount not to exceed Seven Hundred Eighty-Seven Thousand Dollars and No Cents (\$787,000) and rejecting all other bids

5. Order 27,595 - authorizing the execution of a contract of sale to acquire 403-405 Central Avenue (Tax ID 22-005596) from Monica L. Stewart and Lucille Stewart for the purchase price of \$35,000
6. Order 27,596 - authorizing the execution of a Memorandum of Understanding by and between the Mayor and City Council of Cumberland and Talkie Communications, Inc. pertaining to the construction, installation and maintenance of Talkie Communications, Inc.'s Backbone Network that is deployed within certain City owned Rights of Way
7. Order 27,597 - authorizing the execution of an Outdoor Seating Lease Agreement with Azadarmaki Gholamreza (DBA Azad's) for the use of the public right of way immediately in front of and adjacent to the property for outside seating for a term effective November 4, 2024 through October 31, 2025

IX. Public Comments

All public comments are limited to 5 minutes per person

Mary Engles addressed the Mayor and City Council in regards to the Memorial Hospital parking garages and suggested converting them in to ice skating rinks. This could attract more tourism as well as appeal to residents currently. She also went on to explain that the lower level of the garage could be used as a skate shop for rentals as well as a Café, shops and also a shelter in the event of extreme heat.

X. Adjournment

With no further business at hand, the meeting adjourned at 6:40 p.m.

Minutes approved on _____

Raymond M. Morriss, Mayor _____

ATTEST: Allison K. Layton, City Clerk _____

File Attachments for Item:

. Order 27,598 - authorizing the execution of Change Order No. 2 with Triad Engineering for additional work not specified in the original contract for the MSC Fuel Tank Replacement Project (City Project 2023-14-PBLD), consisting of an electrical panel, additional paving between the fuel island and salt dome and additional paving around the AST concrete pad in the amount of \$36,650, bringing the total contract price not to exceed \$606,244

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

ORDER NO. 27,598

DATE: November 19, 2024

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

THAT, the City Administrator be and is hereby authorized to execute Change Order No. 2 with Triad Engineering, 1075-D Sherman Avenue, Hagerstown, MD 21740, for additional work not specified in the original contract for the MSC Fuel Tank Replacement Project (2023-14-PBLD), consisting of an electrical panel, additional paving between the fuel island and salt dome and additional paving around the AST concrete pad in the amount of Thirty Six Thousand Six Hundred Fifty Dollars and No Cents (\$36,650.00), bringing the total contract price not to exceed Six Hundred Six Thousand Two Hundred Forty Four Dollars and No Cents (\$606,244.00).

Raymond M. Morriss, Mayor

Original Contract Price	\$564,594.00
Change Order No. 1	\$5,000.00
Change Order No. 2	\$36,650.00
Total Contract Price after CO 2	\$606,244.00

Budget: 115.071F.63000

Council Agenda Summary

Meeting Date: 11/4/2024

Key Staff Contact: Matt Idleman, P.E.

Item Title:

Change Order #2 for MSC Fuel Tank Replacement Contract, City Project # 2023-14-PBLD

Summary of project/issue/purchase/contract, etc for Council:

Change Order #2 for MSC Fuel Tank Replacement Contract in the amount of \$36,650.00

This change order includes three parts. The first, was an electrical panel that needed to be outdoor rated for use with fuel equipment only. The second, was for additional paving between the fuel island and the salt dome. Lastly, was additional paving around the AST concrete pad.

All three of these items add up to be an additional \$36,650.00. The original contract price was \$564,594.00 which was approved by M&CC 27,370 and increased by Change Order #1, M&CC 27,448, to \$569,594.00. This new change order increases the total project amount to \$606,244.00

The project is budgeted for this fiscal year, and utilizes City Funds

Amount of Award: \$36,650.00

Budget number: 115.071F.63000

Grant, bond, etc. reference: City Funds





CHANGE ORDER FORM

CHANGE ORDER NO.: 1 DATE: 10/30/2024 PROJECT NO.: 03230554

PROJECT NAME: City of Cumberland MSC - City Project No. 2023-14-PBLD

CLIENT NAME: Mayor and City Council of Cumberland

CONTRACT DATE: 11/21/2023 CONTRACT FOR: MSC Fuel Tank Replacement

CLIENT PROJECT NO.: City Project No. 2023-14-PBLD

CONTRACT IS CHANGED AS FOLLOWS:

Change Order No.1 - Electrical Panel

Outdoor rated electrical panel for use with the fuel equipment only. Panel to include a Shunt-Trip Main for use with the e-stop system and all necessary circuit breakers for the new fuel equipment, including Switch-Neutral breakers for the dispensers. This panel was installed adjacent to the existing electrical panel on the side of the salt dome.

Original Contract Amount.....	\$	547,820
-------------------------------	----	---------

Net Change by Previous Authorized Change Orders	\$	0.00
---	----	------

Contract Amount Prior to this Change Order.....	\$	547,820
---	----	---------

The Contract Amount will be ☒ increased ☐ decreased ☐ unchanged
by this Change Order in the amount of.....\$ 3,200

The new Contract Amount including this Change Order.... \$ 551,020

The Contract Time will be ☐ increased ☐ decreased] ☒ unchanged by Days

The Date of Substantial Completion as of this Change Order is.....

Triad Engineering, Inc.

Client

By: Kainen Marks

By: _____

Date: October 30, 2024

Date: _____

File Attachments for Item:

. Order 27,599 - authorizing the Chief of Police to enter into a Memorandum of Understanding with the Governor's Office of Crime Prevention and Policy (GOCPP) for the purpose of establishing and implementing the legislatively mandated "End the Violence" Public Resources Organizing to End Crime Together (PROTECT) Program

- ORDER -

of the

Mayor and City Council of Cumberland
MARYLAND

ORDER NO. 27,599

DATE: November 19, 2024

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

THAT, the Chief of Police be and is hereby authorized to execute a Memorandum of Understanding with the Governor's Office of Crime Prevention and Policy (GOCPP) to establish and implement the legislatively mandated "End the Violence" Public Resources Organizing to End Crime Together (PROTECT) Program.

Raymond M. Morriss, Mayor

Council Agenda Summary

Meeting Date: November 19, 2024

Key Staff Contact: Chief John “Chuck” Ternent

Item Title: PROTECT MOU

Summary of project/issue/purchase/contract, etc for Council:

Authorize the Chief of Police to enter into a Memorandum of Understanding with the Governor’s Office of Crime Prevention and Policy (GOCCP) for the purpose of establishing and implementing the legislatively mandated “End the Violence” Public resources Organizing to End Crime Together Program (PROTECT).

Amount of Award:

Budget number:

Grant, bond, etc. reference:

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
GOVERNOR'S OFFICE OF CRIME PREVENTION AND POLICY AND
THE CITY OF CUMBERLAND, MARYLAND
ON BEHALF OF THE
CUMBERLAND POLICE DEPARTMENT**

THIS MEMORANDUM OF UNDERSTANDING ("MOU" or "Agreement") is made this ____ day of _____, 2024 by and between the Governor's Office of Crime Prevention and Policy (GOCPP) located at 100 Community Place, Crownsville, Maryland 21032 and the city of Cumberland, Maryland on behalf of the Cumberland Police Department ("CPD" or "LE"), located at 20 Bedford St, Cumberland, MD 21502 collectively, "the parties".

