



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilman James L. Furstenberg
Councilman Brian R. Lepley

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

AGENDA

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

DATE: February 17, 2026

OPEN SESSION – 6:15 PM

Pledge of Allegiance

Roll Call

Statement of Closed Meeting

Director's Reports

(A) Administrative Services

- [1.](#) Administrative Services Monthly Report for January 2026

(B) Public Works

- [1.](#) Maintenance Division Monthly Report for January 2026

(C) Fire

- [1.](#) Fire Department Monthly Report for January 2026

(D) Police

- [1.](#) Police Department Monthly Report for January 2026

(E) Utilities - Flood, Water, Sewer

- [1.](#) Utilities Division Water/Sewer Monthly Reports for January 2026

Approval of Minutes

- [1.](#) Approving the Closed Work Session Minutes, Open Work Session Minutes, and Regular Session Minutes of February 3, 2026, and the Closed Session Minutes of February 10, 2026

Public Comments – FOR AGENDA ITEMS ONLY

All public comments are limited to 5 minutes per person

New Business

(A) Resolutions

- [1.](#) Resolution R2026-01 (*1 reading only*) - A resolution authorizing and empowering the Mayor and City Council of Cumberland to issue, sell and deliver a general obligation installment bond in original principal amount not to exceed \$7,358,958, the proceeds of the sale to be used and applied for the public purpose of financing or reimbursing costs of public projects

(B) Orders (Consent Agenda)

- [1.](#) Order 27,955 - amending Order No. 27,809, originally approved on August 6, 2025, to remove the previously approved price per yard for each of the vendors due to market fluctuations for the purchase of Concrete Material, with any purchases competitively based on best price and product availability at the time of need; and holding the not to exceed amount at \$100,000.00, expiring as of June 30, 2026
- [2.](#) Order 27,956 - authorizing naming opportunities for the trees in the Main Street district under the guidelines that a naming opportunity is \$500 and lasts for the life of the tree, with the proceeds being utilized exclusively to support the care and maintenance of the trees, seasonal plantings and landscaping on Baltimore Street and the Liberty Street and CBIZ Plazas
- [3.](#) Order 27,957 - accepting an FY25 Program Open Space grant from the Maryland Department of Natural Resources Board of Public Works in the amount not to exceed \$30,000 to be used for Gene Mason Sports Complex park upgrades
- [4.](#) Order 27,958 - authorizing the City Administrator to execute a Deed reverting the real property and improvements thereon located at 102-104-106 Altamont Terrace from Abiye S. Williams to the Mayor and City Council of Cumberland as permitted by deed dated January 16, 2024 (Allegany County Land Records Book 2946, Page 230) whereby the obligations set forth have failed to be fulfilled and Williams has not satisfied the requirements of the Deed of transfer of said property
- [5.](#) Order 27,959 - instituting a fee structure for City of Cumberland Right of Way (Dumpster) Permits, broken down into Rights of Way not controlled by parking fees or time restrictions at a fee of \$25 per week, \$100 per month and no charge for a one day Right of Way Occupation permit; and for Rights of Way within a fee-controlled parking space or time-controlled space, the daily permit fee shall be \$8/day, \$40/week and \$160 month, effective April 1, 2026
- [6.](#) Order 27,960 - accepting the bid from Main Line Commercial Pools for a replacement liner to the pool and wading pool (City Project 2025-24-RECR), in the amount not to exceed \$329,000

Public Comments

All public comments are limited to 5 minutes per person

Adjournment

File Attachments for Item:

. Administrative Services Monthly Report for January 2026



Administrative Services Monthly Report for January, 2026

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 January, 2026.

Information Technology Department

January 2026

Johnna Byers, Director

Statistics

164 new help desk requests
88 help desk requests resolved

Activities

Major department initiatives in the past month include:

- Assist with processes in new parking garage/permit system
- Assist with police mobile data terminal issues
- Assist with body camera issues including new unit evaluations
- Continue updating PCs to Windows 11 from Windows 10
- Continue evaluating alternatives to VMWare for virtual servers

Cumberland Main Street Report

January 2026

Melinda Kelleher, Main Street Manager

Meetings/Presentations

- State of MD DHCD call about Technology Assistance Grant (TAG) compliance. This is a \$20K grant to fund a market study for Main Street.
- Police Chief and City Administrator about parking enforcement and downtown code officers
- Taylor Layton, PR and Social Media Coordinator – Website needs, social media & ENews planning
- Attended PACE Conference in Annapolis
- Dave and Meg Romero – Video to promote investment opportunities in Main St district
- Canal Towns Partnership monthly meeting (virtual)
- Information call about Canal Place grants
- Meeting with Downtown D'Atri's about marketing and events

Main Street Meetings

- Main Street MD check-in meeting – progress on grant activities

Projects/Events

- Project Restore: Working on final reports for 7 N. Liberty St and 11 N. Liberty St.
- Submitted 2025 Main St America Accreditation application
- Work with designer on materials for Tree Naming Opportunities
- Ribbon Cutting for Madhouse Studios
- Ribbon Cutting for Hill & Company Hair Design
- Groundhog Day – Organized and executed event
- Submitted Maryland Heritage Areas grant letter of intent to apply (approved)
- Worked on FY27 Community Revitalization budget

Parks and Recreation

January 2026

Ryan Mackey, Director

Meetings and Site Activities

During the reporting period, Parks and Recreation staff attended and participated in several meetings and site visits related to departmental operations and capital projects. These included the monthly Parks and Recreation Advisory Board meeting on January 5, 2026; a pre-bid meeting for the Constitution Park Trails Wayfinding Project on January 5, 2026; and a pre-bid meeting for the pool liner replacement project on January 8, 2026. Staff also conducted a site inspection related to the proposed Gene Mason Sports Complex trails on January 13, 2026, to assess existing conditions and support future planning efforts.

Events and Program Preparation

Staff have been actively preparing for upcoming seasonal events and recreational programming. Preparations are underway for the annual Easter Egg Hunt scheduled for April 3, 2026, to be held at the Gene Mason Sports Complex. Field usage request forms for the spring and summer seasons are beginning to be received and processed. Scheduling has started for the Concert in the Park series, and preparations are underway for pavilion rentals, which will begin at the start of next month. Coordination is also ongoing for Groundhog Day activities in collaboration with Melinda, as well as a makeup day for the Afterschool Kids Christmas Program to be held at City Hall.

Upcoming Meetings and Activities

Looking ahead, the department will continue its planning and coordination efforts. Scheduled activities include the Parks and Recreation Advisory Board meeting on February 2, 2026, a Shade Tree Commission meeting, and an upcoming budget meeting to review departmental priorities and funding needs.

Community Development Report

January 2026

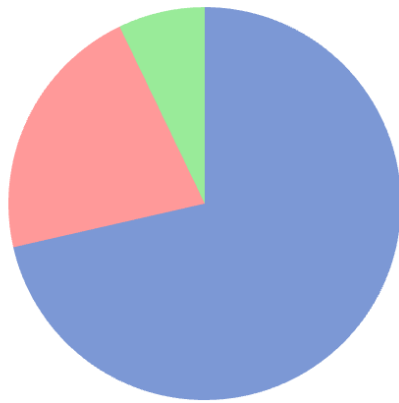
Kevin Thacker, Code Compliance Manager

Noted Activity:

\$15,000.00 Home Rehab Grant - 231 Oak ST, \$30,521.57 improvements

Code Enforcement Activity:

41 new cases received – 23 of those are still open
14 violations were found
18 cases have been resolved



Violations by Violation Type			
	Dwellings, yards and lots to be kept clean	10	71.4%
	Cutting of weeds	3	21.4%
	Standards for good repair and safe condition	1	7.1%

Permits/Reviews & Rental Licenses:

30 Total Permits/Reviews were issued

51 Rental Inspections were completed

Building

Residential0
Commercial.....3

Miscellaneous

Residential 2
Commercial 1

Occupancy

Residential 0
Commercial 1

Signage

Commercial..... 1

Electrical

Residential3
Commercial.....3

Plumbing

Residential 0
Commercial 2

Utility

Residential 0
Commercial 3

Demolition

Residential..... 1
Commercial.....0

Public ROW

Issued8

Rental Licenses

Issued 27

Rental Inspections

Passed 42
Failed 9

Plans, Reviews, Amendments and Appeals

(ZA, RPR, SR, ZMA, ZTA, SRA)

(Type) Issued {1 ZA} 1

Certificates of Appropriateness

Issued..... 1

Request for Change/Amendment

Issued..... 0

Revenue from 'Issued' Permits/Reviews:

Building Permits\$5173.00
Miscellaneous Permits.....45.00
Occupancy Permits15.00
Sign Permits..... 0.00
Utility Permits9,910.00
Plan reviews, Amendments & appeals 0.00
Zoning Classification Détermination (info request)0.00
Municipal Infractions (citations) 0.00
Certificates of Appropriateness (COA-ROA).....30.00
Rental Licenses (new & renewal)2,450.00
Paid Rental Inspection Requests25.00
TOTAL\$12,430.00

Demolition Bonds Collected\$0.00

COMMUNITY DEVELOPMENT PROGRAMS:

Lee Borrer, Senior Community Development Specialist

CDBG staff was busy beginning the 2026 CDBG Annual Action Plan process. The Public Notice was posted in the Times news in late December and January 12, 2026 as well as to city media outlets. Staff provided three group technical assistance meetings to 12 potential applicants, two public focus group meetings, and a presentation to the Homelessness Coalition.

Several Human Relations Commission committee meetings were held planning the 2026 Annual Fair Housing Event. CDBG staff met with Taylor Layton to increase CDBG awareness and knowledge via public relations on social media and the website.

Staff worked on several CDBG Environmental Review Records such as the Allegany Museum and the Oldtown Road Sidewalk project.

2025 Annual Action Plan activities are underway.

Human Resources

April Howser, HR Officer/Justin Lam, HR Associate
January 2026

- 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
 - * Conducted training sessions for T&A
- Employee Benefit Investigations
- Internal Employee Investigations
- Administered FMLA Program for City
- Administered Workers Comp Program for City
- Administered City's Drug testing
- Bi-Weekly Payroll
- YMCA Enrollments
- Employee Inquiries & Updates
- Posted and Administered Job Postings on Indeed
- Employee Disciplinary Meetings
- Longevity Pay Reports
- Payroll & Position Promotions

- New Hire Interviews
- New Employee Onboarding
- Continued support of prescription drug carrier – answered and relayed questions between employees & Liviniti
- W2 Creation & Distribution to Employees
- Insurance Invoicing
- Began 2025 OSHA reporting
- FMLI Leave Training
- Risk Management Meeting
- Administered Police Testing
- Administered Fire Testing
- Employee Grievance Process
- Gathered information and documents related to employment issues and uploaded documents to proper authorities

	31-Jan
Open positions	6
New Hires	3
Retirements	3
Resignations	4
Terminations	0
FMLA	3
Workers Comp	5
Elected Officials	5
FT Employees	257
PT Employees	10
Contractual Employees	5

Comptroller's Office
Financial Activity Report
January 2026
Mark Gandolfi, City Comptroller

Cash Flow:

Attached for your review is a Cash Flow Summary for the month of January 2026.

On January 1, 2026, the City had a cash balance of \$17.3 million (\$15.4 million invested in a value money market program and \$1.9 million participating in a sweep program at First United Bank). Expenditures exceeded receipts by \$1.1 million resulting in a cash balance of \$16.4 million at January 31, 2026 (\$15.5 million invested in a value money market program and \$900 thousand participating in a sweep program at First United Bank).

As of January 31, 2026, the significant tax receivable balances are reflected in the table below.

Taxes receivable (General Fund)						\$ 5,354,331
	Beg Balance	New Billings	Adjustments/ Abatements	Collections	Bad Debt	Ending Balance
FY 2026	\$ 2,194,471	\$ 2,227,994	\$ (15,986)	223,666	\$ -	\$ 4,182,813
FY 2025	696,676	6,613	(5,844)	22,280	-	675,165
FY 2024	296,085	715	(837)	9,416	-	286,547
FY 2023	57,513	-	(3,624)	-	-	53,889
FY 2022	44,381	-	(792)	-	-	43,589
FY 2021	28,364	-	(769)	-	-	27,595
FY 2020	39,087	-	(762)	-	-	38,325
FY 2019	8,447	-	(755)	-	-	7,692
FY 2018	9,171	-	(748)	-	-	8,423
FY 2017	7,492	-	(682)	-	-	6,810
FY 2016	6,820	-	(682)	-	-	6,138
FY 2015	5,811	-	(353)	-	-	5,458
FY 2014	4,357	-	(29)	-	-	4,328
Prior FY's	7,704	-	(145)	-	-	7,559
	<u>\$ 3,406,379</u>	<u>\$ 2,235,322</u>	<u>\$ (32,008)</u>	<u>\$ 255,362</u>	<u>\$ -</u>	<u>\$ 5,354,331</u>

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

Real property (non-owner occupied)	\$ 1,376,939
Personal Property	2,236,867
Real Property (semiannual payments)	569,007
Real Property (Half Year)	-
	<u><u>\$4,182,813</u></u>

The City's liquidity position continues to be strong as illustrated in the following cash and investments table. Restricted cash is comprised primarily of CSX funding restricted for capital projects.

Cash and Investment Summary

January 31, 2026

	Cash	Investments
Beginning Balance	\$ 17,386,306	\$ 12,086,075
Add:		
Cash Receipts	4,079,018	-
Investment Transfer	-	-
Less:		
Disbursements	5,084,555	-
Investment Transfer	-	-
Ending Balance	\$ 16,380,769	\$ 12,086,075
Restricted	\$ 1,938,210	\$ -

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

Restricted Cash

	10/30/4670	Increase	Utilization	1/31/2026
Police Seizures	\$ 71,930	\$ -	\$ -	\$ 71,930
Fire Department Donation	2,200	-	-	2,200
Bowers Trust	70,237	260	-	70,497
Mason Sports Complex Donation	2,080	-	-	2,080
Infill Development Allegany County	150,000	-	-	150,000
National Opioid Settlement	149,148	-	-	149,148
DDC	14	-	-	14
Capital Projects	1,423,215	5,559	-	1,428,774
Let's Beautify Cumberland	11,070	100	-	11,170
Human Relations Commission	206	-	-	206
Demolition & Fiscal Agent Bonds	52,191	-	-	52,191
	\$ 1,932,291	\$ 5,919	\$ -	\$ 1,938,210

Increases to Capital Projects and Bowers Trust are interest earnings.

Increases to Let's Beautify Cumberland are additional donations.

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

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

National Opioid Settlement is available 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 proceeds for the Combined Sewer Overflow (CSO) projects.

Available Bond Proceeds

	1/1/2026	Increase	Utilization	1/31/2026
CDA 2023	611,228	-	-	611,228
CDA 2024	475,388	-	-	475,388
CDA 2025	2,134,461	-	297,281	1,895,779
	\$ 3,221,077	\$ -	\$ 297,281	\$ 2,982,395

CSO Projects

	1/1/2026	Increase	Utilization	1/31/2026
Evitts Creek Phase 3 Debt	\$ 2,618,130	\$ -	\$ -	\$ 2,618,130
Evitts Creek Phase 3 Grant	5,418,560	-	-	5,418,560
Evitts Creek Phase 4 Debt	3,855,950	-	-	3,855,950
78" Pipeline Debt	23,193,833	-	-	23,193,833
78" Pipeline Grant	46,338,060	-	-	46,338,060
	\$ 81,424,533	\$ -	\$ -	\$ 81,424,533

CDA 2025 \$297K utilization includes \$19K for a tape drive network backup system, \$215K for street paving, \$8K toward the WWTP Clearwell roofing, \$12K towards Shades Lane waterline, \$10K toward a flood gate replacement and \$33K toward hydrant and valve replacements.