RECITALS

WHEREAS the parties enter into this MOU for the purpose of establishing and implementing the legislatively mandated ["End the Violence" Public Resources Organizing to End Crime Together Program \(P.R.O.T.E.C.T.\)](#)

WHEREAS the parties wish to set out all presently known necessary working arrangements that both parties agree are needed to establish and implement the PROTECT program. The GOCPP wishes to engage the services of CPD and CPD has agreed to provide the services described herein to the State.

NOW, THEREFORE, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. PURPOSE:

By this AGREEMENT, the parties establish the P.R.O.T.E.C.T. (Public Resources Organizing to End Crime Together) Program to maximize the use of State, local, and community resources to combat neighborhood decline throughout the State, support comprehensive strategies to reduce crime and fear in those communities, and ensure that local law enforcement are utilized in direct public safety roles.

2. SCOPE OF SERVICES:

The parties agree that the GOCPP, CPD, and the P.R.O.T.E.C.T. Coordinator's roles and responsibilities shall include, but not be limited to the following:

2.1 GOCPP:

- Will, in collaboration with the Maryland Statistical Analysis Center's obtained third party geographical criminal justice data, assists in defining and identifying 10 high-crime micro-zones in Maryland. Based on a five-year analysis of violent crime data, the following high-crime micro-zones were identified as: Allegany County, Baltimore City, Baltimore County, Anne Arundel County, Cecil County, Frederick County, Dorchester County, Prince George's County, Washington County, and Wicomico County.
- Will hire and retain a full time civilian P.R.O.T.E.C.T. Coordinator ("PC") who resides in Allegany County, which has been identified as having a high-crime micro-zone. The PC shall be retained through an interview process in which the CPD will be involved. The PC must pass all background checks required by GOCPP and the CPD.
- Will provide training for the PC and law enforcement personnel implementing criminal justice strategies for the P.R.O.T.E.C.T. program.
- Will provide supervision of the PC through the Assistant Director of Public Safety Strategies to ensure legislative compliance as required by Md. Code Ann. Public Safety Art. §§ 2-412 and 4-1501 – 4-1504 (Repl. Vol 2022). Due to the offsite assignment, monitoring of the PC will be a shared responsibility of the P.R.O.T.E.C.T. Senior for the assigned area of coverage and law enforcement personnel with the CPD.
- Will provide computer equipment and office supplies to effectively run the P.R.O.T.E.C.T. program.
- Shall collaborate all press releases in regard to the GOCPP/Allegany County/Cumberland Police Department P.R.O.T.E.C.T. Coordinator program.

2.2 P.R.O.T.E.C.T. Coordinator:

- Tracking the implementation of the P.R.O.T.E.C.T. program and completion of all required reports, including, but not limited to, summarizing efforts related to the implementation of Md. Code Ann. Public Safety Art. §§ 2-412 and 4-1501 – 4-1504 (Repl. Vol 2022) and identifying successes, red flags, and roadblocks relating to P.R.O.T.E.C.T. strategies.
- Sharing information with law enforcement needed to accomplish the goals of P.R.O.T.E.C.T., including, but not limited to:
 - Stakeholder meetings
 - Crime trends throughout the State
 - Overdose numbers throughout the State
 - Stats, and other information/data as needed to promote P.R.O.T.E.C.T.
- Notifying law enforcement of any grant programs that will benefit the P.R.O.T.E.C.T. program or other programs/initiatives.
- Initiating crime prevention programs such as:
 - Community involvement/community-police partnerships
 - Hot spot enforcement, crime prevention through environmental design, situational awareness, neighborhood watch programs, and education
- Attending and contributing to various community meetings.
- Attending various youth programs such as Boys and Girls Club, Family League of Baltimore, Badges for Baseball, etc.

- Assisting with community mobilization and activities to reclaim public space
- Developing partnerships with the Department of Public Works and Transportation, fire department and other local, state, and federal agencies to sustain structure and services essential to the welfare and acceptable quality of life for residents in the high crime micro-zone.
- Organizing and executing neighborhood, block, and park cleanups throughout the identified high crime micro-zone.
- Assisting with rapid response to public nuisances, including notification of law enforcement, animal control, the community, or other responsible parties as appropriate for situations requiring abatement.
- Coordinating community engagement with law enforcement, including partnership with Law Enforcement Community Relations Units to enhance public perception of law enforcement and improve police relationships with residents of the high-crime micro-zone.
- The PC will focus P.R.O.T.E.C.T. strategies on one high-crime micro-zone at a time, until data driven results no longer identify the high-crime micro-zone as such.

2.3 CPD

The parties agree that law enforcement roles and responsibilities shall include, but not be limited to the following:

- Will assist in gathering data and collaborate with the GOCPP to identify the high-crime micro-zone in which the PC will be assigned.
- Shall provide an appropriate secure work area in accordance with Maryland Department of General Services area standards in a district /precinct to optimize coordination of P.R.O.T.E.C.T. activities, preferably near the identified high crime micro-zone.
- Shall provide a LE supervisor point of contact/reporting person in the district/precinct where assigned.
- Shall provide phone service and allow internet and intranet access along with permissions for law enforcement programs which would allow data review, crime statistics, and trends to benefit the P.R.O.T.E.C.T. program.
- When needed and appropriate LE enforcement shall provide needed assistance or resources the LE Chief deems necessary in applying P.R.O.T.E.C.T. program requirements.
- May request the PC attend various community, faith-based, and other meetings as related to the identified high-crime micro-zone.
- Shall ensure the PC focuses on the identified high-crime micro-zone until data driven results no longer recognize the identified area as being a high-crime micro-zone.
- Shall collaborate with the GOCPP and note the support of the “End the Violence” P.R.O.T.E.C.T. program in all press releases and publications regarding the program.

3. TERM:

3.1 The term of this AGREEMENT will commence upon its execution by all parties and shall remain in place, unless otherwise terminated as provided in section 3.2.

3.2 This AGREEMENT may be terminated with the consent of both parties.

- Termination for Convenience. The GOCPP shall have the right to terminate this AGREEMENT at any time during the Term of this Agreement, for any reason, including without limitation, its own convenience, upon thirty (30) days prior written notice to LE.
- Termination for Cause. If LE fails to fulfill its obligations under this AGREEMENT properly and on time, or otherwise violates any provision of this AGREEMENT, the GOCPP shall have the right to terminate this AGREEMENT upon written notice thereof and specifying an effective date.

3.3 Nothing in this Agreement is intended, or should be construed, to create any right or benefit, substantive or procedural, enforceable at law by any non-party to this Agreement against any party, its agencies, officers, or employees.

4.0 LIABILITY

4.1 Subject to any limitations imposed by law, the parties agree that each party shall be responsible for its own actions and omissions, pursuant to the performance of this agreement, and neither party shall hold the other liable with respect to any matter not arising from the other party's actions or omissions. Furthermore, the liability of the parties shall be governed by the terms and provisions of the applicable Tort Claims Acts and related funding provisions.

4.2 In no event shall the GOCPP be liable for acts, omissions, or conduct of the officers, employees, volunteers, or agents of law enforcement or another participating party of this AGREEMENT.

5. NOTIFICATION:

Any notifications required or permitted under this AGREEMENT shall be made in writing. Email notifications will satisfy the requirements that notice shall be in writing. The contact persons for notifications are the following:

For Law Enforcement:

Chief Chuck Ternent
Cumberland Police Department
20 Bedford St, Cumberland, MD 21502

For the GOCPP:

Richard Alban, Assistant Director of Public Safety Strategies
Governor's Office of Crime Prevention and Policy
100 Community Place, Crownsville, Maryland 21032

6. AUDITS; RETENTION OF RECORDS: Law Enforcement shall retain and maintain all records and documents relating to this AGREEMENT for a minimum of three (3) years from the date of execution under this AGREEMENT or until expiration of any applicable statute of limitations, whichever is longer, except in cases where unresolved audit questions require retention for a longer period as determined by GOCPP. Law Enforcement shall make such records and documents available for inspection and audit at any time to authorized representatives of the GOCPP, and if applicable, to state and/or federal government authorized representatives.

7. MISCELLANEOUS PROVISIONS

1. It is understood and agreed that the P.R.O.T.E.C.T. Coordinator is a State employee and afforded all rights as such entitled. Additionally, LE shall not be covered under any insurance program maintained by the GOCPP or the State of Maryland. The terms and conditions of this AGREEMENT shall not be deemed or construed in any way to create or constitute a general partnership, joint venture, or other such entity between the GOCPP and LE.

2. This AGREEMENT shall be governed and construed under the laws of the State of Maryland.

3. The parties shall comply with all federal, state, and local laws, ordinances, rules, and regulations applicable to the services to be provided or performed under the terms of this AGREEMENT, including those now in effect and hereafter adopted.

4. Any modifications, alterations, or amendments to the provisions of this AGREEMENT must be by means of a written amendment that refers to and incorporates this AGREEMENT, is duly executed by an authorized representative of each party and is approved by all participating parties.

5. The signatory for LE, below, certifies and warrants that law enforcement agency name in this AGREEMENT is its full legal name, as designated in its corporate charter or other organizational document, that he/she is empowered to act and contract for law enforcement, and that this AGREEMENT has been approved by all parties involved.

6. No waiver of any breach of any provision of this AGREEMENT shall constitute a waiver of any other breach of such provision. Failure of any party to enforce at any time, or from time to time, any provision of this AGREEMENT shall not be construed as a waiver thereof. The specific rights and remedies set forth in this AGREEMENT shall not be exclusive and are in addition to any other rights and remedies provided by law.

7. In the event of any question regarding the meaning of any of the provisions of this AGREEMENT, the interpretation placed thereon by the GOCPP shall be final and binding on the parties hereto, provided that any such interpretation shall not be unreasonable.

8. If any provision in this AGREEMENT subsequently is determined to be invalid, illegal or unenforceable, that determination shall not affect the validity, legality or enforceability of the remaining provisions stated in any section or subsection of this AGREEMENT.

9. LE represents that it is not aware of any officer, employee or agent of the county who exercises any functions or responsibilities in connection with this Program, to have any personal financial interest, Sa direct or indirect, in this AGREEMENT.

10. This AGREEMENT constitutes the entire and full understanding between the parties hereto and neither party shall be bound by any representations, statements, promises or AGREEMENTS not expressly set forth herein. This AGREEMENT shall be binding upon the parties hereto and their successors and permitted assigns.

11. None of the duties of the P.R.O.T.E.C.T. Coordinator program may be subcontracted to a third party.

The remainder of this page is blank; Signature page follows.

IN WITNESS WHEREOF, the parties hereto have executed this AGREEMENT on the day and year first above.

Governor's Office of Crime Prevention and Policy

Dorothy J. Lennig, Executive Director or Designee

Martin Hammond, Directive Criminal Justice Programs

City of Cumberland

Raymond Morris, Mayor

Chuck Ternent, Chief of Police

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

**Shelly E. Mintz, Deputy Counsel
Office of Attorney General**

File Attachments for Item:

. Order 27,600 - authorizing the formal adoption of the City of Cumberland Mission Statement

- ORDER -

of the

Mayor and City Council of Cumberland
MARYLAND

ORDER NO. 27,600

DATE: November 19, 2024

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

THAT, the formal adoption of the following City of Cumberland mission statement be and is hereby approved.

“The City of Cumberland is a vibrant and friendly community devoted to the well-being of our residents, businesses and visitors. We are committed to blending our small-town charm and the region's natural beauty with opportunities for modernization while still preserving our City’s rich history. We are committed to making Cumberland a safe and welcoming place to visit, work, live and raise a family, and we strive to provide excellent public safety, high quality utilities and fiscally responsible transparent governance to meet the needs of all citizens in an effort to create a sustainable community.”

Raymond M. Morriss, Mayor

File Attachments for Item:

. Order 27,601 - authorizing the execution of an Outdoor Dining Lease Agreement with Corner Tavern & Cafe LLC for the use of the public right of way immediately in front of and adjacent to the property for outside cafe dining for a term effective November 19, 2024 through October 31, 2025

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

ORDER NO. 27,601

DATE: November 19, 2024

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

THAT, the Mayor be and is hereby authorized to execute an Outdoor Dining Lease Agreement by and between the Mayor and City Council of Cumberland and:

Corner Tavern & Café LLC

detailing terms for the use of the public right-of-way immediately in front of and adjacent to each property for outside café dining for a term effective November 19, 2024 through October 31, 2025.

Raymond M. Morriss, Mayor

OUTDOOR DINING LEASE AGREEMENT

3 **THIS OUTDOOR DINING LEASE AGREEMENT** ("Lease") is made and executed this November 19, 2024, by and between the **Mayor and City Council of Cumberland**, a Maryland municipal corporation (the "City") and **CORNER TAVERN & CAFÉ LLC** ("Lessee").

WHEREAS, Lessee operates a restaurant at 171 N. Centre Street, Cumberland, MD 21502;

WHEREAS, the City maintains and/or owns the public right-of-way immediately in front of the restaurant;

WHEREAS, Lessee wishes to expand its operation to include outside café dining on a portion of the public right-of-way adjacent to its restaurant; and

WHEREAS, the City has determined that it is in the interest of the general public to permit the use of a portion of the right-of-way for café dining.

NOW, THEREFORE, the parties hereto hereby agree as follows:

1. **Demise**. The City hereby leases to Lessee a certain parcel of property located on the public right-of-way adjacent to Lessee's restaurant, the area of which encompasses that portion of the right-of-way directly to a depth of 4 feet 0 inches and width of 39 feet 0 inches on Hanover Street and depth of 3 feet 6 inches and width of 9 feet 0 inches on N. Centre Street, the corners of which shall be marked by the Lessee subject to the approval of the City, which leased parcel of land (hereinafter referred to as the "Demised Premises") is shown on the plat/drawing attached hereto and incorporated by reference herein as Exhibit 1. Notwithstanding the foregoing, Lessee shall be responsible for allowing pedestrian traffic to pass through the Demised Premises at a location or locations to be approved by the City or as directed by the City, subject to modifications as directed by the City during the term of this Lease.

2. **As-Is Condition; No Warranties or Representations**. Except as expressly set forth herein, Lessee accepts the Demised Premises in its as-is where-is condition, with all faults and defects, latent or patent, known or unknown, presently existing or that may arise in the future. The City disclaims all liability and responsibility for any representation, warranty, statement, or information made, communicated, or furnished (orally or in writing) to Lessee or any of its agents, employees or representatives made prior to or following the date of this Agreement unless it is modified as provided for hereinafter.