Remaining CDA 2023 funds consist primarily of a 5-ton dump truck (\$64K), water filtration building design (\$466K), and WWTP main pump replacements (\$75K). Remaining CDA 2024 funds are primarily allocated to sewer lining (\$183K), and main pump replacements (\$79K). Remaining CDA 2025 funds are primarily allocated to sewer lining (\$160K), WWTP odor covers (\$171K), watermain replacements (\$110K), hydrants and cross connections (\$224K), paving and concrete repair (\$609K), storage building (\$150K), MPA garage entry software and equipment (\$59K), MSC garage floor resurfacing (\$75K) and SCADA improvements (\$101K).

The following three 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 \$8.0 million and is funded with \$5.4 million in grants and \$2.6 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 with most of the funding in place. Phase 4 project cost is estimated at \$4.0 million and is funded with \$3.9 million in loan including \$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 FY27 or FY28. The total estimated project cost is \$69.5 million and is substantially funded with \$46.3 million in grants and \$23.2 million in loan with \$4.4 million being forgivable.

Jeffrey F. Silka
City Administrator

slb

File Attachments for Item:

. Maintenance Division Monthly Report for January 2026

**MAINTENANCE DIVISION REPORT
JANUARY 2026**

Street Maintenance Report

Fleet Maintenance Report

Central Services Report

**PUBLIC WORKS/MAINTENANCE
STREET BRANCH
MONTHLY REPORT
JANUARY 2026**

- Potholes and Citizen Reports
 - 15 Service requests completed
 - 17 Streets and 1 alley repaired
- Street Maintenance and Utility Work
 - Queen City Drive Concrete repair began
 - Two center lanes between Harrison and Baltimore are completed
- Tree Removal and Pruning (Arborist)
 - 8 hazard trees were removed
 - 21 trees were trimmed
 - Tree Complaints and Tree Issues
 - Resolved and/or addressed 21 tree complaints and tree issues
- Sign Work
 - 22 Traffic Control Signs Repaired / Installed
 - 8 Street Name Signs Repaired / Installed
 - 5 Handicap Signs Repaired / Replaced
 - 2 Handicap Signs Removed / Installed
- Other
 - 5 Snow operation events with multiple Ice Control Shifts occurred in December
 - Major Storm occurred on 1/24/2026
 - Curb at Constitution Park time capsule completed
 - Misc park projects being completed
 - Handicap parking

Fleet Maintenance Monthly Report

January 2026

Department	Maintenance Count
Central Services	4
No Start	2
PM - Oil Change	1
Snow Removal	1
Community Development	1
PM - Oil Change	1
Engineering	1
PM - Oil Change	1
Fire	6
Heating and Air Conditioning	2
PM - Oil Change	3
Steering/Suspension	1
Fleet Maintenance	1
PM - Oil Change	1
Flood	4
Lights and Electrical	2
PM - Oil Change	1
Snow Removal	1
Parks and Rec	3
Lights and Electrical	1
PM - Oil Change	1
PM - Seasonal Service	1
Police	22
Battery	1
Diagnostics	3
Lights and Electrical	1
No Start	1
Noise	2
PM - Oil Change	10
Snow Removal	1
Tires/Tire Repair	2
Transmission	1
Public Works	2
General Repair	1
No Start	1
Sewer	5
Lights and Electrical	1
No Start	1
PM - Oil Change	1
Snow Removal	2

Street	22
Body Repair	1
Brakes	1
Diagnostics	3
General Repair	4
Lights and Electrical	1
No Start	3
PM - Oil Change	2
PM - Seasonal Service	1
Snow Removal	2
Tires/Tire Repair	3
Windshield/Glass	1
Water Distribution	15
Diagnostics	1
Fluid Leak	1
General Repair	2
Lights and Electrical	2
No Start	1
PM - Oil Change	4
Snow Removal	3
Welding and Fabrication	1
WFP	1
Heating and Air Conditioning	1
WWTP	2
Engine	1
Tires/Tire Repair	1
Grand Total	89

**CENTRAL SERVICES
MONTHLY REPORT
JANUARY 2026**

- **City Hall:** Moved boxes from first floor to basement at City Hall. Took down decorations. Picked up half skid of calcium for City Hall and PSB from Potomac Valley Supply. Hung the groundhog banner on City Hall. Snow clean up at City Hall, PSB and all the bridge sidewalks around downtown. Fixed window in bathroom on second floor off of the conference room.
- **Municipal Service Center:** PMs on all the garage door at MSC, checked for anything obvious and greased the doors. Re-mounted a toilet in the main men's bathroom at MSC. Installed new heater in women's bathroom in Water Department at MSC. Fixed the door track on the 22-foot garage door. Checked on garage door in new building and called Kauffman's for repair. Put new shelf together for the cleaning contractors closet in the breakroom. Sprinkler inspection.
- **Public Safety Building:** Installed the new doors, walls, data cables and outlets on 3rd floor PSB for C3I. Took 2 cases of paper towels to PSB for cleaning people. Picked up Cintas supplies that were dropped off at PSB and ring back to MSC. PMs on all the garage door at PSB, check for anything obvious and greasing the doors. Checked on door #1 at Fire Department PSB, said not closing all the way. It was working fine when checked. Checked on a smell of gasoline in the police garage at PSB. Helped install new transfer switch in the police CERT van. Changed all filters in all AHU and mini split units in the building at PSB. Took the side by side to PSB police garage for the upcoming storm. Worked on the Police garage door at PSB, cable broke. Unclogged floor drain in Police garage. Checked on water leaking in the basement of PSB was because of the clogged floor drain in the Police garage. Took 2 cases of paper towels to PSB for cleaning contractor. Sprinkler inspection. Worked on the floor drain in the police garage at PSB. Sewer Department is helping with a leak in the basement.
- **Fire Stations #2:** Checked on the boiler and garage door.
- **Downtown Area:** Took stage and tents down and cleaned up from the New Year's event and put away in the CCPG cage. Took the 2026 sign down and put away in the CCPG cage. Loaded up the crates on a trailer to be used for Christmas tree and decoration removal. Took down Christmas tree and decorations from the downtown area of Baltimore Street and put in storage at MSC. Removed all the Christmas lights in the smaller trees (solar lights on Liberty and Centre). Fixed power outlet pole on the upper end of Baltimore St (not the Downtown area) that was knocked over by a car.

- **Parks:** Installed CCTV camera racks, power and cables in the 2 buildings at the Mason Complex. Replaced two bad lights at the Viaduct parklet that were burned out. Looked at door on guard shack at Park that the window kicked out.
- **Traffic and Street Lights:** Reported 12 street lights for the power company to repair. reset traffic lights at both ends of Maryland Ave. now that the streets are clear of snow and ice.
- **Other areas:** Took down Virginia Avenue Christmas lights and put away at Smith Park. Hung new flag for the Chamber of Commerce. Replaced some shingles on the Ridgeley pump station that blow off. Removed 2 banners on the 2 parking garages. Looked for a banner at CCPG cage for Melinda. Checked on all the snow equipment for the upcoming snow storm.
- Received 69 work orders in January
- Completed 57 work orders January
- Monthly Safety Meeting – January 21, 2026
- PMs on all the pumps and motors at PSB, City Hall and MSC

File Attachments for Item:

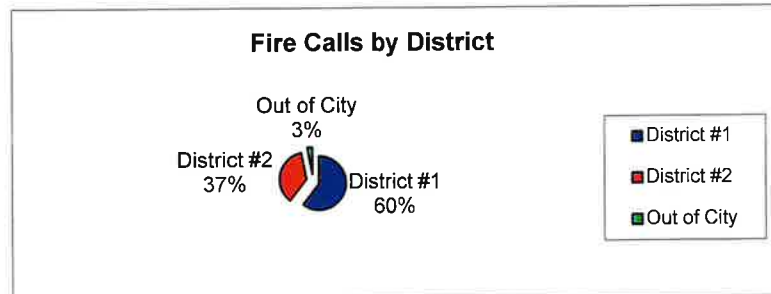
. Fire Department Monthly Report for January 2026

Report of the Fire Chief for January 2026
Prepared for the Honorable Mayor and City Council and City Administrator

Cumberland Fire Department Responded to 197 Fire Calls in January 2026

Responses by District:

District #1	119
District #2	72
Out of City	6
	<u>197</u>



Number of Alarms: 197

Calls Answered Below:

Property Use:

Public Assembly	5
Educational	2
Health Care	20
Residential	121
Government	5
Industrial/Commercial	10
Utility	1
Storage	1
Outside	32
	<u>197</u>

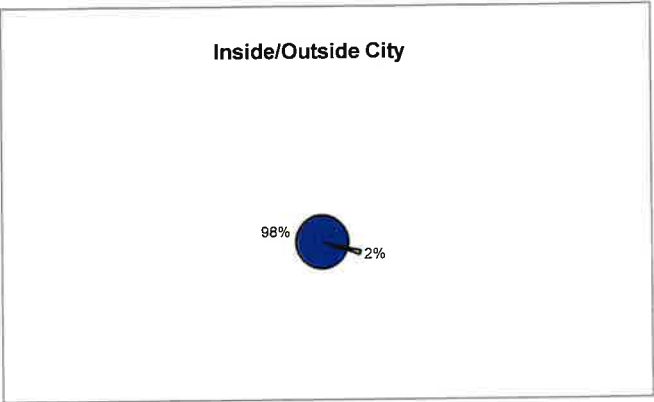
Type of Situation:

Fire or Explosion	5
Rescue Calls	8
Medical Calls	123
Hazardous Conditions	17
Public Service Calls	23
Good Intent Calls	21
	<u>197</u>

Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid in January 2026:	\$5,900.00
Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid FY to Date:	\$12,485.00
Total Fire Service Fees for Fire Calls Paid in January 2026:	\$610.00
Total Fire Service Fees for Fire Calls Paid Fiscal Year to Date:	\$2,375.00
All Fire Service Fees Paid in Fiscal Year 2026:	\$6,535.00
 Total Fire Service Fees for Inspections and Permits Billed in January 2026:	 \$1,250.00
Total Fire Service Fees for Inspections and Permits Paid in January 2026:	\$75.00
Total Fire Service Fees for Inspections and Permits Paid Fiscal Year to Date:	\$1,625.00

Cumberland Fire Department Responded to 503 Amulance Calls in January 2026:

In City Calls	491
Out of City Calls	<u>12</u>
Total	503



Total Ambulance Fees Billed by Medical Claim-Aid in January 2026: \$155,724.44

Ambulance Fees Billed in FY2025: \$2,110,926.67
Ambulance Fees Billed FY2026 to Date: \$1,193,902.80

Ambulance Fees Paid
Ambulance Fees Paid in January 2026: \$106,148.30
Ambulance Fees Paid in FY 2026: \$858,029.06
(Includes all ambulance fees current and previous fiscal years)

Cumberland Fire Department Responded to 3 Medic Assist Calls

1 Medic Assist Calls in Allegany County
2 Medic Assist Calls outside of Allegany County
3

Cresaptown VFD 1
Ridgeley, WV VFD 1
Allegany Co. DES 1
3

Cumberland Fire Department Responded to 9 Mutual Aid Calls

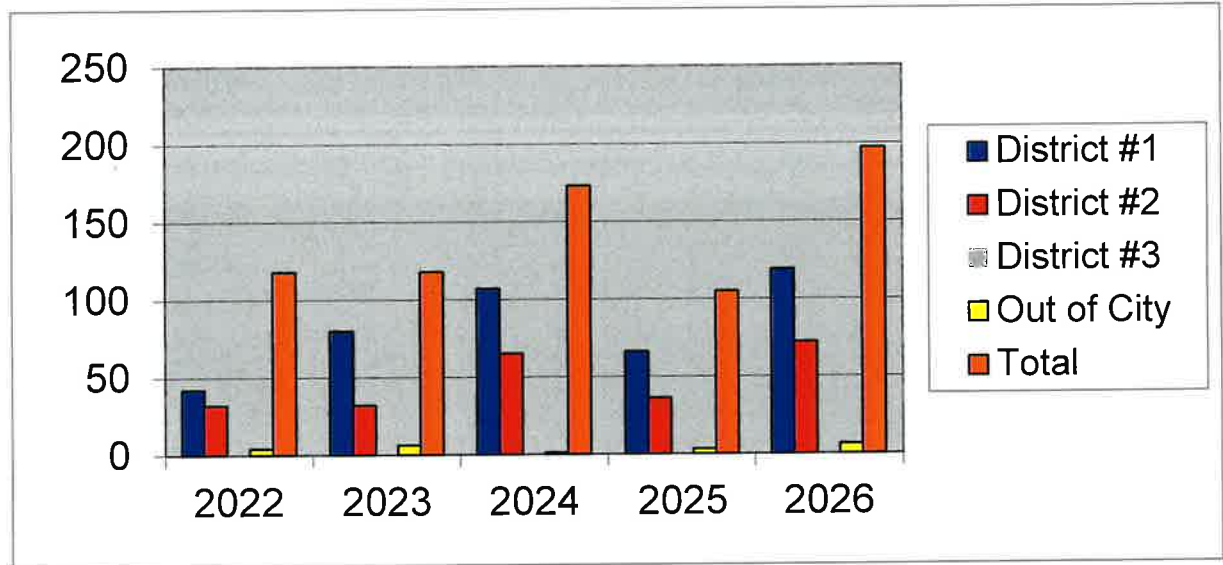
6 Mutual Aid calls within Allegany County
3 Mutual Aid calls outside of Allegany County
9

Allegany County DES 3
Cresaptown VFD 3
6

Wiley Ford, WV VFD 1
Ridgeley, WV VFD 2
3

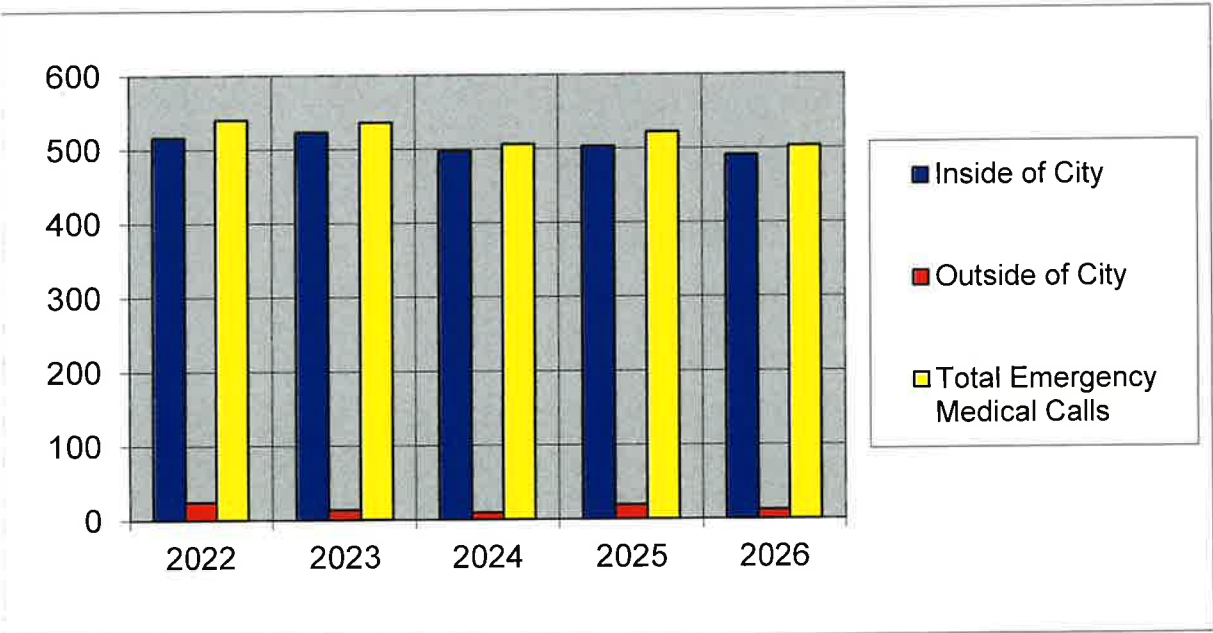
Fire Calls for the month of January over a Five Year Period

	2022	2023	2024	2025	2026
District #1	42	80	107	66	119
District #2	32	32	65	36	72
District #3	40	0	0	0	0
Out of City	4	6	1	3	6
Total	118	118	173	105	197



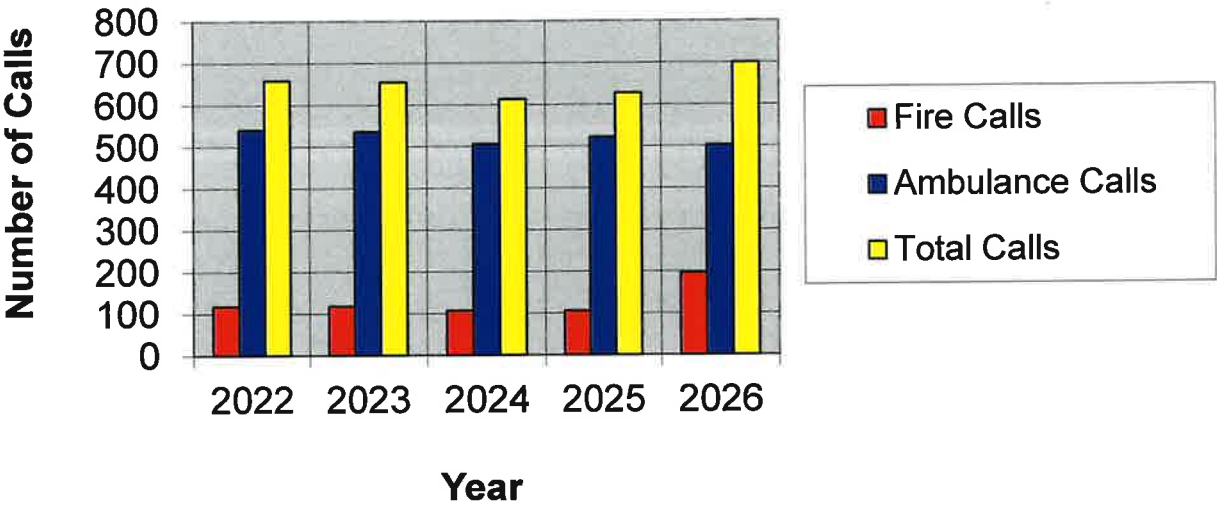
Ambulance Calls for the month of January over a Five Year Period

	2022	2023	2024	2025	2026
Inside of City	516	523	497	503	491
Outside of City	24	13	9	19	12
Total Emergency Medical Calls	540	536	506	522	503



Fire and Ambulance Calls for the month of January over a Five Year Period

	2022	2023	2024	2025	2026
Fire Calls	118	118	107	105	197
Ambulance Calls	540	536	506	522	503
Total Calls	658	654	613	627	700



Training

Man Hours: 425.5
Course Hours: 85.8

New E2 Orientation	Fire
Saving Your Own	Fire
SCBA 30 second Drills	SCBA
Driver Connections, Hose Eval.	Fire
Weekly Maintenance	Fire
Drug Box Familiarization and inventory	EMS
Auto Extraction/Dept SOPS	Rescue
Ladder Use & Placement	Fire
Chaining Emergency Vehicles	Driver
Officer Meeting	Fire
Hose	Fire
B Crew Daily 1-1-1	
Rigging	
CERT	
Firefighter Rescue	
Paramedic 2 year	
Paramedic 1 year	

Fire Prevention Bureau

Ancillary Duties	58
Complaints Received	0
Conferences Held	10
Correspondence	62
Inspections Performed	26
Investigations Conducted	0
Plan Reviews	2
Public Education	0
Burning Permits Issued	3

Personnel

Douglas Beitzel was promoted to Battalion Chief on Jan. 4, 2026

Scott Carlson was promoted to Captain on Jan. 4, 2026

Elijah Crowe and Andrew Brown were promoted to Lieutenants on Jan. 4, 2026

Brayden Pennington, Ethan Snyder, Jeffrey Teter were promoted to Equipment Operators on Jan. 4, 2026.

Robert L. Smith was hired as a FF/EMT recruit on Jan. 4, 2026.

Statistic Compiled by Brandi Snyder, Fire Administrative Associate

File Attachments for Item:

. Police Department Monthly Report for January 2026



City of Cumberland Department of Police

Monthly Report
January 2026



City of Cumberland Department of Police

Monthly Report

January 2026

Part 1 Crimes for the Month

	2025	2026		2025	2026		2025	2026		2025	2026
Aggravated Assaults	2	3	B & E (All)	9	8	Murder	0	0	Rape	0	3
Robbery	1	1	Theft - Felony	0	1	Theft - Vehicle	3	1			

Selected Criminal Complaints for the Month

	2025	2026		2025	2026		2025	2026		2025	2026
Theft - Misdemeanor	27	34	Theft - Petty	8	5	Domestic Assaults	17	25	CDS	27	36
Disturbances	100	133	DOP/Vandalism	16	18	Indecent Exposure	0	2	Sex Off - Other	2	5
Suicide	0	0	Suicide - Attmp.	0	0	Tampering M/V	0	0	Abuse - Child	3	1
Trespassing	52	57	Assault on Police	1	2	Assault Other	22	29			

Selected Miscellenous Incidents for the Month

	2025	2026		2025	2026		2025	2026		2025	2026
Alcohol Volations	2	1	Juvenile Compl.	9	7	Missing Persons	19	9	School Resource	166	103
School Threat	0	0	Sex Off. Regist.	0	0	Truancy	0	0	Death Investigation	4	6

Selected Traffic Incidents for the Month

	2025	2026		2025	2026		2025	2026		2025	2026
DWI	4	10	Hit & Run	17	22	M/V Crash	61	59	Traffic Stop	410	430

Selected Service Calls for the Month

	2025	2026		2025	2026		2025	2026		2025	2026
Alarms	32	24	Assist Motorist	30	29	Check Well-Being	114	102	Foot Patrol	184	74
Assist Other Agency	95	50	Bike Patrol	0	0	Special Events	8	4	Suspicious Activity	56	48

Current Incident Status for the Month

	2025	2026		2025	2026		2025	2026		2025	2026
Open	13	86	Arrest	215	278	Closed	2181	2130	Suspended	36	37



City of Cumberland Department of Police

Monthly Report

January 2026

Arrests Totals for the Month

	2025	2026		2025	2026		2025	2026		2025	2026
M/V Citations	58	92	M/V SERO	0	4	M/V Warnings	370	333	Arrest on View Adult	25	38
Arrest On Crim. Cit.	22	39	Arrest Summons	27	15	Arrest Warrant Adult	45	69	Adult Crim.	116	164
Arrest Summon (Chrg)	26	11	Arrest Warrant (Chrg)	10	12	Juvenile Crim.	26	6	Arrest on View Juv	20	5
Arrest Warrant JUV	0	0	Emer. Petition	21	16	Fingerprinting	1	2	RunAway & Miss Per.	15	6
Civil Citation	2	4									

Total Incidents Reported :

2025	2026
2,445	2,531

James Pyles - Chief of Police

CUMBERLAND POLICE DEPARTMENT

MONTHLY REPORT

JANUARY 2026

SWORN PERSONNEL: 48 SWORN OFFICERS

Administration	6 officers
Squad D1	9 officers
Squad N1	9 officers
Squad D2	9 officers
Squad N2	9 officers
C3I/C3IN	5 officers
School Resource	1 officer
CAT Team	0 officers
Academy	0 officers

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	1 full time*
CPD Patrol Assistant	1 full time
CPD Crime Analyst	0 full time OPEN
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	3 part time
Code Enforcement	1 part time

*=Grant funded

**=Shared costs with other agencies

LEAVE REPORT

VACATION TAKEN: 459.25

COMP TIME USED: 92

SICK TIME USED: 304

YEAR TO DATE (beginning 07/01/25): 5,705.75

YEAR TO DATE (beginning 07/01/25): 476.5

YEAR TO DATE (beginning 07/01/25): 1,795.5

OVERTIME REPORT

OVERTIME WORKED: 80.5

HOSPITAL SECURITY: 130

COURT TIME WORKED: 344

YEAR TO DATE (beginning 07/01/25): 1,379.5

YEAR TO DATE (beginning 07/01/25): 785.5

YEAR TO DATE (beginning 07/01/25): 2,338

MUNICIPAL PARKING AUTHORITY (MPA)

JANUARY 2026

Parking Citations Issued	70
Warnings Issued	71
Vehicles Towed	3

File Attachments for Item:

. Utilities Division Water/Sewer Monthly Reports for January 2026

[illegible][illegible]

Watershed					
Hauled skidsteer from dam to garage for service Removed old signs from Lake Koon boat ramp and installed new signs Brought in road tractor from dam to warehouse to move paver for Greene St on 1/6 Hauled paver to Greene St & back to warehouse Cleaned off trailer & 379 Removed trash @ Lake Koon Removed downed tree @ Lake Koon boat ramp & Lake Gordon boat ramp & emergency access road @ dam Removed tree on 36" main @ Golden Ln 742 Golden Ln - service line investigation Flushed hydrant on Montgomery Ave Hauled cat from Frostburg to shop/Hauled out bin Removed trash - AES line @ Frazer Lake & turn around @ CSX Pushed off fill site & removed trees @ Moore's Hollow Rd (several days) Hauled paver to Cleveland Bro's for service Sprayed salt off road tractor & trailer Hauled skidsteer back to dam/Hauled CAT from shop to Hillcrest/Hauled CAT back to dam Pressure washed road tractor & trailer Dug up 36" main for 4" tap @ Hillcrest Dr Hillcrest Dr - installed 36" x 4" tapping band Leak investigation - Lake Gordon Rd 36" main & Sperry Terr Hauled loader from park to Bill Miller's in Frostburg for repairs Assisted with leak on Arrowhead Put hydrants out of service (hit by trucks) - Greene @ Thompson & 742 Gephart Dr Moved mini back to shop from Hillcrest Put snow fence up around hole @ Hillcrest 36" main Put a concrete blanket on 36" main @ Hillcrest Refueled gen sets @ dam/Smousesmill/Piedmont Ave pump stations Snow Removal 1/26/26 Removed snow from road tractor & trailer Performed maintenance on backhoe & sharpened chain saws Hauled paver from Somerset to warehouse					
GRAND TOTAL					844

Sanitary Sewer Department Monthly Report



Jan-26

Calls Answered:	8
Service Lines Opened:	2
Owner's Trouble:	5
Traced Lines/ mains	50
Flushed Mains	3-400
Mains Repaired/ Replaced	4-46'
Sewer Taps Installed	1
Cleaned Catch Basins	21
Cleanouts Installed	1
Televised Sewer Mains	13- 1856'
Televised Sewer Lines	6-110'
Call Outs/ Overtime	10callouts 12hrs
Weekly Check of Overflows, pits, etc....	4

George Chory
Supervisor

Water Usage:

608	2,500	Gals.
605	5,500	Gals.

File Attachments for Item:

1. Approving the Closed Work Session Minutes, Open Work Session Minutes, and Regular Meeting Minutes of February 3, 2026, and the Closed Session Minutes of February 10, 2026



Closed Session Minutes

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

2nd Floor Conference Room

Tuesday, February 3, 2026; 4:45 p.m.

On February 3, 2026, the Mayor and City Council met in public session beginning at 4:45 p.m. in the 2nd floor Conference Room of City Hall for the purpose of immediately closing the meeting to receive the advice of the City Solicitor regarding pending litigation against PFAS manufacturers, distributors and vendors and the retention of counsel for representation in the litigation. 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 Frazier seconded by Council Member Cioni, and was passed on a vote of 5-0.

PRESENT: Raymond M. Morriss, President; Council Members Richard “Rock” Cioni, Jimmy Furstenberg, Eugene Frazier, and Brian Lepley

ALSO PRESENT: Jeffrey F. Silka, City Administrator; Allison K. Layton; City Clerk; and Michael Cohen; Solicitor; Robert Smith; City Engineer, and Michael Stag; Litigation Attorney;



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Richard J. “Rock” Cioni
Councilman Eugene T. Frazier
Councilman James L. Furstenberg
Councilman Brian R. Lepley

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
Tuesday, February 3, 2026; 5:15 pm

PRESENT: Mayor Raymond M. Morriss; Council Members: Richard J. “Rock” Cioni Eugene Frazier, James Furstenberg, and Brian Lepley.

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

Media: Hannah Fout from WCBC, Theresa McMinn from Cumberland Times News

Public: John Cody Readd

I. DISCUSSION ON THE PUBLIC RIGHT OF WAY PERMITS

Mr. Silka advised that any time a right-of-way is blocked, a permit is required from Community Development. With more construction downtown, dumpsters and construction vehicles are taking up parking spots for extended periods, which is adversely affecting customer traffic and parking.

At this time, there is no fee for a Right of Way permit, and the recommendation is to implement a fee moving forward. The breakdown for a non-metered space would be \$25 a week, \$100 a month, and no charge for day use. For a time-metered zone, the breakdown would be \$8 a day, \$40 a week, or \$160 a month. All of the Council members agree to implement the fee.

II. CITY ADMINISTRATOR UPDATES

Mr. Silka provided an update on the June 27, 2026, parade in celebration of the Country's 250th anniversary. Also, a Meeting with businesses to begin efforts on Virginia Avenue will take place when the weather is more favorable.

III. REVIEW OF THE PUBLIC MEETING AGENDA OF FEBRUARY 3, 2026

Order No. 4 refers to a parking agreement with the Wills Hotel for 25 spaces and accompanying reserved parking signage in the Frederick Street garage.

IV. MAYOR AND CITY COUNCIL UPDATES

- Parks and Recreation conducted a survey on park usage that also asked about the types of amenities, activities, and facilities citizens would like to see made available. The survey received 164 responses, which were shared with Council. Sponsors for the scoreboard at Bowers Field are still needed.
- The Skatepark entrance sign has been installed. Frisbee golf is under consideration, cameras are being installed at Mason's Sports Complex, and a newsletter for park events is in progress.

With no further business at hand, the meeting adjourned at 5:43 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
Councilman Brian R. Lepley

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: February 3, 2026

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 Brian R. Lepley
President Raymond M. Morriss

Also Present: Jeffrey F. Silka, City Administrator; Allison K. Layton, City Clerk; Chief Pyles and Chief Adams;

IV. Statement of the Closed Meeting

On February 3, 2026, the Mayor and City Council met in public session beginning at 4:45 p.m. in the 2nd floor Conference Room of City Hall for the purpose of immediately closing the meeting to receive the advice of the City Solicitor regarding pending litigation against PFAS manufacturers, distributors and vendors and the retention of counsel for representation in the litigation. 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. Presentations

1. Administering the Oath of Office to Patrol Officers Audrey Caple, Isaiah Frazier, Austin Groves, Ethan Hoppert, Brandon Lasure, Branden Smith, and Gentree Squires.

Chief Pyles spoke about the awardees and their history leading up to their careers with the Cumberland Police Department. The ceremony yielded the largest group of inductees in over two decades.

Mayor Morriss swore in the officers, and a photograph was taken with the Mayor and City Council Members.

IV. Directors Reports

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

(A) Fire Department

1. Fire Department Monthly Report for December 2025

V. Approval of Minutes

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

1. Approving the Closed Work Session Minutes, Open Work Session Minutes and Regular Session Minutes of January 20, 2026, and the Open Work Session Minutes of January 28, 2026.

VI. Public Hearing

1. A public hearing for the Community Development Block Grant (CDBG) 2026 Annual Action Plan

Convened: 6:30 PM

Lee Borrer opened the public hearing and noted that the Community Development Block Grant (CDBG) is funded by the US Department of Housing and Urban Development (HUD) and provides funds to benefit moderate-income individuals. We are currently in the 2nd year of the five year plan that was put in place in 2025.

During the development plan, assessment needs and a market analysis are conducted to determine the community's priority needs. Community partners applying for funding help distribute the funds. Applications are due February 13, 2026, at 4:00 PM, and must meet the HUD checklist to be considered.

Once reviewed, staff recommendations will be available for public review on March 17, 2026, and presented at the 2nd public hearing. Public comments will be accepted through April 16, 2026, and the plan will be adopted on April 21, 2026.

Lee invited community partners to explain how their agency will benefit from the CDBG funds.