2. **Term**. The term of this lease shall commence on November 19, 2024, and shall terminate on October 31, 2025, unless sooner terminated as provided for herein.

3. **Use of Property**. The Demised Premises shall be occupied and used by Lessee for the provision of outdoor café dining to Lessee's restaurant customers. Lessee agrees that, in its use of the Demised Premises, it will comply with all present and future valid local, state and federal laws, ordinances, rules and regulations related to the occupancy or use of the Demised Premises.

4. **Special Events.** The City shall be entitled to suspend Lessee's use of the Demised Premises during special events, such as Heritage Days, and shall give Lessee notice of such suspension at least ten (10) days prior to the scheduled event.

5. **Rent.** Lessee, in consideration of the leasing of the Demised Premises and the performance by the City of the covenants to be performed by it, agrees to pay rent to the City in the amount of One Dollar (\$1.00).

6. **Permits, Licenses, Fees.** In addition to the rent specified above, Lessee shall obtain all permits and licenses required by any laws, ordinances, rules or regulations of the City and/or any Federal, State or other governmental agency and shall pay all related fees. The execution of this Lease does not constitute permit approval or licensure by or on the part of the City.

7. **Demarcation / Alcoholic Beverages.** Lessee shall place stanchions and chains along the perimeter of the Demised Premises to control ingress and egress therefrom. Lessee shall be responsible for monitoring the area to ensure that patrons do not take alcoholic beverages off the premises of the Lessee. Any such beverages to be consumed with the Demised Premises shall be served in non-breakable containers. Glass bottles or glasses are not permitted in the area of the Demised Premises.

8. **Furnishings & Equipment.** Lessee shall be responsible for providing all furnishing and equipment for use by its staff and patrons within the area of the Demised Premises. All such furnishings and equipment must be approved by the City before use within said area. Upon the City's request of the City, Lessee shall remove said furnishings and/or equipment from the Demised Premises and store them in a neat and orderly manner.

9. **Rules and Regulations.** The City shall have the right, from time to time, to establish, modify, amend and enforce reasonable rules and regulations with respect to the Demised Premises. Lessee shall faithfully observe and comply with such rules and regulations.

10. **Assignment and Subletting.** This Lease and the rights granted hereby shall not be assigned or subletted by Lessee except with the prior written consent of the City. Said consent may be withheld for any reason or no reason at all.

11. **Termination.** Except as provided for hereinafter, either party shall have the right to cancel this Lease by giving the other thirty (30) days advance written notice.

12. **Right of Entry.** The City shall have the right to enter upon the Demised Premises at any time for the purpose of operating, maintaining, repairing, restoring or replacing any public utilities. It may also enter upon the Demised Premises for the purpose of inspecting it to ensure that Lessee is complying with its obligations under the terms of this Lease.

13. **Maintenance.** Lessee shall be responsible for keeping the Demised Premises and all items located therein in good condition and repair. The Demised Premises shall be kept free of garbage and refuse.

14. **Release.** The Lessee hereby irrevocably and unconditionally releases, cancels, and forever discharges the City and its directors, officers, officials, employees, affiliates, agents, and

representatives from any and all claims, complaints, causes of action, demands, damages, obligations, liabilities, losses, promises, agreements, controversies, penalties, expenses, and executions of any kind or nature whatsoever, whether known or unknown, actual or potential, whether arising in law or in equity, which the Lessee may have, may have had, or may in the future obtain, arising out of or relating to any acts, omissions, agreements, or events relating in any manner to this Lease. The provisions of this section shall survive the termination or earlier expiration of this Lease.

15. Insurance. So long as this Lease is in effect, Lessee shall, at its expense, maintain comprehensive general public liability insurance covering personal injury and property damage occurring on the Demised Premises which shall include the City as an additional insured. Such policy shall have minimum single combined liability limits of One Million Dollars (\$1,000,000.00) and shall be written on an occurrence basis. The insurance policy will name the “**MAYOR AND CITY COUNCIL OF CUMBERLAND**” as the Certificate Holder and as an additional insured, and will include an endorsement requiring the insurer to provide the City with no less than thirty (30) days advance written notice of the cancellation of the policy. Immediately upon the execution of this Lease, Lessee shall provide the City with a certificate of insurance evidencing its compliance with the requirements of this section.

16. Indemnification. Lessee shall indemnify, hold harmless and defend the City, its officers, officials, agents, and employees from and against any and all any and all liabilities, damages, claims, costs and expenses, including, but not limited to, attorneys’ fees, court costs and litigation expenses, arising from, as a result of, or as an incident to:

- a) Lessee’s use of the Demised Premises or the conduct of its business on the Demised Premises;
- b) any act or omission done, permitted or suffered by Lessee, its contractors, licensees, invitees, agents, representatives, or employees on or about the Demised Premises; or
- c) any breach or default in the performance of any obligation of Lessee under the terms of this Lease.

17. Default. After the occurrence of any of the following events, the City shall have the right to terminate this Lease immediately:

- a) In the event that Lessee shall fail to keep and perform, or shall violate the terms, covenants, and conditions of this Lease on its part to be kept and performed, and Lessee shall not have cured or corrected this failure within five (5) days after written notice shall have been given to Lessee.
- b) If Lessee shall make an assignment for the benefit of its creditors, or shall file a petition in bankruptcy or shall be adjudged bankrupt, or the interest of Lessee under this Lease shall be levied upon and sold upon execution or shall, by operation of law, become vested in another person, firm or corporation, because of the insolvency of Lessee, or in the event that a receiver or trustee shall be appointed for Lessee or the interest of Lessee under this Lease.

c) In the event that Lessee shall vacate or abandon the Demised Premises (or its restaurant located adjacent thereto), or shall permit them to remain vacant and unoccupied without the consent of the City first obtained.

18. Repossession Upon Default. Upon the occurrence of any one or more of the events of default or the expiration of any termination notice, Lessee's right to possession of the Demised Premises shall terminate, and Lessee shall surrender possession of it immediately. In this event, Lessee grants to the City full and free license to enter into and upon the Demised Premises to take possession with or without process of law, and to expel and remove Lessee or any other person who may be occupying it.

19. Other Remedies. Each and every of the rights, remedies and benefits provided by this Lease shall be cumulative and shall not be exclusive of any other of such rights, remedies and benefits, or of any other rights, remedies and benefits allowed by law or equity.

20. Waiver. One or more waivers of any term, covenant or condition of this Lease by the City shall not be construed to be a waiver of a further or subsequent breach of the same term, covenant or condition.

21. Notice. Except as otherwise provided herein, all notices required to be given by the parties to one another under this Lease shall be properly given only if made in writing and either deposited in the United States mail, postage prepaid, certified with return receipt requested, or delivered by hand (which may be through a messenger or recognized delivery or courier service) and addressed as follows:

To the City:

Jeffrey Silka
City Administrator
57 N. Liberty Street
Cumberland, MD 21502

To Lessee:

Gregory Bender (owner)
Corner Tavern and Café
171 N. Centre Street
Cumberland, MD 21502

22. Governing Law. The laws and decisions of the State of Maryland shall govern and control the construction, enforceability, validity and interpretation of this Lease, and all other agreements, instruments, documents, exhibits, or schedules executed by the parties pertaining or relating to this Lease or the transactions contemplated herein. Any litigation arising out of this Lease or its terms shall be instituted in the Circuit Court for Allegany County, Maryland or the District Court of Maryland for Allegany County, and the parties hereto waive any objection to the venue of such proceedings being in said courts and they further waive any claims that such courts constitute inconvenient fora.