Rhonda Pick - Family Crisis Resource Center is submitting an application for the abuse intervention program and the shelter program for victim safety. Rhonda shared some National statistics about domestic violence victims. In FY25, the center provided services to 419 victims and is on track to surpass that number in 2026. The shelter is provided to victims at no cost; these funds help cover the cost of the service.

The Abuse Intervention Program achieved a 95% success rate in FY25. The CDBG funds will support the costs for this service to aid offenders.

Renee Kniseley, representing AYEPS, is seeking funding for a new elevator for the building at 119 N. Centre Street. Because the elevator was installed in 1968, parts are no longer manufactured, and it failed inspection this year. This issue prevents access to the 3rd & 4th floors for those with mobility issues.

Renee Kniseley – representing the Local Management Board and Chairperson for the Homeless Resource Day, is seeking funds to provide various specialty items to homeless individuals.

Vic Rezendes – representing the Allegany Museum – explained that the funds they are seeking would be used to secure a collection preservation system for the 50,000 items that require a temperature-controlled environment, in order to meet the criteria for accreditation as a museum. Bids were sent out to purchase the system, and the results have left them short \$335K.

Dana Tinnen – *was called upon but was not present to speak*

Dawn Glotfelty, with the Department of Social Services, is requesting funds to assist with rental assistance, utility costs, and costs that grant assistance does not cover. Due to rising utility costs, these funds help struggling families.

Caralee Silka – The Director of the Area Agency on Aging at HRDC stated that the agency provides meals to individuals in need who are over 60 years of age. They currently serve over 400 seniors in the County. The funds requested would be used to purchase shelf-stable meals in the event the kitchen is unable to prepare them or due to inclement weather. The current supply has been depleted due to the most recent winter storm.

Jim Raley – Archway Station, Director - is seeking funding for the SOAR program, a Social Security application process for unhoused individuals. The Social Security application process can be lengthy and very time-consuming. At this time, there is no staff dedicated to assisting individuals with this process. With the CDBG funds, a dedicated staff member would be available to provide this assistance.

Adjourned: 6:59 PM

VII. Public Comments for Agenda Items Only

All public comments are limited to 5 minutes per person.

John Readd – inquired about the Fire Department's monthly report and if there were any victims who suffered hypothermia or any deaths. Chief Adams was asked to comment and informed that there were none.

In reference to Order 27,952, he inquired about installing solar panels and a small heater, powered by a bike and a generator, and during the summer months, using it as a cooling station with a water fountain. He feels this could help travelers with different modes of transportation. He went on to mention being asked to leave Sheetz after 30 minutes as he was seeking shelter from outside temperatures.

VIII. New Business

(A) 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 Furstenberg, seconded by Council Member Cioni, and was passed on a vote of 5-0.

1. Order 27,947 - authorizing the execution of Change Order No. 2 with First Fruits Excavating for the installation of additional silt fence per MDE requirements, additional rock for backfill and a redesign of the swale due to existing underground electrical that was not identified prior to construction at the Cumberland Skate Park (City Project 06-13-RE) in the amount not to exceed \$6,715.54, bringing the total project cost not to exceed \$805,852.34
2. Order 27,948 - authorizing the execution of a Supplemental Parking Lease Agreement (SLA No. 1) with the State of Maryland (for use by DLLR and SDAT) for the use of 12 additional spaces in the George Street Parking Garage, bringing the total number of leased spaces to 59, at a cost of \$60/space per month for a term commencing May 1, 2026 and ending April 30, 2028
3. Order 27,949 - authorizing Special Taxing District residential exemptions for 33 N. Centre Street for the 25-26 Tax Year in the amount of \$672.55
4. Order 27,950 - authorizing the execution of a three year bulk economic development parking lease for the Wills Hotel LLC, for 25 spaces and 25 reserved space signs of the Frederick Street Garage, at a rate of \$25 per space per month and a \$25 one time fee for each sign, commencing March 1, 2026
5. Order 27,951 - accepting the bid from Excavating Associates, Inc., to provide upgrades to the parking lot and sidewalk in Grove 4 of the Constitution Park (City Project 2024-07-PRKG), contingent upon CDBG funding approval, in the amount not to exceed \$200,851

6. Order 27,952 - authorizing an appointment to the Zoning Board of Appeals
7. Order 27,953 - declaring certain Cumberland Fire Department vehicles to be surplus property and authorizing them for sale, trade in, scrap or disposal
8. Order 27,954 - authorizing the execution of a Contract for Legal Services with Stag Liuzza, LLC, for the purpose of providing legal services related to the filing of a civil action and/or claims in the Aqueous Film-Forming Foams Litigation MDL No. 2783

IX. Public Comments

Dana Tinnen - *was called upon but was not present to speak*

Gregory Triantafillides – advised of a poor plowing job last week and asked to have areas addressed again, including areas of Baltimore Street where sidewalk paths need attention.

Mayor Morriss responded that the substantial amount of snow has affected snow removal efforts and advised that the sidewalks are not the responsibility of the street department.

Laura McElhancey – upon reviewing the City Charter, she cited Section 22.3, which states that the City Engineer will formulate plans and specifications before any work is completed, and inquired if the Council has instructed the City Engineer to do so for the repair or replacement of the Washington Street bridge since the CSX strike in 2017.

Mayor Morriss confirmed that the City Engineer has followed through on these matters.

Leslie Taylor Newmann – inquired about the meeting Mayor Morriss had with Delegate Buckel to discuss HB 860. In addition, she asked what action the City has taken to ensure emergency routes remain open due to the bridge closures.

Mayor Morriss advised that Delegate Buckel acknowledged that the law was not written to be retroactive and has stated this publicly. In addition, emergency response routes were established when the bridges were closed and have been in place since.

Gregg Wolff presented a traffic solution to extend the south end of Chase Street on Allegany Street from Fayette to Greene Street. Such a pattern already exists from Cumberland Street to Fayette Street.

X. Adjournment

With no further business at hand, the meeting adjourned at 7:24 p.m.

Minutes approved on _____

Raymond M. Morriss, Mayor _____

ATTEST: Allison K. Layton, City Clerk _____



Closed Session Minutes

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

2nd Floor Conference Room

Tuesday, February 10, 2026; 4:00 p.m.

On February 10, 2026, the Mayor and City Council met in public session beginning at 4:00 p.m. in the 2nd floor Conference Room of City Hall for the purpose of immediately closing the meeting to consider proposals for the location, expansion or retention of particular businesses at the Messick Road and Memorial Hospital sites and a potential proposal for a business incubator. Authority to close the session is provided by Section 3-305(b)(4) of the General Provisions Article of the Annotated Code of Maryland.

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

PRESENT: Raymond M. Morriss, President; Council Members Richard “Rock” Cioni, Jimmy Furstenberg, Eugene Frazier, and Brian Lepley

ALSO PRESENT: Jeffrey F. Silka, City Administrator; Allison K. Layton; City Clerk; Michael Cohen; City Solicitor; Matt Miller; Executive Director; and Stu Czapski; Economic Development Specialist;

File Attachments for Item:

. Resolution R2026-01 (*1 reading only*) - A resolution authorizing and empowering the Mayor and City Council of Cumberland to issue, sell and deliver a general obligation installment bond in original principal amount not to exceed \$7,358,958, the proceeds of the sale to be used and applied for the public purpose of financing or reimbursing costs of public projects

RESOLUTION NO. R2026-01

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF CUMBERLAND (THE “MAYOR AND CITY COUNCIL”) ENTITLED A RESOLUTION AUTHORIZING AND EMPOWERING MAYOR AND CITY COUNCIL OF CUMBERLAND (THE “CITY”) TO ISSUE, SELL AND DELIVER, UPON ITS FULL FAITH AND CREDIT, A GENERAL OBLIGATION INSTALLMENT BOND IN ORIGINAL PRINCIPAL AMOUNT NOT TO EXCEED \$7,358,958.00, SUBJECT TO REDUCTION AS DESCRIBED HEREIN, SUCH BOND TO BE DESIGNATED “MAYOR AND CITY COUNCIL OF CUMBERLAND TAX-EXEMPT PUBLIC IMPROVEMENTS BOND OF 2026” (THE “BOND”), THE PROCEEDS OF THE SALE THEREOF TO BE USED AND APPLIED FOR THE PUBLIC PURPOSE OF FINANCING OR REIMBURSING COSTS OF THE PUBLIC PURPOSE PROJECTS AND OTHER PURPOSES IDENTIFIED HEREIN; PRESCRIBING THE FORM AND TENOR OF THE BOND AND THE TERMS AND CONDITIONS FOR THE ISSUANCE AND SALE THEREOF BY PRIVATE SALE IN A DIRECT PURCHASE TRANSACTION TO WEBSTER PUBLIC FINANCE CORPORATION; PRESCRIBING THE TERMS OF THE BOND AND OTHER DETAILS INCIDENT TO THE ISSUANCE, SALE AND DELIVERY OF THE BOND, AND AUTHORIZING CERTAIN OFFICIALS OF THE CITY TO DETERMINE CERTAIN FINAL DETAILS RELATING TO THE BOND; PROVIDING FOR THE DISBURSEMENT AND INVESTMENT OF THE PROCEEDS OF THE BOND; PROVIDING FOR THE IMPOSITION OF TAXES NECESSARY FOR THE PROMPT PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BOND; PROVIDING THAT THE FULL FAITH AND CREDIT AND UNLIMITED TAXING POWER OF

THE CITY ARE PLEDGED TO THE PAYMENT OF SUCH PRINCIPAL AND INTEREST; PROVIDING THAT THE PRINCIPAL OF AND INTEREST ON THE BOND ALSO MAY BE PAID FROM ANY OTHER SOURCES OF REVENUE LAWFULLY AVAILABLE TO THE CITY FOR SUCH PURPOSE; MAKING OR PROVIDING FOR CERTAIN REPRESENTATIONS, COVENANTS, DETERMINATIONS OR DESIGNATIONS RELATING TO THE TAX-EXEMPT STATUS OF THE BOND; AUTHORIZING CERTAIN CITY OFFICIALS TO TAKE CERTAIN ACTIONS UNDER CERTAIN ADDITIONAL CIRCUMSTANCES AS PROVIDED FOR HEREIN; PROVIDING CERTAIN RULES OF CONSTRUCTION; PROVIDING THAT THE PROVISIONS OF THIS RESOLUTION SHALL BE LIBERALLY CONSTRUED; AND GENERALLY RELATING TO THE ISSUANCE, SALE, DELIVERY AND PAYMENT OF AND FOR THE BOND.

RECITALS

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

2. The City is acquiring or undertaking certain projects generally identified as follows:
(A) new and/or replacement vehicles and heavy duty equipment (including, without limitation, patrol vehicles, pickup trucks, street sweeper replacements, a truck with a plow, backhoe

attachments, skid steer attachments, an excavator, and a trailer), (B) facility and site improvements (including, without limitation, exterior and structural building improvements and renovations, roof replacements, a pool slide, camera system upgrades, a garage lift and garage doors), (C) street improvements, (D) various water system equipment, improvements and repairs (including, without limitation, SCADA system equipment and improvements, pumps, motors, cross connections program upgrades, hydrant/valve improvements, water main replacement, valve equipment, water lines, and filtration plant improvements, including but not limited to building design, gate operator replacement, security upgrades, and fencing), and/or (E) various sewer and flood system equipment, improvements and repairs (including, without limitation, SCADA system equipment and improvements, electrical equipment, solar power array and switch gear, a gate operator, pumps, grinders, sewer lines and related improvements, security upgrades, and junction box improvements), all for use by various City departments, including, without limitation, the Police, Fire, Engineering, Public Works, Parks & Recreation, Street, Municipal Parking, Water Distribution, Sanitary Sewer, and Flood Control Departments (the projects generally described in clauses (A) through (E) being referred to herein collectively as the “Projects” and, individually, as a “Project”), and, in connection therewith, the City expects to acquire or pay for, as applicable with respect to the applicable respective Project components, land and right-of-way acquisition and development; acquisition of other property rights; site and utility improvements, including, without limitation, grading, landscaping, paving and repaving, sidewalk, curb, gutter, storm water, water and sewer improvements, traffic control improvements, and related or similar activities and expenses; demolition, razing and removal; acquisition, construction, expansion, upgrading, reconstruction, replacement, renovation, rehabilitation, improvement, installation, furnishing and equipping activities and expenses and related or similar activities and expenses; planning, design,

architectural, engineering, feasibility, testing, surveying, document development, bidding, permitting, inspection, construction management, financial and legal expenses and other related or similar activities and expenses; contingencies; costs of issuance (which may include costs of bond insurance or other credit or liquidity enhancement); capitalized interest (whether or not expressly so stated); and any such costs that may represent the City's share or contribution to the financing or refinancing of any such Project (collectively, "Costs of the Projects" or "Costs").

3. Pursuant to Ordinance No. 4038, passed by the Mayor and City Council of the City (the "Mayor and City Council") on January 6, 2026 and effective on February 5, 2026 ("Ordinance No. 4038"), the City authorized the issuance and sale from time to time, upon its full faith and credit, of one or more series of general obligation bonds in an original aggregate principal amount not to exceed Seven Million Five Hundred Fifty Thousand Dollars (\$7,550,000.00) (the "Authorized Bonds") for the public purpose of financing, reimbursing or refinancing all or any portion of any components of the Costs of the Projects.

4. The City has determined that it would like to issue one series of the Authorized Bonds, in the form of a single, fully registered general obligation installment bond, pursuant to the authority of the Enabling Act, the Charter and Ordinance No. 4038 in order to finance or reimburse Costs of the Projects.

5. Section 82A(d)(1)(iv) of the Charter provides that by resolution the Mayor and City Council may determine the manner of selling its general obligation debt, which may be at private sale; customarily a private sale may take the form of a negotiated underwriting, a private placement to one or more investors, or a direct purchase transaction in which a bond or bonds are sold to a bank or financial institution to evidence one or more loans from such bank or financial institution.

6. Davenport & Company LLC, the registered municipal advisor to the City, which is frequently referred to as the financial advisor to the City (including in this Resolution), recommended that, due to the maximum original aggregate principal amount of the Authorized Bonds, the ability in the current capital market to achieve favorable interest rates through direct purchase transactions, the ability to time the market and negotiate with potential lenders, and the lower costs of issuance typically associated with a private sale that involves a direct purchase as compared to a negotiated underwriting or a public sale at competitive bid, as well as the City's desired timing for receipt of funds, it was in the City's best interest to pursue a direct purchase transaction for the contemplated series of the Authorized Bonds.

7. The financial advisor to the City, with the participation of City officials and bond counsel to the City, provided for the distribution to local, regional and national banks and other financial institutions of a request for proposals dated January 8, 2026 for a loan to be evidenced by a series of the Authorized Bonds for the purpose of financing or reimbursing Costs of the Projects (including related costs of issuance), in order to determine the potential lender likely to offer the most beneficial terms for such series of the Authorized Bonds and, thereby, to obtain for the City, as nearly as possible, the best possible results for the sale of the contemplated Authorized Bonds without conducting a negotiated underwriting or the solicitation of competitive bids at public sale.

8. In response to the request for proposals, the financial advisor received proposals from four respondents.

9. As recommended by City staff, the Mayor and City Council hereby determines to sell a series of the Authorized Bonds to Webster Public Finance Corporation, a Massachusetts corporation and a wholly-owned subsidiary of Webster Bank, National Association, which offered the most

desirable terms for such series based on a comparison of proposed interest rates, prepayment terms, costs and other proposal terms.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, THAT:

SECTION 1. (a) The Recitals hereto constitute an integral part of this Resolution and are incorporated herein by reference. Capitalized terms used in the Sections of this Resolution and not defined herein shall have the meanings given to such terms in the Resolution.