23. Gender/Tense/Conjugation. The use of any gender, tense, or conjugation herein shall be applicable to all genders, tenses and conjugations. The use of the singular shall include the plural and the plural shall include the singular.

24. **Captions.** The marginal captions of this Lease are for convenience only and in no way define or limit the intents, rights or obligations of the parties hereunder.

25. **Severability.** Should any provision of this Lease be found, held or deemed to be unenforceable, voidable or void, as contrary to law or public policy, the parties intend that its remaining provisions shall nevertheless continue in full force and effect and be binding upon the parties and their respective successors and assigns.

26. **Jury Trial Waiver.** **THE PARTIES HERETO WAIVE TRIAL BY JURY IN ANY ACTION OR PROCEEDING TO WHICH ANY OF THEM MAY BE PARTIES ARISING OUT OF OR IN ANY WAY PERTAINING TO THIS LEASE. IT IS AGREED AND UNDERSTOOD THAT THIS WAIVER CONSTITUTES A WAIVER OF TRIAL BY JURY OF ALL CLAIMS AGAINST ALL PARTIES TO SUCH ACTIONS OR PROCEEDINGS, INCLUDING CLAIMS AGAINST PARTIES WHO ARE NOT PARTIES TO THIS LEASE.**

27. **Entire Agreement.** This Lease contains the final and entire agreement between the parties, and neither they nor their agents shall be bound by any terms, conditions, statements, warranties or representations, oral or written, not herein contained.

28. **Binding Effect.** This Lease shall inure to the benefit of the parties hereto and it shall be binding upon their respective personal representatives, heirs, successors and assigns.

29. **Public Health Contingencies.** The terms and conditions of this Lease are subject to all orders, ordinances, laws, statutes, rules and regulations of local, state and/or federal governments, pertaining to public health concerns, including, but not limited to, pandemics.

30. **Baltimore Street Redevelopment Project.** The terms and conditions of this Lease are subject to modification and/or suspension if and when such action is deemed necessary to accommodate construction during the planned Baltimore Street Redevelopment Project.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and date first above written.

**MAYOR AND CITY COUNCIL
OF CUMBERLAND**

By: _____
Raymond M. Morriss, Mayor

CORNER TAVERN & CAFÉ LLC

By: _____ (Seal)
Signature

Gregory Bender
Printed name

_____ 
Witness

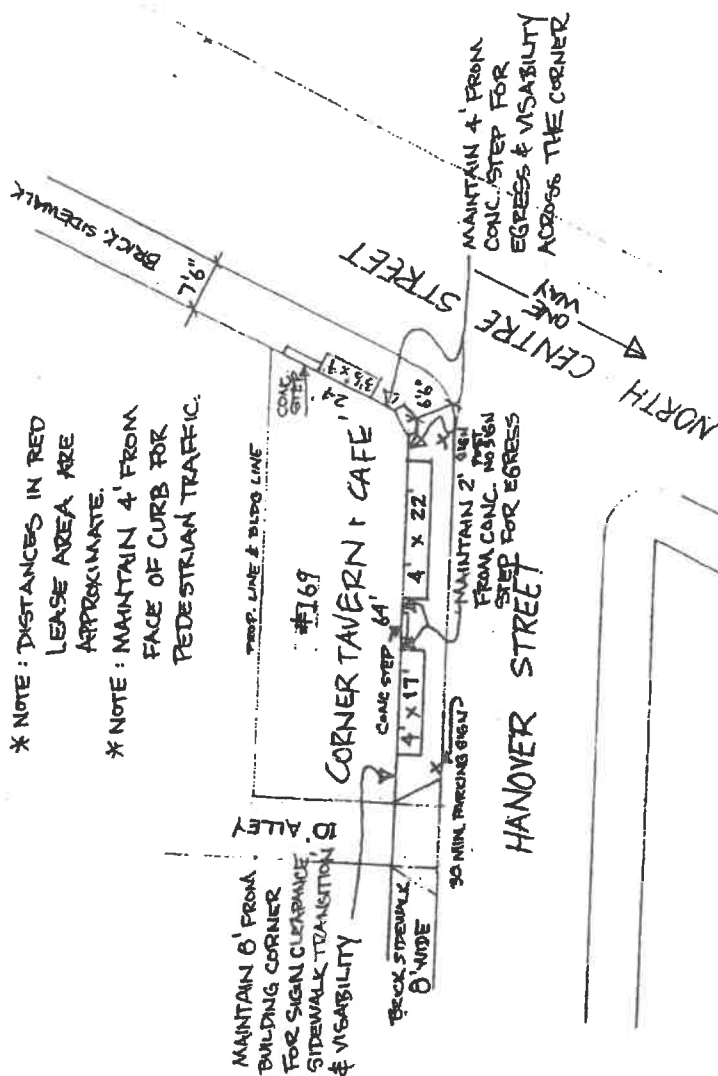


Position



SKETCH PLAN
FOR
CORNER GRILL + CAFE
LEASE AREA

1" = 20'



File Attachments for Item:

. Order 27,602 - accepting the proposal from Shaffer Construction Co. for paving work on Memorial Avenue from Arundel Street to Oldtown Road with the addition of a crown in the street to provide proper run-off as a part of the Memorial Avenue Paving Project (City Project 2024-11-PVG) in the amount not to exceed \$42,785

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

ORDER NO. 27,602

DATE: November 19, 2024

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

THAT, the proposal from Shaffer Construction Co., Inc., PO BOX 231, Ellerslie, MD 21529, for paving work on Memorial Avenue from Arundel Street to Oldtown Road with the addition of a crown in the street to provide proper run-off as a part of the Memorial Avenue Paving Project (City Project 2024-11-PVG) be and is hereby approved in the amount not to exceed Forty Two Thousand Seven Hundred Eighty Five Dollars and No Cents (\$42,785.00).

Raymond M. Morriss, Mayor

Budget: 127.101.63000

Council Agenda Summary

Meeting Date: 11/19/2024

Key Staff Contact: Robert Smith, PE

Item Title:

Memorial Avenue Paving (2024-11-PVG)

Summary of project/issue/purchase/contract, etc for Council:

THAT, the award to Shaffer Construction to provide paving work on Memorial Avenue be and is hereby approved in the unit price amount of \$42,785.00. This work was performed to put a crown in the street, as there had not been one in the road prior to Columbia Gas work in the area. While Columbia Gas was doing restoration work, this was performed in tandem to provide the road with proper run-off.

The project is budgeted for this fiscal year, and utilizes City funds.

Amount of Award: \$42,785.00

Budget number: 127.101.63000

Grant, bond, etc. reference: City Funds

SHAFFER CONSTRUCTION CO., INC.