(b) Subject to the provisions of Sections 7 and 16 of this Resolution, references in this Resolution to any City official by title shall be deemed to refer (i) to any official authorized under the Charter of the City (the “Charter”), the code of ordinances of the City (the “City Code”) or other applicable law or authority to act in such titled official’s stead in the event the position of such official is vacant or during the absence, disability or unavailability of such titled official, (ii) to any person who has been elected, appointed or designated to fill such position in an acting or interim capacity under the Charter, the City Code or other applicable law or authority, (iii) to any person who serves in a “deputy,” “associate” or “assistant” capacity as such an official, provided that the applicable responsibilities, rights or duties referred to herein have been delegated to such deputy, associate or assistant in accordance with the Charter, the City Code or other applicable law or authority, and/or (iv) to the extent an identified official commonly uses another title not provided for in the Charter or the City Code, the official, however known, who is charged under the Charter, the City Code or other applicable law or authority with the applicable responsibilities, rights or duties referred to herein.

(c) References in this Resolution to “proceeds” shall be construed to mean principal amount plus investment earnings, as applicable. References in this Resolution to “investment earnings” shall be construed to include references to interest income, to the extent applicable.

(d) References in this Resolution to the “Projects” shall be deemed to include any modifications to the Projects, including, without limitation, changes in scope of the Projects effected through applicable budgetary procedures or applicable law, unless applicable law requires that this Resolution be amended and supplemented to reflect such modifications.

(e) References in this Resolution to an “official” of the City shall be deemed to include references to an “employee” of the City, to the extent applicable.

(f) As used in this Resolution, “Business Day” means any day other than a Saturday, a Sunday or a day on which the City, banks in the State of Maryland, and/or banks in the state in which the registered owner of the Bond is located are authorized or obligated by law to close.

(g) Notwithstanding any references in this Resolution to manual signatures, to the extent that applicable laws, orders, regulations or other authority allow for signatures to be made by facsimile, electronic or other means, the provisions of such applicable laws, orders, regulations or other authority allowing signatures to be made in a manner other than manually shall be deemed to supersede the provisions of this Resolution.

SECTION 2. Pursuant to the authority of the Enabling Act, Sections 81 and 82A of the Charter and Ordinance No. 4038, the City hereby determines to borrow money and incur indebtedness for the public purpose of financing or reimbursing all or any portion of any one or more components of the Costs of the Projects.

SECTION 3. (a) To evidence the borrowing and indebtedness authorized in Section 2 of this Resolution, the City, acting pursuant to the authority of the Enabling Act, Sections 81 and 82A of the Charter and Ordinance No. 4038, hereby determines to issue and sell, upon its full faith and credit, its general obligation installment bond in the original principal amount of Seven Million Three Hundred Fifty-Eight Thousand Nine Hundred Fifty-Eight Dollars (\$7,358,958.00) or such lesser

original principal amount as the Mayor shall determine with the assistance of the City Administrator of the City (the “City Administrator”) and/or any other appropriate officials of the City, the financial advisor to the City and bond counsel to the City is needed to finance or reimburse Costs of the Projects. Such bond shall be designated the “Mayor and City Council of Cumberland Tax-Exempt Public Improvements Bond of 2026” (the “Bond”) and shall be issued in the form of a single, fully registered bond. In the event the Mayor, with the assistance described in this subsection (a), determines that the Bond should be issued in an original principal amount less than Seven Million Three Hundred Fifty-Eight Thousand Nine Hundred Fifty-Eight Dollars (\$7,358,958.00) in order to finance or reimburse Costs of the Projects, the Mayor, on behalf of the City, is hereby authorized and empowered to approve such lesser original principal amount, such approval to be evidenced conclusively by the Mayor’s execution and delivery of the Bond reflecting such lesser original principal amount in accordance with Sections 6 and 8 hereof.

(b) The final original principal amount of the Bond is hereby appropriated to pay Costs of the Projects. Without notice to or the consent of the registered owner of the Bond, the City may allocate and reallocate the final original principal amount of the Bond among the Costs of the Projects in accordance with applicable budgetary procedures or applicable law.

(c) Without notice to or the consent of the registered owner of the Bond, the City may reallocate any portion of the final original principal amount of the Bond to one or more additional projects not included within or contemplated by the definition of the Projects by an ordinance that supplements and amends Ordinance No. 4038 and a resolution that supplements and amends this Resolution.

(d) Without notice to or the consent of the registered owner of the Bond, the City may spend investment earnings on proceeds of the Bond on Costs of the Projects or on other allowable uses in accordance with applicable budgetary procedures or applicable law.

SECTION 4. (a) The Bond shall be dated the date of its delivery and shall be issued in the form of a single, fully-registered general obligation installment bond, without coupons attached.

(b) Subject to the following provisions of this subsection (b), the Bond shall mature on February 1, 2046, subject to prior prepayment as provided for in Section 5(a) of this Resolution, with annual principal installments payable thereon on February 1 in each of the years 2027-2046, inclusive, as follows:

<u>Principal Payment Date</u>	<u>Principal Installment</u>	<u>Principal Payment Date</u>	<u>Principal Installment</u>
02/01/2027	\$405,481.66	02/01/2037	\$242,302.52
02/01/2028	400,932.16	02/01/2038	252,745.76
02/01/2029	418,212.33	02/01/2039	263,639.11
02/01/2030	436,237.27	02/01/2040	275,001.96
02/01/2031	455,039.09	02/01/2041	286,854.53
02/01/2032	474,651.27	02/01/2042	299,217.96
02/01/2033	495,108.76	02/01/2043	312,114.26
02/01/2034	422,214.35	02/01/2044	325,566.39
02/01/2035	440,411.80	02/01/2045	339,598.30
02/01/2036	459,393.55	02/01/2046	354,234.97

The foregoing principal amortization schedule was prepared by the financial advisor to the City and approved by the Lender identified in Section 9(b) of this Resolution and assumes that the Bond will be issued on February 26, 2026 in the original principal amount of \$7,358,958.00. The Mayor, on behalf of the City, with the advice of the City Administrator and/or any other appropriate City officials, the financial advisor to the City and bond counsel to the City is hereby authorized and empowered to approve changes to the foregoing principal amortization schedule prior to the issuance and delivery of the Bond in order to correct typographical or calculation errors, to reflect a decrease

in the original principal amount of the Bond as issued, to reflect a different date of issuance and delivery of the Bond, or to meet a requirement of the Lender that was provided for in or contemplated by its proposal, such revised amortization schedule to be prepared by the financial advisor to the City or the Lender and reflected in the executed and delivered Bond, and the Mayor's approval thereof to be evidenced conclusively by his execution and delivery of the Bond reflecting such revised amortization schedule as provided for in Sections 6 and 8 hereof.

(c) The Bond shall bear interest from its date of issuance at the rate of four and thirty-one hundredths of one percent (4.31%) per annum. Interest on the Bond shall be payable on February 1 and August 1 in each year until maturity or prior prepayment in whole, commencing on August 1, 2026; provided that, the last installment of interest shall be paid on the date that principal of the Bond is retired or prepaid in whole.

(d) Interest on the Bond shall be computed on the basis of a 360-day year comprised of 12 30-day months. The Bond shall bear interest from the most recent date to which interest has been paid or, if no interest has been paid, from the date of its issuance. For purposes of calculating the interest due on the Bond, unpaid outstanding principal on any date shall be an amount equal to the original principal amount of the Bond, less any principal installment paid in accordance with the final amortization schedule for the Bond determined in accordance with subsection (b) above, and less any principal prepaid with respect to the Bond in accordance with the provisions of Section 5 hereof.

(e) The registered owner of the Bond shall provide written notice to the Treasurer of the City (the "Treasurer") of the interest and, to the extent applicable, principal due on the Bond on each semi-annual interest payment date at least ten (10) days prior to such semi-annual interest payment date, or such fewer number of days as is acceptable to the Treasurer, but failure to provide

such notice shall not affect the amount of, or the City's obligation to pay, principal or interest due on the Bond. The date and amount of each principal installment payment made by the City on the Bond shall be noted by the registered owner of the Bond on its books and records, which notation when made will be presumed correct absent manifest error. The registered owner's failure to make appropriate notation of any such principal installment payment shall not limit or otherwise affect the City's obligations hereunder.

(f) If a scheduled payment date for the Bond falls on a day that is not a Business Day, payment may be made on the next succeeding day that is a Business Day, and no interest shall accrue on the amount owed as of such regularly scheduled payment date for the intervening period.

(g) Principal of and interest on the Bond shall be payable in lawful money of the United States of America. Principal of and interest on the Bond will be payable by federal funds wire transfer, ACH payment or automatic debit of an appropriate account of the City or, with the consent of the registered owner of the Bond, by check or draft mailed to the registered owner at the address designated by the registered owner in writing to the Treasurer. The Treasurer, on behalf of the City, is hereby authorized and empowered to make any of the payment arrangements provided for in this Section 4(g). The registered owner of the Bond shall not be required to surrender the Bond in order to receive payment thereon.

SECTION 5. (a) The Bond shall be subject to prepayment prior to maturity at the option of the City in whole or in part on any semi-annual interest payment date occurring on or after February 1, 2031, at the following prepayment prices, expressed as a percentage of the principal amount of the Bond or portion thereof being prepaid, plus interest accrued on the principal amount being prepaid to the date fixed for prepayment:

<u>Prepayment Date</u> <u>(Both Dates Inclusive)</u>	<u>Prepayment Price</u>
Closing – January 31, 2031	No Call
February 1, 2031 – January 31, 2033	101%
February 1, 2033 and thereafter	100

Any partial prepayment of the Bond shall (i) occur not more than once during any consecutive 12-month period, (ii) be in a principal amount of not less than \$250,000, and (ii) be applied to the principal installments coming due on the Bond in inverse order.

(b) The City shall give the registered owner of the Bond written notice of its election to prepay the Bond in whole or in part at least thirty (30) days prior to the date fixed for prepayment (or such fewer number of days as is acceptable to the registered owner of the Bond); any such notice may be given by first class mail or email, any such notice of prepayment may be conditional, and any notice of prepayment in part shall identify the principal amount to be prepaid.

(c) In the event the Bond is not prepaid on any date fixed for prepayment thereof in whole or in part in accordance with this Section 5, the Bond shall continue in full force and effect.

SECTION 6. The Bond shall be executed in the name of the City and on its behalf by the Mayor. The corporate seal of the City shall be affixed to the Bond and attested by the signature of the City Clerk of the City (the “City Clerk”). In the event any official of the City whose signature appears on the Bond shall cease to be such official prior to the delivery of the Bond, or, in the event any such official whose signature appears on the Bond shall have become such after the date of issue thereof, the Bond shall nevertheless be a valid and binding obligation of the City in accordance with its terms.

SECTION 7. (a) The Bond shall be transferable only upon the books kept for that purpose by the City Clerk at the City offices in Cumberland, Maryland, by the registered owner thereof in person or by the registered owner's attorney duly authorized in writing to (i) an affiliate of the registered owner thereof or (ii) banks, insurance companies, trusts, custodians or other financial institutions or their affiliates, upon surrender thereof, together with (A) a written certification substantially to the effect provided for in Section 9(c) of this Resolution satisfactory to the City Clerk and duly executed by the transferee and (B) a written instrument of transfer in a form satisfactory to the City Clerk and duly executed by the registered owner or the registered owner's duly authorized attorney. Upon such transfer there shall be issued in the name of the transferee a new registered bond of the same series in principal amount equal to the unpaid principal amount of the Bond surrendered, and with the same maturity date and installment payment dates and amounts (or then-remaining installment payment dates and amounts, as applicable) and bearing interest at the same rate payable on the same dates. Any such new Bond issued in transfer may be executed and sealed as provided in Section 6 above with respect to the original execution and delivery of the Bond, or as otherwise required by then-applicable law, and appropriate changes may be made to the form of such Bond delivered in transfer to account for the dated date of such replacement Bond or the outstanding principal amount of such replacement Bond. Notwithstanding the foregoing, the registered owner of the Bond may grant participations in the Bond after the original issuance and delivery of the Bond, but the registered owner of the Bond in which participations are granted shall remain noted as the sole registered owner of the Bond on the City's records and the City shall make payments or prepayments to and give any notices only to such sole registered owner.

(b) If at any time an action needs to be taken in accordance with subsection (a) above the position of the City Clerk is vacant or in the absence, disability or unavailability of the incumbent City Clerk, the authority to act as registrar for the Bond shall be exercised in the following order of priority: (i) first, by any Assistant City Clerk of the City appointed in accordance with the Charter (an “Assistant City Clerk”), (ii) second, if there is no incumbent Assistant City Clerk or in the absence, disability or unavailability of any Assistant City Clerk, the City Administrator, (iii) third, if the position of the City Administrator is vacant or in the absence, disability or unavailability of the City Administrator, by any acting or interim City Administrator selected in accordance with the Charter, and (iv) fourth, if there is no incumbent acting or interim City Administrator selected in accordance with the Charter or in the absence, disability or unavailability of any such incumbent official, by the Director of Administrative Services of the City (the “Director of Administrative Services”).

SECTION 8. Except as provided hereinafter or in a resolution or resolutions of the Mayor and City Council adopted prior to the issuance of the Bond, the Bond shall be issued in substantially the form attached hereto as Exhibit A and incorporated by reference herein. Appropriate variations and insertions may be made by the Mayor to such form to provide dates, numbers and amounts, to carry into effect the provisions of this Resolution (including, without limitation, to reflect matters determined in accordance with Sections 3, 4, and 10 of this Resolution), to reflect requirements of the Lender in connection with its proposal to purchase the Bond, or to comply with recommendations of legal counsel. All of the covenants contained in the form of the Bond as finally executed and delivered by the Mayor in accordance with the provisions of Section 6 hereof and this Section 8 are hereby adopted by the City, as the same may be modified as authorized by this Section, as and for the form of obligation to be incurred by the City, and the covenants and conditions contained therein are hereby

made binding upon the City, including the promise to pay therein contained. The execution and delivery of the final form of the Bond by the Mayor in accordance with the provisions of this Resolution shall be conclusive evidence of the approval by the Mayor of the final form of the Bond and any variations, insertions, omissions, notations, legends or endorsements authorized by this Resolution. To the extent there are inconsistencies between the provisions of the Bond, as executed and delivered in accordance with the provisions of this Section 8, and the provisions of this Resolution, the provisions of such executed and delivered Bond shall control.

SECTION 9. (a) The Mayor and City Council hereby ratifies, confirms, approves and adopts as actions of the City all actions taken by the City Administrator, the Comptroller of the City (the “Comptroller”), other City staff, the financial advisor to the City and bond counsel to the City, on behalf of the City, to identify the financial institution or bank that offered the most beneficial terms for the Bond, including, without limitation, the preparation, execution, delivery and circulation of the request for proposals dated January 8, 2026 and further communications with respondents to clarify terms of their proposals.

(b) City staff has recommended that Webster Public Finance Corporation, a Massachusetts corporation and a wholly-owned subsidiary of Webster Bank, National Association (the “Lender”) is the respondent that submitted the most beneficial proposal to make the loan to the City evidenced by the Bond in response to the request for proposals circulated by the financial advisor to the City. The Council hereby determines that it shall be in the best interests of the City to sell the Bond at private sale in a direct purchase transaction to the Lender, for a purchase price of the final original principal amount of the Bond determined in accordance with the provisions of this Resolution and for cash. Therefore, and pursuant to the authority of the Enabling Act and Section 82A of the Charter, the Bond shall be sold at private sale in a direct purchase transaction

to the Lender, for a price of the final original principal amount of the Bond as determined in accordance with the provisions of this Resolution, with no payment of accrued interest due as of the date of delivery. The Bond shall be registered in the name of the Lender or as otherwise specified by the Lender.

(c) The Bond shall be sold to evidence a loan from the Lender and not for resale to the general public. Accordingly, as a condition to delivery of the Bond and prior to the issuance of the Bond, the Lender shall furnish to the City a certificate acceptable to bond counsel to the City generally to the effect that (i) the Lender has such knowledge and experience in financial and business matters, including purchase and ownership of tax-exempt municipal obligations, that it is capable of evaluating the risks and merits of the loan represented by the Bond; (ii) the Lender has made its own independent and satisfactory inquiry of the financial condition of the City, including inquiry into financial statements and other information relating to the financial condition of the City to which a reasonable lender would attach significance in making lending decisions, and of any other matters deemed to be relevant to a reasonably informed decision to make the loan evidenced by the Bond; (iii) the Lender has had the opportunity to ask questions and receive answers from knowledgeable individuals concerning the City and the Bond, all so that as a reasonable lender the Lender has been able to make a reasonably informed decision to make the loan evidenced by the Bond; (iv) the Lender is not purchasing the Bond as an “underwriter” or “Participating Underwriter” as defined in Securities and Exchange Commission Rule 15c2-12, as amended, replaced or supplemented, and is not purchasing for more than one account or with a view to distributing the Bond; (v) if the Bond is subsequently sold, transferred or disposed of, such sale, transfer or disposition will be made only in compliance with any applicable federal and state securities laws and any other applicable laws; and (vi) the Lender understands and acknowledges

that (A) the Bond (1) is not being registered under the Securities Act of 1933, as amended, and is not being registered or otherwise qualified for sale under the “blue sky” laws and regulations of any state, (2) will not be listed on any stock or other securities exchange, (3) will carry no rating from any rating service, (4) will not be readily marketable, (5) will not have a CUSIP number, and (6) will not be registered in book-entry only form with or through The Depository Trust Company, and (B) no disclosure document is being prepared in connection with the issuance and sale of the Bond. The certifications set forth in this subsection (c) may be edited appropriately (i) to conform to standard language of the Lender, and/or (ii) to conform to standard language for such a certification commonly used by any applicable subsequent registered owner of the Bond.

(d) The Mayor and City Council hereby acknowledges and agrees that the City shall provide to the registered owner of the Bond while the Bond remains outstanding a copy of the City’s audited financial statements within 275 days of the end of each fiscal year of the City, commencing with the fiscal year ended June 30, 2026, subject to any extensions granted to the City for the delivery of such audited financial statements in any applicable year by an applicable Maryland official or officials in accordance with applicable Maryland law. Such audited financial statements shall be deemed provided to the registered owner of the Bond when posted to the City’s website within such 275-day period; provided that, if the audited financial statements for any fiscal year are not released and posted to the City’s website within 275 days of the end of that fiscal year, the City shall provide the audited financial statements for that fiscal year by email to the registered owner of the Bond promptly upon the release of such audited financial statements. Financial statements sent to the Lender by email while it is a registered owner of the Bond in accordance with the provisions of this subsection (d) may be delivered to the following email address: PublicFinance@WebsterBank.com, unless the Lender provides a different email address to the

City Administrator. The audited financial statements of the City provided in accordance with this Section 10(d) may be in electronic PDF format unless applicable law requires the same to be in another format.

(e) The City hereby acknowledges and agrees that (i) the transactions contemplated by this Resolution are an arm's length transaction between the City and the Lender, (ii) in connection with such transactions, the Lender is acting solely as a principal and not as an advisor including without limitation, a "municipal advisor" (as such term is defined in Section 15B of the Securities and Exchange Act of 1934, as amended, and the related final rules), agent, or fiduciary of the City, (iii) the Lender has not provided any advice or assumed any advisory or fiduciary responsibility in favor of the City with respect to the transactions contemplated hereby and the discussions, undertakings and procedures leading thereto (whether or not the Lender, or any affiliate of the Lender, has provided other services or advised, or is currently providing other services or advising the City on other matters), (iv) the Lender has financial and other interests that differ from those of the City, and (v) the City has consulted with its own financial, legal, accounting, tax and other advisors, as applicable, to the extent it deems appropriate.

(f) In connection with the City's compliance with any continuing disclosure undertakings (each, a "Continuing Disclosure Undertaking") entered into by the City pursuant to SEC Rule 15c2-12 promulgated pursuant to the Securities and Exchange Act of 1934, as amended (the "Rule"), the Lender acknowledges that the City may be required to file with the Municipal Securities Rulemaking Board's Electronic Municipal Market Access system, or its successor (in either case, "EMMA"), notice that the City has incurred financial obligations hereunder and notice of the occurrence of certain subsequent events reflecting financial difficulties in connection with the Bond. The City agrees that it shall not file or submit, or permit to be filed or submitted, to

EMMA, any documentation that includes the following unredacted sensitive or confidential information about the Lender or its affiliates: address and account information of the Lender and its affiliates, and email addresses, telephone numbers, fax numbers, names and signatures of officers, employees and signatories of the Lender or its affiliates, unless otherwise required for compliance with the Rule or otherwise required by law. The City acknowledges that the Lender is not responsible for the City's compliance or non-compliance with the Rule or any Continuing Disclosure Undertaking.

SECTION 10. (a) The Bond shall be suitably prepared in definitive form, executed by the Mayor and delivered to the Lender on such date as shall be mutually acceptable to the Mayor, the City Administrator and the Lender on a date no later than February 26, 2026, or such other closing date agreed upon by the City and the Lender. The entire principal amount of the Bond shall be disbursed by the Lender upon the date of issuance at the direction of the appropriate City official or officials. Such disbursements shall be paid directly to the City and/or to such other party or parties as directed by the City. Any disbursements directly to the City shall be deposited by the Treasurer or other appropriate official in the proper City accounts and may be invested within the limits of any applicable Maryland or federal law.

(b) Subject to the provisions of Section 3 of this Resolution, any principal amount of the Bond not needed for Costs of the Projects (including costs of issuance) and any investment earnings on proceeds of the Bond may be spent on debt service payable or prepayable on the Bond, as determined by the City in accordance with applicable budgetary procedures or applicable law, subject to the provisions of Sections 13 and 14 below.

(c) Nothing in this Resolution shall be construed to authorize the expenditure of any moneys except for a proper public purpose.

SECTION 11. (a) The Mayor, the City Administrator, the Treasurer, the Comptroller, the City Clerk and all other appropriate officials of the City are expressly authorized, empowered and directed to (i) take any and all action necessary to complete and close the sale and delivery of the Bond, (ii) subject to any limitations provided for in this Resolution, negotiate, approve, execute and deliver all documents, agreements, certificates and instruments necessary or appropriate in connection therewith, including documents, agreements, certificates and instruments intended to reflect any provisions specified by the Lender in connection with its proposal to purchase the Bond, and (iii) carry out the transactions contemplated by Ordinance No. 4038, this Resolution, any supplemental ordinance or resolution, and any documents, agreements, certificates or instruments executed and delivered in connection with the issuance of the Bond, all to the extent such actions are within the spheres of their respective responsibilities.

(b) Notwithstanding any other provisions of this Resolution, the Mayor, on behalf of the City, with the advice of the City Administrator and/or bond counsel to the City, is hereby authorized and empowered to agree to terms relating to the Bond that (i) accurately reflect the provisions of the Lender's proposal to purchase the Bond, to the extent such terms are not reflected accurately herein, (ii) are more favorable to the City than the terms reflected in this Resolution and/or (iii) are not more favorable to the City but are not uncommon for municipal obligations in the nature of the Bond, any of which such other terms shall be reflected in the final form of the Bond executed and delivered by the Mayor in accordance with Sections 6 and 8 of this Resolution and/or in other applicable closing documents, certificates or instruments executed and directed by appropriate City officials pursuant to the authority of this Resolution, and, to the extent of any discrepancy among the provisions of this Resolution and the executed and delivered Bond and/or closing documents, certificates or

instruments, the provisions of such executed Bond and/or closing documents, certificates and instruments shall control.

(c) The City acknowledges its obligation to pay a fee not to exceed \$3,500.00 to Gilmore & Bell, P.C., as counsel to the Lender.

(d) Any one or more of the Mayor, the City Administrator or the Director of Administrative Services is hereby authorized and empowered to countersign any term sheet or proposal of the Lender.

SECTION 12. (a) For the purpose of paying the principal of and interest on the Bond when due, the City shall impose on all real and tangible personal property in the City that is subject to assessment for unlimited municipal taxation, ad valorem taxes at a rate and in an amount sufficient to provide for the prompt payment of the principal of and interest on the Bond due in each such fiscal year. If the proceeds from the taxes so imposed in any such fiscal year are inadequate for such payment, additional taxes shall be imposed in the succeeding fiscal year to make up such deficiency.

(b) The full faith and credit and unlimited taxing power of the City are hereby pledged to the payment of the principal of and interest on the Bond as and when they become due and payable and to the imposition of the taxes hereinabove described as and when such taxes may become necessary in order to provide sufficient funds to meet the debt service requirements of the Bond. The City hereby covenants and agrees with the registered owner, from time to time, of the Bond to impose the taxes hereinabove described and to take any further action that lawfully may be appropriate from time to time during the period that the Bond remains outstanding and unpaid to provide the funds necessary to pay promptly the principal thereof and the interest due thereon.

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

City or from any other funds legally available for that purpose. Subject to the provisions of Sections 13 and 14 below and applicable Maryland law, the City may apply to the payment of the principal of or interest on the Bond any funds received by it from the State of Maryland or the United States of America, or any governmental agency or instrumentality, or from any other source, if the funds are granted or paid to the City for the purpose of assisting the City in accomplishing the Projects or are otherwise available for such purpose, and to the extent of any such funds received or receivable in any fiscal year, the taxes hereby required to be imposed may be reduced proportionately.

SECTION 13. (a) Any one or more of the Mayor, the Treasurer and the Comptroller are the officials of the City responsible for the issuance of the Bond within the meaning of Section 1.148-2(b)(2) of the U.S. Treasury Regulations (the “Treasury Regulations”). Any one or more of the Mayor, the Treasurer and the Comptroller also shall be the officials of the City responsible for the execution and delivery (on the date of the issuance of the Bond) of a certificate of the City (the “Section 148 Certificate”) that complies with the requirements of Section 148 of the Internal Revenue Code of 1986, as amended (the “Code”), and the Treasury Regulations, and such officials are hereby authorized and directed to execute and deliver the Section 148 Certificate to counsel rendering an opinion on the validity and tax-exempt status of the Bond on the date of the issuance thereof.

(b) The City shall set forth in the Section 148 Certificate its reasonable expectations as to relevant facts, estimates and circumstances relating to the use of the proceeds of the Bond or of any monies, securities or other obligations to the credit of any account of the City which may be deemed to be proceeds of the Bond pursuant to Section 148 of the Code or the Treasury Regulations (collectively, the “Bond Proceeds”). The City covenants with the registered owner of the Bond that the facts, estimates and circumstances set forth in the Section 148 Certificate will be based on the

City's reasonable expectations on the date of issuance of the Bond and will be, to the best of the certifying officials' knowledge, true and correct as of that date.

(c) The City covenants with the registered owner of the Bond that it will not make, or (to the extent that it exercises control or direction) permit to be made, any use of the Bond Proceeds that would cause the Bond to be an "arbitrage bond" within the meaning of Section 148 of the Code and the Treasury Regulations, and that it will comply with those provisions of Section 148 of the Code and the Treasury Regulations as may be applicable to the Bond on its date of issuance and which may subsequently lawfully be made applicable to the Bond as long as the Bond remains outstanding and unpaid.

(d) In connection with their execution and delivery of the Section 148 Certificate, the authorized official or officials identified in this Section 13 are hereby authorized and empowered, on behalf of the City, to make any designations, elections, determinations or filings on behalf of the City provided for in or permitted by the Code and the Treasury Regulations and to reflect the same in the Section 148 Certificate and/or the IRS Form 8038-G filed in connection with the issuance of the Bond or any other documentation deemed appropriate by bond counsel to the City; provided that, only one of such identified officials must sign the IRS Form 8038-G.

(e) In the event any modifications are proposed to be made to the Bond after issuance of the Bond, City officials shall promptly consult with nationally-recognized bond counsel to determine if the implementation of the same shall result in a reissuance of the Bond for purposes of the Code and the Treasury Regulations under then-applicable law. In the event any such proposed modifications are so determined to result in a reissuance of the Bond for purposes of the Code and the Treasury Regulations, in order that the tax-exempt status of interest payable on the Bond shall continue to remain excludable from gross income of the registered owner thereof for

federal income tax purposes, (i) any one or more of the City officials identified in subsection (a) of this Section 13, on behalf of the City, is hereby authorized, empowered and directed to (A) negotiate, approve, execute and deliver any documents, agreements or instruments deemed necessary or desirable in connection therewith, and (B) make any determinations, designations, elections or filings provided for in the Code and the Treasury Regulations in connection therewith (including, by way of illustration and not in limitation, designating the reissued Bond as a “qualified tax-exempt obligation” for purposes of Section 265(b)(3) of the Code for the calendar year in question), and (ii) any one or more of the City officials identified in subsection (a) of this Section 13, on behalf of the City, is hereby authorized, empowered and directed to negotiate and approve any supplement to the Section 148 Certificate executed and delivered in connection with the original issuance and delivery of the Bond or any new Section 148 Certificate determined to be necessary or desirable in connection with such reissuance. The powers delegated to the identified City officials in this subsection (e) in connection with a reissuance of the Bond shall be broadly construed in order to ensure compliance with the provisions of the Code and the Treasury Regulations; provided that, such delegation shall not prevent the Mayor and City Council, at its option, by resolution, from making or otherwise providing for any necessary or desirable determinations or actions in connection with any such reissuance of the Bond.

SECTION 14. The City specifically covenants that it will comply with the provisions of the Code applicable to the Bond, including, without limitation, compliance with provisions regarding the timing of the expenditure of the proceeds of the Bond, the use of such proceeds and the facilities or improvements financed with such proceeds, the restriction of investment yields, the filing of information with the Internal Revenue Service, and the rebate of certain earnings resulting from the investment of the proceeds of the Bond or payments in lieu thereof. The City further covenants that

it shall make such use of the proceeds of the Bond, regulate the investment of the proceeds thereof and take such other and further actions as may be required to maintain the exemption from federal income taxation of interest on the Bond. All officials and agents of the City are hereby authorized and directed to provide such certifications of facts and estimates regarding the amount and use of the proceeds of the Bond as may be necessary or appropriate.

SECTION 15. The City hereby designates the Bond as a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Code (relating to the exception from the disallowance of the deduction for that portion of a financial institution’s interest expense which is allocable to tax-exempt interest), and, in connection therewith, represents and certifies that (i) the Bond is not a “private activity bond” within the meaning of Section 141 of the Code, (ii) the reasonably anticipated amount of tax-exempt obligations (excluding private activity bonds other than “qualified 501(c)(3) bonds” within the meaning of Section 145 of the Code), which will be issued by the City (and all on-behalf-of issuers and subordinate entities of the City) during calendar year 2026 does not exceed Ten Million Dollars (\$10,000,000.00), and (iii) not more than Ten Million Dollars (\$10,000,000.00) of obligations issued by the City (and all on-behalf-of issuers and subordinate entities of the City) during calendar year 2026, including the Bond, have been designated or, except as permitted by Section 265(b)(3) of the Code, will be designated, as qualified tax-exempt obligations.

SECTION 16. (a) It is the intention of the Mayor and City Council that, with respect to any authority granted to the Mayor pursuant to this Resolution, if there is a vacancy in the position of the Mayor or in the absence, disability or unavailability of the Mayor, such authority shall be exercised in the following order of priority: (A) first, by any Acting Mayor of the City appointed by the City Council in accordance with the Charter (the “Acting Mayor”), (B) second, if no Acting Mayor has been appointed or in the absence, disability or unavailability of any

incumbent Acting Mayor, by the City Administrator, and (C) third, if the position of the City Administrator is vacant or in the absence, disability or unavailability of the City Administrator, by any acting or interim City Administrator designated or appointed in accordance with the Charter.

(b) As provided in Section 1(e) of Ordinance No. 4038, it is the intention of the Mayor and City Council that if the position of the City Clerk is vacant or the incumbent City Clerk is absent, disabled or unavailable at any time the corporate seal of the City is to be impressed on or affixed to the Bond or any related documents, agreements, instruments or certificates, that such impression or affixing of the City seal shall be attested to by the following City officials or employees in the following order of priority: (A) first, by any Assistant City Clerk, (B) second, if no Assistant City Clerk has been appointed or employed or in the absence, disability or unavailability of any incumbent Assistant City Clerk, by the City Administrator, (C) third, if the position of the City Administrator is vacant or in the absence, disability or unavailability of the incumbent City Administrator, by any acting or interim City Administrator designated or appointed in accordance with the Charter, and (D) fourth, if no acting or interim City Administrator has been designated or appointed in accordance with the Charter or such incumbent official is absent, disabled or unavailable, by the Director of Administrative Services; provided that, no such official or employee may both execute the Bond or related document, agreement, instrument or certificate on behalf of the City and attest to the impression or affixing of the City seal thereon; however, any such official or employee may both execute and attest to the impression or affixing of the City seal on any standard closing certificates.