PO Box 231
ELLERSLIE, MD 21529
shafferconst@atlanticbbn.net

Invoice

Date	Invoice #
10/31/2024	2045332

Bill To
CITY OF CUMBERLAND 20 BEDFORD STREET CUMBERLAND, MD 21502 ATTN: MATT IDLEMAN

Description		Amount
WE, SHAFFER CONSTRUCTION CO. INC., HEREBY SUBMIT THE FOLLOWING INVOICE: PROJECT: PAVING ON MEMORIAL AVENUE FROM ARUNDEL ST TO OLDTOWN RD PAVED TO PUT A CROWN IN THE STREET TOTAL EQUIPMENT, MATERIALS & LABOR		42,785.00
		Total \$42,785.00
		Payments/Credits \$0.00
		Balance Due \$42,785.00

File Attachments for Item:

. Order 27,603 - authorizing the renewal of the contract with Denali Water Solutions for the "WFP Residuals Management Transportation, Storage, Beneficial Use and/or Disposal" Project (33-20-WFP) in variable amounts based on material generated for a term of February 1, 2025 through January 31, 2026

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

ORDER NO. 27,603

DATE: November 19, 2024

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

THAT, the renewal of the contract with Denali Water Solutions, 3308 Bernice Avenue, Russellville, Arkansas, 72802 for the “WFP Residuals Management-Transportation, Storage, Beneficial Use and/or Disposal” Project (33-20-WFP) for a one year term effective February 1, 2025 to January 31, 2026 be and is hereby accepted in the “per load” or “per ton” cost as follows:

Job Description	Amount
Per Load for Transportation	\$ 646.98
Per Ton Storage & Land Application	\$ 23.53
Per Load for Transportation	\$ 676.39
Per Ton to Landfill	\$ 105.87

Raymond M. Morriss, Mayor

Budget: 002.230.20100

Council Agenda Summary

Meeting Date: 11/19/24

Key Staff Contact: Raquel Ketterman

Item Title:

Water Filtration Plant Residuals Management Transportation, Storage, Beneficial Use and/or Disposal Contract Extension

Summary of project/issue/purchase/contract, etc for Council:

Denali Water Solutions currently performs the contracted service to remove, transport, and land apply water treatment residuals and would like to extend their contract effective February 1, 2025 to January 31, 2026 per the original M&CC 26,749 and first extension with M&CC 27,369 which allows an option for two one-year renewals in their contract. This will be the second of two potential contract renewals.

Adjusted pricing as follows per a 13% CPI adjustment:

Per Load Transportation (Lan Application):	\$646.98
Per Ton Storage & Land Application:	\$23.53
Per Load Transportation (Landfill):	\$676.39
Per ton Landfill Disposal:	\$105.87

The project is budgeted for this fiscal year, and utilizes City Funds

Amount of Award: Variable (see table above)

Budget number: 002.230.20100

Grant, bond, etc. reference: City Funds



250-B Lucius Gordon Drive, Suite 8
West Henrietta, NY 14586
518-222-5452

November 1, 2024

Via email delivery

Raquel Kettermann
City of Cumberland, MD
57 North Libery Street
Cumberland, MD 21502

Dear Ms. Kettermann,

Denali Water Solutions LLC ("Denali") is pleased to continue serving the City of Cumberland by providing turn-key beneficial use and disposal management of water treatment plant residuals. We appreciate this opportunity and look forward to continuing our partnership with the City.

As provided for in our Agreement, we are requesting a one year extension and an annual CPI adjustments to be effective February 1, 2025.

The designated index (All items less food and energy in Middle Atlantic, all urban consumers, not seasonally adjusted (<https://data.bls.gov/pdq/SurveyOutputServlet>) indicates the year over year CPI adjustment to be 4.1%.

The adjusted rates are as follows:

- | | |
|---|----------|
| • Per Load Transportation (Land Application): | \$646.98 |
| • Per Ton Storage & Land Application: | \$ 23.53 |
| • Per Ton Load Transportation (Landfill): | \$676.39 |
| • Per Ton Landfill Disposal: | \$105.87 |

If you have any questions or would like to discuss further, please do not hesitate to reach out. We look forward to hearing from you regarding this matter.

Please acknowledge the extension and price adjustment by signing and returning this notice.

Sincerrelly,

Glen Knecht
Vice President, Sales & Development

Name: _____

Title: _____

Date: _____

File Attachments for Item:

. Order 27,604 - authorizing the approval of Change Order No. 2 to the Sole Source contract from AquaLaw PLC in the amount of \$1,584 to extend the 1998 Consent Order issued by the Maryland Department of the Environment (MDE) to address Combined Sewer Overflows (CSOs), with the additional cost being split evenly between the City of Cumberland, the City of Frostburg, Allegany County, and LaVale

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

ORDER NO. 27,604

DATE: November 19, 2024

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

THAT, the City Administrator be and is hereby authorized to approve Change Order No. 2 to the Sole Source contract from AquaLaw PLC, 6 South 5th Street, Richmond, VA, 23219, in the amount of One Thousand Five Hundred Eighty Four Dollars and No Cents (\$1,584.00) to extend the 1998 Consent Order issued by the Maryland Department of the Environment (MDE) to address Combined Sewer Overflows (CSOs), with the additional cost being split evenly between the City of Cumberland, the City of Frostburg, Allegany County, and LaVale, via invoicing after payment by the City; and

BE IT FURTHER ORDERED that this additional cost is based on an Engineer's estimate to complete the first phase of negotiations with MDE.

Raymond M. Morriss, Mayor

Council Agenda Summary

Meeting Date: 11/19/2024

Key Staff Contact: Robert Smith

Item Title:

Change Order No. 2 to AquaLaw PLC

Summary of project/issue/purchase/contract, etc for Council:

This change order is to add an additional \$1,584.50 to the Sole Source Contract with AquaLaw for legal assistance with extending our 1998 Consent Order issued by the Maryland Department of the Environment (MDE) to address Combined Sewer Overflows (CSOs). The original order was accepted in the amount of \$47,500 with M&CC Order #26,814. The change order #1 increased this amount by \$10,000 to a total of \$57,500. This additional cost of \$1,584.50 will be split evenly between Frostburg, the City of Cumberland, Allegany County, and Lavale via invoicing after payment by the City. This additional cost is based on an Engineer's estimate to complete the first phase of negotiations with MDE.

Amount of Award: \$1,584.50

Budget number: 003.310.20100

Grant, bond, etc. reference: City Funds

File Attachments for Item:

. Order 27,605 - accepting the bid from Kauffman Metals, Inc. for the purchase of a Post Frame Structure for Constitution Park in an amount not to exceed \$26,728

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

ORDER NO. 27,605

DATE: November 19, 2024

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

THAT, the bid from Kauffman Metals, Inc., 6146 Lincoln Highway, Bedford, PA 15522, for the purchase of a Post Frame Structure for Constitution Park be and is hereby accepted in the amount not to exceed Twenty Six Thousand Seven Hundred Twenty Eight Dollars and No Cents (\$26,728.00); and

BE IT FURTHER ORDERED THAT, all other proposals received for this project be and are hereby rejected.

Raymond M. Morriss, Mayor

Order of bids:

Kauffman Metals, Inc.	\$26,728
Pioneer Pole Buildings LLC	\$29,783
MQS Structures, LLC	\$31,199

Budget: 001.078.62000

Council Agenda Summary

Meeting Date: 11/19/2024

Key Staff Contact: Devin Burke

Item Title:

Order accepting the written quotation of post frame structure from Kauffman Metals INC., 6146 Lincoln HWY, Bedford PA, 15522, for an amount not to exceed \$26,728.