(c) If two or more City officials are authorized to act in concert in accordance with the provisions of this Resolution and the position of one such identified official is vacant, or in the absence, disability or unavailability of such identified official, references to such official shall be

disregarded unless another City official has authority to act in place of such official in accordance with the provisions of Section 1(b) of this Resolution or subsections (a) or (b) of this Section 16, as applicable.

SECTION 17. Notwithstanding anything to the contrary contained in this Resolution, the Mayor, in consultation with the City Administrator and/or any other appropriate City officials, the financial advisor to the City, and/or counsel to the City, as applicable, on behalf of the City, is hereby authorized and empowered to determine that the Bond shall not be issued to the Lender in the event such City officials and professionals determine that the implementation of any provisions required by the Lender's proposal, or modifications required by the Lender to conform to the provisions of its proposal, are detrimental to and not in the best interests of the City, or if the Lender and such City officials cannot agree upon any such terms. Upon any such determination, the appropriate official or officials of the City are hereby authorized to take any and all action necessary to implement such decision, the Bond shall not be issued and delivered to the Lender, and the provisions of this Resolution relating to the issuance and sale the Bond to the Lender shall be deemed to be inapplicable.

SECTION 18. To the extent the provisions of this Resolution do not comport with the debt policy of the City, the provisions of the debt policy are deemed to be overridden.

SECTION 19. The provisions of this Resolution shall be liberally construed in order to effectuate the transactions contemplated by this Resolution.

SECTION 20. This Resolution may be executed (i) in counterparts and/or (ii) to the extent not prohibited by applicable law, by electronic, stamped or facsimile signature, and all executed counterparts of this Resolution shall be treated as one and the same resolution.

[CONTINUED ON FOLLOWING PAGE]

SECTION 21. This Resolution take effect from the date of its adoption.

MAYOR AND CITY COUNCIL
OF CUMBERLAND

(SEAL)

Raymond M. Morriss, Mayor

ATTEST:

Allison K. Layton
City Clerk

Introduced: _____, 2026

Adopted: _____, 2026

Votes for adoption: _____

Votes against adoption: _____

Abstentions: _____

Effective: _____, 2026

#243284;10002.084

EXHIBIT A

SUBSTANTIALLY FINAL FORM OF BOND

Note: Bracketed language is intended to reflect that such provisions apply only in certain circumstances, and such language shall be deleted from, modified or included in the final form of the Bond as appropriate. Any other applicable revisions to this form, including, without limitation, the completion of blanks, may be made in accordance with the provisions of this Resolution to reflect provisions permitted by the provisions of this Resolution.

THIS BOND IS SUBJECT TO THE TRANSFER RESTRICTIONS PROVIDED FOR IN THE RESOLUTION (AS DEFINED HEREIN).

MAYOR AND CITY OF CUMBERLAND
HAS DESIGNATED THIS BOND AS A
“QUALIFIED TAX-EXEMPT OBLIGATION” WITHIN
THE MEANING OF SECTION 265(b)(3) OF THE
INTERNAL REVENUE CODE OF 1986, AS AMENDED

No. R-

\$

UNITED STATES OF AMERICA
STATE OF MARYLAND
MAYOR AND CITY COUNCIL OF CUMBERLAND

TAX-EXEMPT PUBLIC IMPROVEMENTS BOND OF 2026

<u>Maturity Date</u>	<u>Interest Rate</u>	<u>Original Issue Date</u>
February 1, 2046	4.31%	_____, 2026

Registered Owner:

Principal Sum:

DOLLARS

IT CANNOT BE DETERMINED FROM THE FACE OF THIS BOND WHETHER ALL OR ANY PORTION OF THE PRINCIPAL SUM HAS BEEN PAID OR PREPAID. EACH PAYMENT OR PREPAYMENT OF A PRINCIPAL INSTALLMENT SHALL BE NOTED BY THE REGISTERED OWNER OF THIS BOND ON ITS BOOKS AND RECORDS, WHICH NOTATION WHEN MADE WILL BE PRESUMED

CORRECT ABSENT MANIFEST ERROR. THE REGISTERED OWNER'S FAILURE TO MAKE APPROPRIATE NOTATION OF ANY SUCH PAYMENT OR PREPAYMENT SHALL NOT LIMIT OR OTHERWISE AFFECT THE OBLIGATIONS OF THE CITY HEREUNDER AND SHALL NOT AFFECT THE VALID PAYMENT AND DISCHARGE OF SUCH OBLIGATION EFFECTED BY SUCH PAYMENT OR PREPAYMENT.

Mayor and City Council of Cumberland, a municipal corporation organized and existing under the Constitution and laws of the State of Maryland (the "City"), hereby acknowledges itself indebted for value received and promises to pay to the Registered Owner shown above, or registered assigns or legal representatives, the Principal Sum shown above, plus interest on the unpaid principal balance as set forth herein. This bond shall mature on February 1, 2046, subject to the further provisions of this bond.

The principal of this bond shall be payable in twenty (20) annual installments on February 1 of each year, commencing on February 1, 2027, as set forth in the amortization schedule attached hereto as Schedule 1, subject to prior prepayment as hereinafter provided.

This bond shall bear interest on the unpaid outstanding principal balance from the date of its delivery at an annual rate of interest equal to four and thirty-one hundredths of one percent (4.31%) per annum. Interest on this bond shall be payable on February 1 and August 1 in each year until final maturity or prior prepayment in whole, commencing on August 1, 2026.

Interest shall be computed on the basis of a 360-day year comprised of 12 30-day months. For purposes of calculating the interest due on this bond, unpaid outstanding principal on any date shall be an amount equal to the original principal amount of this bond (\$ _____), less any principal paid in accordance with the amortization schedule attached hereto as Schedule 1, and less any principal prepaid in accordance with the further provisions of this bond.

The Registered Owner of this bond shall provide written notice to the Treasurer of the City (the "Treasurer") of the interest and any principal due on this bond on each semi-annual interest payment date at least ten (10) days prior to such semi-annual interest payment date, or such fewer number of days as is acceptable to the Treasurer, but failure to provide such notice shall not affect the amount of, or the City's obligation to pay, principal or interest due on this bond.

This bond shall be subject to prepayment prior to maturity at the option of the City, in whole or in part on any semi-annual interest payment date occurring on or after February 1, 2031, at the following prepayment prices, expressed as a percentage of the principal amount of this bond or portion hereof being prepaid, plus interest accrued on the principal amount being prepaid to the date fixed for prepayment:

<u>Prepayment Date</u> <u>(Both Dates Inclusive)</u>	<u>Prepayment Price</u>
Closing date – January 31, 2031	No Call
February 1, 2031 – January 31, 2033	101%
February 1, 2033 and thereafter	100

Any partial prepayment of this bond shall (i) occur no more than once during any consecutive 12-month period, (ii) be in a principal amount of not less than \$250,000, and (iii) be applied to the principal installments coming due on this bond in inverse order.

The City shall give the Registered Owner of this bond written notice of its election to prepay this bond in whole or in part at least thirty (30) days prior to the date fixed for prepayment (or such fewer number of days as is acceptable to the Registered Owner). Any such notice may be given by first class mail or email, any such notice may be conditional, and any such notice of prepayment in part shall identify the principal amount to be prepaid. In the event this bond is not prepaid on any date fixed for prepayment hereof in whole or in part, such prepayment notice shall be considered void and this bond shall continue in full force and effect.

Principal of and interest on this bond shall be payable in lawful money of the United States of America. The Registered Owner of this bond shall not be required to surrender this bond in order to receive payment hereon. Principal of and interest this bond will be payable by federal funds wire transfer, ACH payment or automatic debit of an appropriate account of the City or, with the consent of the Registered Owner, by check or draft mailed to the Registered Owner at the address designated by the Registered Owner in writing to the Treasurer. If a semi-annual interest payment date falls on a Saturday, a Sunday or a day on which the City, banks in the State of Maryland and/or banks in the state in which the Registered Owner of this bond is located are not required to be open, payment may be made on the next succeeding day that is not a Saturday, a Sunday or a day on which the City, banks in the State of Maryland and/or banks in the state in which the Registered Owner of this bond is located are not required to be open, and no interest shall accrue on the scheduled amount owed as of such regularly scheduled payment date for the intervening period.

This bond is the duly authorized bond of the City, issued in the original principal amount of \$_____, dated the date of its delivery and designated “Mayor and City Council of Cumberland Tax-Exempt Public Improvements Bond of 2026.” This bond is issued pursuant to and in full conformity with the provisions of Sections 19-301 to 19-309, inclusive, of the Local Government Article of the Annotated Code of Maryland, as replaced, supplemented or amended, Sections 81 and 82A of the Charter of the City of Cumberland, as replaced, supplemented or amended, and by virtue of due proceedings had and taken by the Mayor and City Council of the City (the “Mayor and City Council”), particularly Ordinance No. 4038, which was passed by the Mayor and City Council on January 6, 2026 and became effective on February 5, 2026 (the “Ordinance”), and Resolution No. R2026-___, which was adopted by the Mayor and City Council on February __, 2026 and became effective on February __, 2026 (the “Resolution”).

Subject to the provisions of Section 7 of the Resolution, this bond is transferable in whole only upon the books kept for that purpose at the office of the City Clerk of the City (the "City Clerk"), by the Registered Owner hereof in person, or by his duly authorized attorney, to (i) an affiliate of the Registered Owner hereof or (ii) banks, insurance companies, trusts, custodians or other financial institutions or their affiliates, upon surrender hereof, together with a written instrument of transfer in the form attached hereto and satisfactory to the City Clerk and duly executed by the Registered Owner or his duly authorized attorney, and evidence satisfactory to the City Clerk of compliance with Section 7 and 9(c) of the Resolution. Upon any such transfer or exchange, the City shall issue a new registered bond in denomination equal to the aggregate unpaid principal amount of the bond surrendered, and with the same final maturity date, principal payment dates and principal payment amounts and bearing interest at the same rate. In each case, the City Clerk may require payment by the Registered Owner of this bond requesting transfer or exchange hereof of any tax, fee or other governmental charge, shipping charges and insurance that may be required to be paid with respect to such transfer or exchange, but otherwise no charge shall be made to the Registered Owner hereof for such transfer or exchange.

The City may deem and treat the party in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal hereof and interest due hereon and for all other purposes.

The full faith and credit and unlimited taxing power of Mayor and City Council of Cumberland are hereby pledged to the payment of the principal of and interest on this bond according to its terms, and the City does hereby covenant and agree to pay punctually the principal of and the interest on this bond, at the dates and in the manner mentioned herein, according to the true intent and meaning hereof.

This bond shall be governed by the laws of the State of Maryland, without giving effect to principles of conflicts-of-laws.

It is hereby certified and recited that each and every act, condition and thing required to exist, to be done, to have happened or to be performed precedent to and in the issuance of this bond, does exist, has been done, has happened and has been performed in full and strict compliance with the Constitution and laws of the State of Maryland, the Ordinance and the Resolution, and that this bond, together with all other indebtedness of the City, is within every debt and other limit prescribed by the Constitution and laws of the State of Maryland and that due provision has been made for the imposition of an annual ad valorem tax or taxes upon all the legally assessable property within the corporate limits of the City at a rate and in an amount sufficient to provide for the payment, when due, of the principal of and interest on this bond.

IN WITNESS WHEREOF, Mayor and City Council of Cumberland has caused this bond to be executed in its name by the manual signature of the [Mayor] and its corporate seal to be affixed hereto, attested by the manual signature of the [City Clerk], all as of the Original Issue Date set forth above.

(SEAL)

ATTEST: MAYOR AND CITY COUNCIL OF
CUMBERLAND

By: _____
[City Clerk]

By: _____
[Mayor]

AMORTIZATION SCHEDULE FOR
MAYOR AND CITY COUNCIL OF CUMBERLAND
TAX-EXEMPT PUBLIC IMPROVEMENTS BOND OF 2026

[See Attached]

Note: Final amortization schedule for the Bond to be attached to the executed Bond.

(Form of Instrument of Transfer)

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY OR OTHER
IDENTIFYING NUMBER OF ASSIGNEE

(PLEASE PRINT OR TYPEWRITE NAME AND ADDRESS,
INCLUDING ZIP CODE OF ASSIGNEE)

the within bond and all rights thereunder and does hereby constitute and appoint _____

attorney to transfer the within bond on the books kept for the registration thereof, with full power of
substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: Signatures must be guaranteed by a
member firm of the New York Stock
Exchange or a commercial bank or trust
company.

Notice: The signature to this assignment must
correspond with the name as it appears upon
the face of the within bond in every particular,
without alteration or enlargement or any
change whatsoever.

File Attachments for Item:

. Order 27,955 - amending Order No. 27,809, originally approved on August 6, 2025, to remove the previously approved price per yard for each of the vendors due to market fluctuations for the purchase of Concrete Material, with any purchases competitively based on best price and product availability at the time of need; and holding the not to exceed amount at \$100,000.00, expiring as of June 30, 2026



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

ORDER NO. 27,955

DATE: February 17, 2026

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

THAT, Order No. 27,809, originally approved on August 6, 2025, be and is hereby amended to remove the previously approved price per yard for each of the vendors due to market fluctuations for the purchase of Concrete Material, with any purchases competitively based on best price and product availability at the time of need.

BE IT FURTHER ORDERED THAT, the not to exceed amount remains One Hundred Thousand Dollars and No Cents (\$100,000.00) and expires as of June 30, 2026.

Raymond M. Morriss, Mayor

Budget:
127.08V 63000
001.056 40200

Council Agenda Summary

Meeting Date: 2/17/2026

Key Staff Contact: Devin Burke

Item Title:

Request to Amend Order 27,809 authorized by Mayor and City Council on August 6th, 2025 for the bulk purchasing of concrete materials in an amount not to exceed \$100,000.

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

Requesting an amendment to the order to accept the purchase of concrete materials from multiple vendors in excess of \$25,000. This amount is not to exceed \$100,000. This amendment removes the previously listed price per yard. Due to market fluctuations, this is necessary to ensure the most accurate pricing. Sourcing procedures will still allow for best price by utilizing vendors based on availability, and then cost.

- Allegany Concrete
- American Concrete
- Red Barn Concrete

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.*

Amount of Award:

Not to Exceed \$100,000

Budget number:

127.08V.63000

001.056.40200

Grant, bond, etc. reference:

N/A

File Attachments for Item:

. Order 27,956 - authorizing naming opportunities for the trees in the Main Street district under the guidelines that a naming opportunity is \$500 and lasts for the life of the tree, with the proceeds being utilized exclusively to support the care and maintenance of the trees, seasonal plantings and landscaping on Baltimore Street and the Liberty Street and CBIZ Plazas



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

ORDER NO. 27,956

DATE: February 17, 2026

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

THAT, naming opportunities for the trees in the Main Street District be and are hereby approved under the following guidelines:

- The naming opportunity for a tree will consist of a plaque mounted on a post in the ground adjacent to the tree for a cost of Five Hundred Dollars and No Cents (\$500.00), good for the life of the tree;
- Proceeds will be utilized exclusively for the care and maintenance of the trees, seasonal plantings and landscaping on Baltimore Street and the Liberty Street and CBIZ Plazas.

Raymond M. Morriss, Mayor

Council Agenda Summary

Meeting Date: February 17, 2026

Key Staff Contact: Melinda Kelleher, Small Business Development & Main Street Manager

Item Title: Approval of Naming Opportunities for Trees in Main Street District

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

Consider describing in detail 1) what the project / purchase / contract/ presentation, etc. entails; 2) what funding will be used; 3) whether the project, etc. is budgeted for this fiscal year or what other funding will apply; 4) if sole source, how the purchase qualifies under the code provisions; 5) benefits to City; 6) timeline, etc.