Summary of project/issue/purchase/contract, etc for Council:

Requesting an order to accept the written quotation for the purchase of a Post Frame Structure from Kaufman Metals INC.

Three quotes were obtained and Kauffman's provided the lowest bid meeting all requirements of the project.

This purchase will be in accordance with the Purchasing Guidelines, *Sec. 2-171 Purchases of supplies, maintenance/repair contracts, professional service contracts and equipment. (a) Purchases requiring bidding.*

The final cost will not exceed \$26,728 due at the time of project completion.

Amount of Award:

\$26,728

Budget number:

078.62000

Grant, bond, etc. reference:

N/A

QUOTATION FOR:
Devin Burke
City Of Cumberland
Cumberland, MD 21502
240-609-6793

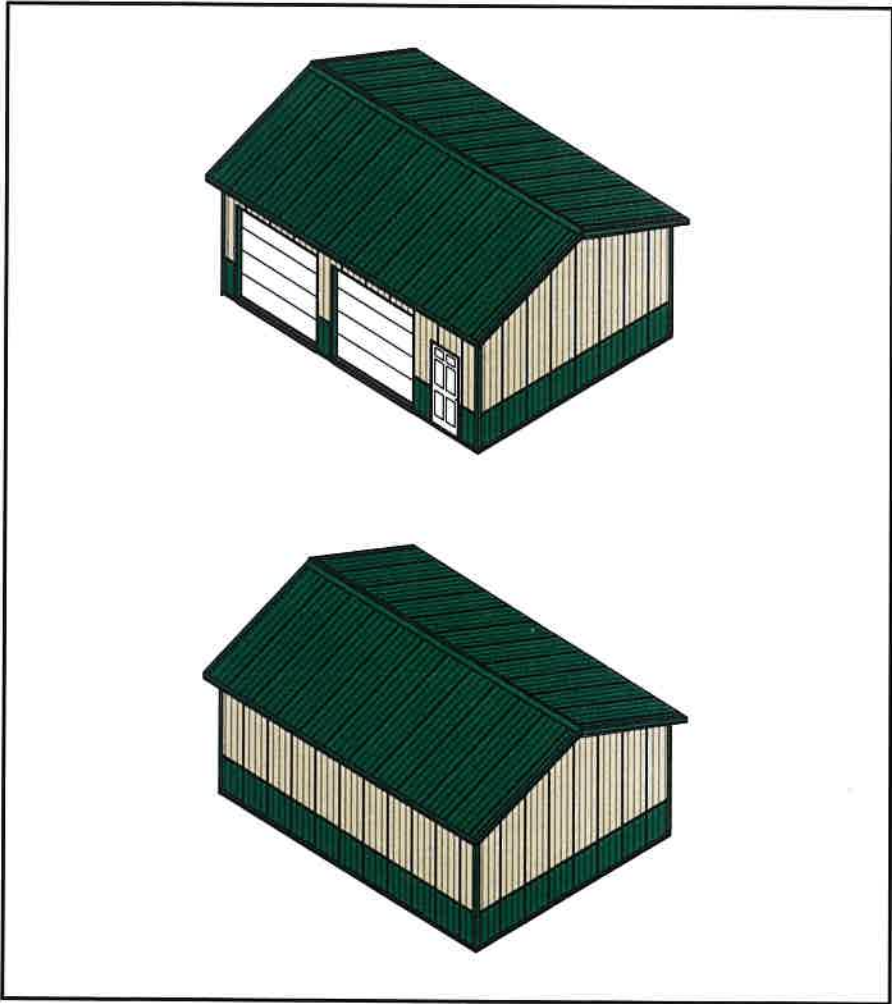
CONTACT:
Bob Kauffman
6146 Lincoln Hyw.
Bedford, PA 15522
814-623-6044

CONSTRUCTION:
DIMENSIONS:

Post Frame
24' X 32' X 10'

SPECIFICATIONS FOR 24' X 32' X 10' POST FRAME PACKAGE:

- MATERIAL PACKAGE**
 - Pre-Engineered Wood Trusses (4/12 Pitch, 4' O/C)
 - 6 x 6 Treated Southern Yellow Pine Eave Posts (8' O/C)
 - 6 x 6 Treated Southern Yellow Pine Gable Posts (8' O/C)
 - 2 x 8 Treated Southern Yellow Pine Skirt Boards (1 Row)
 - 2 x 4 Wall Girts (24" O/C) and Roof Purlins (24" O/C)
 - 2 x 10 Double Top Girt Truss Carrier
 - 1/8" Thermo-Guard Insulation White/Reflective Insulation on Roof
 - Stone Grand-Rib #1 Steel Siding
 - Evergreen Steel Wainscot on All Four Sides
 - Evergreen Grand-Rib #1 Steel Roof
 - One Concrete Pad per Post Hole
- DOORS & WINDOWS**
 - Two 2283 C.H.I. 10 X 8 O.H. Door Ins.
 - One 3' 6 Panel Entry Door
- 12" OVERHANG ON ALL SIDES STEEL SOFFIT**
- FASTENERS**
 - 1" Woodfast W/ Washer for Steel Wall Panel
 - 1 1/2" Woodfast W/ Washer for Steel Roof Panel
 - Simpson Strong-Drive Structural Screw for Truss Carrier
 - 16D Pole Barn Nails for Skirt Board
 - Galvanized Steel Framing Nails
- DETAILED BUILDING PLANS**



INSTALLED-----
4" 4000 PSI Concrete floor with fiber add-----

\$20,936.00
\$ 5,792.00

QUOTATION DATE: 1/4/2024

ESTIMATE NUMBER: 10433

Prices are good for 14 days, until 1/18/2024

Total = \$26,728

Prepared For:
Devin Burke
215 Bowen Street
Cumberland, MD 21502

PRICES SUBJECT TO CHANGE AT
TIME OF CONTRACT DUE TO
VOLATILITY IN THE LUMBER

QUOTE NUMBER:
PQS-687078-001

Page: 1 of 1
Quote Date: 8/1/2024
Quote By: Samantha
Customer ID: 687078

Phones: Home: (240) 609-6793

Building

Dimensions: 24'W x 32'L x 10'4"H
4x6 poles .23 MCA treated, poles 8' on center in all areas except where 10' is allowable on gable ends
Siding: 28 Gauge Frontier Panel 50 Year Warranty
Roofing: 27 Gauge Frontier Panel 50 Year Warranty
24' Standard Trusses, 4' on center, 4/12 pitch, snow load by code and design

Openings

(2) 10'W x 8'H Residential Classic Raised Short Panel Insulated,15" track, Placement:gable
(1) Entry Door 3068 inswing 6-panel RH Fiberglass Insulated PRIMED

Overhangs

Eaves Overhang: Flush, Gables Overhang: Flush

Miscellaneous

32 ft, Universal Ridge Vent
2 x 6 Skirtboard .60 Treated with barrier tape

Total for above building erected on your level, compacted site: \$19,628

Additional Options

Openings

(1) Window 3W 4H Single Hung Insulated White with Grids & Screen \$350

Overhangs

Eaves Overhang: OH 1' \$1,360
Gables Overhang: OH 1' \$936

Insulation

Roof: Double Bubble Vapor Barrier \$947

Miscellaneous

Trash Removal, If Needed \$350
Engineered Sealed Blueprints (If Required By Township/County) \$750
Non Stamped Blueprints Free