This will be the second phase of the downtown naming opportunities. We have 53 trees available for naming at \$500 each. If all trees are sold, it will be a gross of \$26,500. Net funds will range from \$18,550 to \$21,200 depending on cost of plaques at the time of purchase.

Roll-out will be March 1 with all payments due by August 1. All net funds will be used to directly support the care and maintenance of the trees, season plantings and landscaping on Baltimore Street and the Liberty Street and CBIZ Plazas.

Amount of Award: N/A

Budget number: N/A

Grant, bond, etc. reference: N/A

File Attachments for Item:

. Order 27,957 - accepting an FY25 Program Open Space grant from the Maryland Department of Natural Resources Board of Public Works in the amount not to exceed \$30,000 to be used for Gene Mason Sports Complex park upgrades



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

ORDER NO. 27,957

DATE: February 17, 2026

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

THAT the Mayor and City Council be and is hereby authorized to accept a FY25 Program Open Space Local Share Grant, administered by the Maryland Department of Natural Resources Board of Public Works, in the amount of Thirty Thousand Dollars and No Cents (\$30,000.00) for Gene Mason Recreation Complex Park Upgrades.

Raymond M. Morriss, Mayor

Budget: 001.080P.010S 30150

Council Agenda Summary

Meeting Date: 2/17/2026

Key Staff Contact: Ryan Mackey

Item Title: POS FY2025 Award Acceptance

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

The City of Cumberland was awarded \$30,000.00 from the Maryland Department of Natural Resources Project Open Space grant.

Amount of Award: \$30,000.00

Budget number: 001.080P.010S 30150

Grant, bond, etc. reference: FY25 Project Open Space Project Number 7962-1-499

Board of Public Works
Department of Natural Resources – Real Property
Supplement
January 28, 2026



DNR 1

Contact: Emily Wilson 410-260-8436
emilyh.wilson@maryland.gov

1A. **PROGRAM OPEN SPACE LOCAL SHARE**
Allegany County

Recommendation: Approval to commit \$30,000 for the following **development** project.

Gene Mason Sports Complex Park Upgrades – \$30,000
Allegany County
POS #7962-1-499 MD20251215-0760

Background: Purchase and install new picnic tables, trash receptacles, pet waste stations, and associated site amenities at the Gene Mason Sports Complex.

Fund Source: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$14,646.51

Outdoor Recreation Land Loan 2024, Chapter 101, Acts of 2023
Program Open Space Local
Source Code: 24011 \$15,353.49

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Wes Moore, Governor
Aruna Miller, Lt. Governor
Josh Kurtz, Secretary
David Goshorn, Deputy Secretary

January 28, 2026

Via Electronic Delivery to

Mr. Ryan Mackey
Director
Parks and Recreation
City of Cumberland
P.O. Box 1702
Cumberland, MD 21502
ryan.mackey@cumberlandmd.gov

RE: POS 7962-1-499 Gene Mason Sports Complex - Park Upgrades
Allegany County

Dear Mr. Mackey,

It gives me great pleasure to inform you that the Board of Public Works has approved your request for Program Open Space funds for the above-referenced project. A copy of the agenda item is attached for your reference.

You may proceed with this project at your earliest opportunity. Please have your staff contact the Program Open Space Administrator with whom they have been working to coordinate reimbursement.

Thank you for your interest in improving the quality of our parks and recreation for the citizens of Maryland. It is a pleasure to be able to provide these funds and to assist you with this important project. If I may be of further assistance on this or any other Program Open Space matter, please contact me at (443) 534-8255.

Sincerely,

Carrie Lhosky
Land Acquisition and Planning
carrie.lhotsky@maryland.gov

Attachments:

cc: David J. Caporale, President, dcaporale@alleganygov.org
Tiffany DePaoli, General User, tiffanyr.depaoli@maryland.gov

File Attachments for Item:

. Order 27,958 - authorizing the City Administrator to execute a Deed reverting the real property and improvements thereon located at 102-104-106 Altamont Terrace from Abiye S. Williams to the Mayor and City Council of Cumberland as permitted by deed dated January 16, 2024 (Allegany County Land Records Book 2946, Page 230) whereby the obligations set forth have failed to be fulfilled and Williams has not satisfied the requirements of the Deed of transfer of said property



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

ORDER NO. 27,958

DATE: February 17, 2026

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

THAT, the City Administrator be and is hereby authorized to execute a Deed reverting the real property and improvements thereon located at 102-104-106 Altamont Terrace, Cumberland, MD 21502 from Abiye S. Williams to the Mayor and City Council of Cumberland as permitted by deed dated January 16, 2024 (Allegany County Land Records Book 2946, Page 230) whereby the obligations set forth have failed to be fulfilled and Williams has not satisfied the requirements of the Deed of transfer of said property.

Raymond M. Morriss, Mayor

DEED

THIS DEED, made this ____ day of February, 2026, by and between **Abiye S. Williams**, by **Jeffrey F. Silka, City Administrator of Mayor and City Council of Cumberland**, (the “Grantor”) and **Mayor and City Council of Cumberland** (the “City”), a Maryland municipal corporation.

RECITALS:

WHEREAS, the City conveyed the hereinafter-described property to Abiye S. Williams (“Williams”) by deed dated January 16, 2024 and recorded among the Land Records for Allegany County, Maryland in Book 2946, Page 230;

WHEREAS, the deed included certain covenants and agreements requiring Williams to complete specified work and improvements to the property within designated timeframes, and also reserved to the City the right to re-acquire title to the property if Williams failed to fulfill those covenants and agreements;

WHEREAS, in furtherance of the City’s rights thereunder, Williams granted to the City Administrator of the City of Cumberland the power and authority, acting in his name and stead, to execute and deliver a deed conveying the property back to the City in the event of such noncompliance;

WHEREAS, Williams did not fulfill his obligations set forth in Paragraphs 2, 3, 4, and 6 of the covenants and agreements contained in the deed because he did not perform the work required under Paragraphs 2, 3, and 4; and consequently, he could not have performed that work to the reasonable satisfaction of the City as required by Paragraph 6.

WHEREAS, all deadlines for completing this work have passed; and

WHEREAS, the City has elected to exercise its right to reclaim ownership of the Property, and it is doing so through this deed.

WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00) cash in hand paid and for other good and valuable considerations, the receipt of all of which is hereby acknowledged, the Grantor hereby grants, bargains and sells, releases, confirms and conveys unto the City, its successors and assigns, forever in fee simple:

First Parcel: ALL that lot or parcel of ground lying at the corner of Altamont Terrace and Union Street in the City of Cumberland, Maryland and described as follows, to-wit:

BEGINNING for the same at the intersection of the southern most side of Union Street with the Easterly side of Altamont Terrace in said City and running thence with the South side of Union Street 76-1/2 degrees East 100 feet to an alley; thence with the West side of said Alley, South 13-1/2 degrees East 35 feet; thence South 76-1/2 degrees West 100 feet to Altamont Terrace; thence by a straight line to the place of **BEGINNING**.

Second Parcel: ALL that lot or parcel of ground lying on the East side of Altamont Terrace, fronting 41 feet on said Terrace and being all of Lot 2, and a part of Lot 3 of D. P. Miller's Subdivision, and being more particularly described as follows, to-wit:

BEGINNING for the same on the East side of Altamont Terrace at the end of a deed from David P. Miller and wife to William L. Rawlings, dated February 9, 1899 recorded in Liber T. L. No. 84, folio 556, one of the Land Records of Allegany County, Maryland; and running thence reversing the said third line of said Deed, North 75-1/2 degrees East 100 feet to the end of the second line of said deed to an alley; thence with the West side of said alley and parallel to said deed and to an alley; thence with the West side of said alley and parallel to said deed and to an alley; thence with the West side of said alley and parallel to Altamont Terrace North 13-1/2 degrees West 41 feet to the end of the third line of a deed from David P. Miller to Dr. J. Jones Wilson, dated October 28, 1898 and recorded in Liber T. L. No. 84, folio 346 of said Land Records; thence with said third line of said last named deed (reversed) South 75-1/2 degrees West 100 feet to Altamont Terrace; thence with Altamont Terrace, South 13-1/2 degrees East to the place of **BEGINNING**.

Third Parcel: **ALL** that lot or parcel of land situate on the South side of Union Street in the City of Cumberland, Allegany County, Maryland, and being more particularly described as follows, to-wit:

BEGINNING for the same at a ½ point on the South side of Union Street, located North 75-1/2 degrees East 100 feet from the intersection of the Easterly side of Altamont Terrace with the Southerly side of Union Street; said point of beginning also at the end of the first line of a parcel of land conveyed by J. Jones Wilson to John H. B. Mahaney, by deed dated January 2, 1903 and recorded in Liber No. 92, folio 226, one of the Land Records of Allegany County, Maryland; and running thence with said side of Union Street, North 75-1/2 degrees East 14 feet to the end of the first line of the whole parcel of which this is a part as conveyed by Edward H. Welsh, et ux, to David P. Miller by deed dated January 11, 1897 and recorded in Liber 82, folio 169, one of the Land Records of Allegany County, Maryland; thence leaving Union Street, South 13 degrees East 76 feet; thence parallel with Union Street, South 75-1/2 degrees West 13 feet, more or less to the Southeasterly corner of the parcel conveyed by David P. Miller to John H. B. Mahaney by deed dated June 14, 1899, of recorded in Liber 86 folio 167, one of the Land Records; thence parallel with Altamont Terrace, North 15-1/2 degrees West 76 feet to the place of **BEGINNING**.

IT BEING the same property that was conveyed from Mayor and City Council of Cumberland to the Grantor by deed dated January 16, 2024, and recorded among the Land Records of Allegany County, Maryland in Book 2946, Page 230.

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

TO HAVE AND TO HOLD the above-described property unto the City, its successors and assigns, in fee simple forever.

WITNESS the hand and seal of the Grantor the day and year first above written.

WITNESS/ATTEST:

Abiye S. Williams, by and through, Jeffrey F. Silka, City Administrator, Mayor and City Council of Cumberland (SEAL)

STATE OF MARYLAND,
ALLEGANY COUNTY, TO WIT;

I HEREBY CERTIFY, that on this ____ day of _____, 2026, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared **Jeffrey F. Silka**, known to me or satisfactorily identified to be the person whose name is subscribed to the within instrument, City Administrator of Mayor and City Council of Cumberland, and acknowledged that he, being authorized to do so pursuant to the authority granted to him under the terms of the deed recorded among the Land Records of Allegany County Maryland in Book 2946, Page 230, executed the same for the purposes therein contained, and he further certified under the penalties of perjury that the actual consideration for the foregoing conveyance is \$0.00, and made oath in due form of law that this transaction is not subject to the provisions of Section 10-912 of the Tax General Article of the Maryland Annotated Code as the grantor is a resident entity of the State of Maryland.

WITNESS my hand and Notarial Seal.

NOTARY PUBLIC

My Commission Expires: _____

ATTORNEY CERTIFICATION

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

MICHAEL SCOTT COHEN

File Attachments for Item:

. Order 27,959 - instituting a fee structure for City of Cumberland Right of Way (Dumpster) Permits, broken down into Rights of Way not controlled by parking fees or time restrictions at a fee of \$25 per week, \$100 per month and no charge for a one day Right of Way Occupation permit; and for Rights of Way within a fee-controlled parking space or time-controlled space, the daily permit fee shall be \$8/day, \$40/week and \$160 month, effective April 1, 2026



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

ORDER NO. 27,959

DATE: February 17, 2026

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

THAT, the institution of a fee structure for City of Cumberland Right of Way (Dumpster) Permits to provide a manageable policy for long term occupation of public streets by imposing the following fees for parking spaces for a person/company to place a dumpster or equipment withing the Right of Way or to have the Right of Way “closed” for a delivery or parking be and are hereby approved under the following guidelines:

- For occupation of a Right of Way that is not controlled by parking fees or time restrictions, the permit fee will be \$25 per week, \$100 per month or no charge for a one day Right of Way Occupation permit;
- For Right of Way occupation within a fee-controlled parking space or a time-controlled space, the daily permit fee shall be the total of eight hours of the metered parking rates, currently \$8/day, the weekly rates shall be five times the daily rate, currently \$40/week and the monthly rate shall be four times the weekly rate, currently \$160/month

BE IT FURTHER ORDERED THAT, these fees are effective beginning April 1, 2026.

Raymond M. Morriss, Mayor

File Attachments for Item:

. Order 27,960 - accepting the bid from Main Line Commercial Pools for a replacement liner to the pool and wading pool (City Project 2025-24-RECR), in the amount not to exceed \$329,000



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

ORDER NO. 27,960

DATE: February 17, 2026

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

THAT, the bid from Main Line Commercial Pools, 441 Feheley Drive, King of Prussia, PA 19406, for the purchase of a replacement pool liner and a replacement liner for the Wading Pool (City Project 2025-24-RECR) at the Constitution Park be and is hereby accepted in the amount not to exceed Three Hundred Twenty Nine Thousand Dollars and No Cents (\$329,000.00); 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:

Main Line Commercial Pools	\$329,000.00
Membrane Concepts	\$264,000.00

Budget: 001.078.63000

Council Agenda Summary

Meeting Date: 2/17/2026

Key Staff Contact: Ryan Mackey

Item Title:

Award Constitution Park Pool Liner Replacement, City Project # 2025-24-RECR

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

Award Constitution Park Pool Liner Replacement Contract to responsive bidder, Main Line Commercial Pools, in the lump sum cost of \$329,000.00

This project includes the replacement of the Constitution Park pool liner in addition to accepting the add/alternate bid item of replacing the Wading Pool liner.

This project was advertised for bid on 12/17/25. Bids closed on 1/28/26, with two qualified bids being received. The low bidder was Membrane Concepts with an acceptable bid of \$264,000.00, however due to scheduling conflicts, they were unable to meet the deadline requirement stated in the RFP, which disqualified their bid. Therefore, the only acceptable bid was by Main Line Commercial Pools in the amount of \$329,000.00.

The budget line item 001.078.63000 will need amended from \$0 to \$375,000.00.

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

Amount of Award: \$329,000.00

Budget number: 001.078.63000

Grant, bond, etc. reference: City Funds

PROJECT INFORMATION	
Project Title:	Constitution Park Pool Liner Replacement
City Project:	2025-24-RECR
Contract Length:	90 Calendar Days
BID OPENING	
Date & Time:	January 28, 2026 2:00 PM EDT
Location:	Virtual - Beacon Bid Solicitation Website

Certified Bid Tabulation	
BIDDER	BIDDER
Main Line Commercial Pools	Membrane Concepts
441 Fehleley Dr King of Prussia, PA 19406	PO Box 117 Portsmouth, RI 02871

BASE BID				Main Line Commercial Pools		Membrane Concepts	
BID NO.	DESCRIPTION OF BID	UNITS	QTY.	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	Main Pool Lining System	LS	1	291000	\$ 291,000.00	216200	\$ 216,200.00
ADD ALTERNATE							
2	Wading Pool Lining System	LS	1	38000	\$ 38,000.00	47800	\$ 47,800.00

Note: Membrane Concepts was unable to meet the timeline required by the RFP and therefore the bid was disqualified, leaving only Main Line Commercial Pools as the only responsive bidder.

BASE BID
ALTERNATE BID
TOTAL BID

Main Line Commercial Pools		Membrane Concepts	
Bid	✓	Bid	✓
AoQTB	✓	AoQTB	✓
LPC	N/A	LPC	N/A
ARVF	✓	ARVF	✓
\$ 291,000.00		\$ 216,200.00	
\$ 38,000.00		\$ 47,800.00	
\$ 329,000.00		\$ 264,000.00	

I HEREBY CERTIFY THE ABOVE IS A TRUE AND CORRECT SUMMARY OF THE PROPOSALS RECEIVED:


Matt Idleman

Deputy Director of Engineering