4" concrete floor, expansion joints, fiber mesh, 3500 PSI. Customer supplies 4" stone base. Concrete crew spreads stone. Extra concrete or extra grading is extra charge. \$6,912

\$29,783



www.mqsstructures.com

Devin Burke
301-759-6622
215 Bowen Street
Cumberland, MD 21502

Tue Nov 12 2024

Re: Free Standing Building Proposal

Dear Devin Burke,

Thank you for your inquiry on a new project to be provided by MQS Structures, LLC
Below are listed the specifications on which the price is based:

Free Standing Building installed on your level site
24' width x 32' length x 10' inside height
Roof System: 4' o/c trusses Pitch: 4/12 Loading: 50-5-5 standard
Walls: 8' o/c TR laminated load-bearing columns with uplift protection
Siding: 28 Gauge Painted Steel (Undecided Color)
Trim Color (Undecided Color)
Roofing Type: 28 Gauge Painted Steel (Undecided Color)
Overhangs: 12" Boxed on 2-eaves & 2-gables (Undecided Color) soffit and fascia
Underlayment: 929 sqft of Single Bubble on Roof
2 - 9 X 8 steel-backed Insulated (Undecided Color) Overhead Door(s)
1 - 3' X 6'8" Steel Solid Entry Door(s) (Commercial Door)

The cost for this project is \$23,990.00.

This price is good for 21 days from the date of this letter.
Thank you and if I can be of any further assistance please feel free to call.

Yours truly,
Paul Shirk
MQS Structures, LLC
2662 Spring Lick Road
Swanton, MD 21561
Phone # (740) 785-0259
P.shirk@mqsstructures.com

WV Contractors License# WV060626

Additional available options:

- + Add Siding: 112 lineal ft 3' Wainscoting (Undecided Color) for \$470.00
- + Add Underlayment: 1388 sqft of House Wrap on Sides for \$600.00
- + Add Liner Panel: 768 sqft of 28 gauge painted steel Liner Panel on Ceiling for \$2,780.00
- + Add 1 - 3X3 Single-hung ins. Window(s) for \$480.00
- + Add Concrete Floor: 768 sqft of 4" concrete floor inside for \$7,530.00

Total = 31,199.00

File Attachments for Item:

. Order 27,606 - accepting the sole source proposal from Link Computer Corporation for the renewal of the Cisco WebEx cloud based phone system for a one year term from November 28, 2024 to November 28, 2025, in the amount not to exceed \$30,135

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

ORDER NO. 27,606

DATE: November 19, 2024

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

THAT the sole source proposal from Link Computer Corporation, PO BOX 250, Bellwood, PA 16617 for the renewal of the Cisco WebEx cloud based phone system for a one year term from November 28, 2024 to November 28, 2025, in the amount not to exceed Thirty Thousand One Hundred Thirty Five Dollars and No Cents (\$30,135.00), be and is hereby accepted.

Raymond M. Morriss, Mayor

Budget: 001.033.48201

Council Agenda Summary

Meeting Date:

Key Staff Contact: Johnna Byers, Director IT

Item Title:

Cisco WebEx Cloud Based Phone System renewal

Summary of project/issue/purchase/contract, etc for Council:

IT requests an order for costs not to exceed \$30,135 to Link Computer Corporation, for Cisco WebEx cloud based phone services for one year. We have been using the Cisco phone system since March 2023. Because Link purchased the contract for us it creates obstacles from Cisco when other vendors attempt to provide a quote. We have a sole source approval from Jeff Silka.

This item is budgeted in 001.033 48201.

Amount of Award: not to exceed \$30,135

Budget number: 001.033.48201

Grant, bond, etc. reference:



Webex calling renewal

Quote #1027253 v1



Prepared For:

CITY OF CUMBERLAND

JOHNNA BYERS
57 NORTH LIBERTY STREET
CUMBERLAND, MD 21501

P: (301) 759-6441

E: johnna.byers@cumberlandmd.gov

Prepared by:

Link Computer Corporation

Dan Servello
Stadium Drive
PO Box 250
Bellwood, PA 16617

P: 814-742-7700

E: dservello@linkcorp.com

Date Issued:

11.14.2024

Expires:

11.22.2024

Cisco Webex Calling Renewal

Line #	Product Details	Qty	Price	Ext. Price
1	A-FLEX-NUCL-P NU WEBEX CALLING PROFESSIONAL LICS	205	\$105.00	\$21,525.00
2	A-AUD-OCPL-NU OCPL FROM THE US UNLTD FOR US LICS NU	205	\$42.00	\$8,610.00
Subtotal:				\$30,135.00

Comments

SUB ID - Sub713281

Quote Summary	Amount
Cisco Webex Calling Renewal	\$30,135.00
Total:	\$30,135.00

SALES TAX MAY BE APPLICABLE AND WILL BE SHOWN ON INVOICE(S). Unless otherwise noted, this quote does not include installation services. Note: This is Not an Invoice! Please do not pay from this Quote.

Returns are not accepted without a prior approved Return Merchandise Authorization.

By signing this quote, you are agreeing to all terms and conditions stated within this quote.

Acceptance

Link Computer Corporation

CITY OF CUMBERLAND

Dan Servello

Signature / Name

11/14/2024

Date

JOHNNA BYERS

Signature / Name

Initials

Date



Allison Layton <allison.layton@cumberlandmd.gov>

Re: MCC Agenda item - Cisco WebEx Phone System renewal

1 message

Ken Tressler <ken.tressler@cumberlandmd.gov>
To: Johnna Byers <johnna.byers@cumberlandmd.gov>
Cc: Allison Layton <allison.layton@cumberlandmd.gov>

Thu, Nov 14, 2024 at 8:48 AM

Approved

On Thu, Nov 14, 2024 at 8:38 AM Johnna Byers <johnna.byers@cumberlandmd.gov> wrote:

Good morning,

With Ken's approval, can this please be added to the next MCC agenda?

Thanks!

Johnna

--

Ken Tressler, CPA
Director of Administrative Services
57 N. Liberty Street
Cumberland, MD 21502
Office (301) 759-6406
Cell (304) 813-6470

File Attachments for Item:

. Order 27,607 - declaring certain City-owned property at 461 Central Avenue and 921 Lexington Avenue to be surplus and authorizing them for sale

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

ORDER NO. 27,607

DATE: November 19, 2024

WHEREAS, the Mayor and City Council of Cumberland is the record owner of certain parcels of property identified herein; and

WHEREAS, the Mayor and City Council have determined that these properties are no longer needed for any public use and will be offered for sale to the general public;

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

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

1. 921 Lexington Avenue Tax ID No. 04-040813
2. 461 Central Avenue Tax ID No. 22-003852

2. After the passage of twenty (20) days from the date of this Order, the Mayor and City Council may pass an Ordinance authorizing the execution of a deed effecting the conveyance of any or all of the properties to a purchaser, and the City may proceed with the transfer of any or all of the properties in accordance with the terms of said Ordinance

Raymond M. Morriss, Mayor