

The Fruitland City Council met in Regular Session at City Hall on Tuesday, November 10, 2015, at 7:30 p.m. with the following members present:

President Darlene Kerr, Councilor Raymond Carey, Councilor Roland Palmer and Councilor Charles Nichol.

Also present at the table were:

City Manager John Psota, Public Works Director Gibbons, Lieutenant Brian Swafford, City Clerk Raye Ellen Thomas and City Solicitor Andrew Mitchell.

Our guests included:

Bob Marvel, Katherine McAllister, Sarah Rayne and seven adults that did not sign in.

President Kerr called the regular Council meeting to order at 7:30 p.m. and welcomed all in attendance. Since Treasurer Ortiz was absent, President Kerr led all in Prayer and all recited the Pledge of Allegiance.

President Kerr acknowledged receipt of the minutes of the Regular Meeting of October 13, and called for additions or corrections. As there were none, **Councilor Carey moved to adopt the minutes as presented; Councilor Palmer seconded and the motion passed on a vote of four to zero.**

President Kerr delivered the October Treasurer's Report.

Cash on Hand 10/01/15	\$ 337,274.22
Deposits	\$ 2,588,296.35
Subtotal	\$ 2,925,570.57
Disbursements	<u>\$(2,738,927.99)</u>
Total Ending 10/31/15	\$ 186,642.58

Councilor Palmer moved to accept the Treasurer's Report as presented. Councilor Carey seconded and the motion passed on a vote of four to zero.

Lieutenant Swafford gave the Police and Code Enforcement reports.

City Manager Psota gave the City report at which time he introduced Mark Swift as the new Deputy Treasurer. City Clerk Thomas then administered the oath of office to Mr. Swift.

Public Works Director Mike Gibbons gave the Public Works Department report, at which time he asked approval of the Council for the rehabilitation of production wells one and two at the water plant. He received two sealed bids. After advertising, were opened on November 3rd. The low bid was Somerset Well Drilling for \$43,450.00. The other bid was from A.C. Shultz for \$ 54,866.00. He recommended using Somerset Well Drilling. They can start in two weeks. Council President Kerr asked if the City had used Somerset Well Drilling before. Director Gibbons reported that the City had not dealt with Somerset Well Drilling, but that other municipalities have used them and the references checked out. City Manager Psota questioned the price again and at that time Public Works Supervisor Gibbons advised that it was \$43,450.00. Councilor Palmer made a motion to award the bid to Somerset Well Drilling for rehabilitation of wells one and two for the contract of \$43,450.00, Councilor Carey seconded and the motion was approved by a vote of four to zero.

UNFINISHED BUSINESS

1. Paid Bill Report

President Kerr acknowledged receipt of the paid bill report. **On a motion made by Councilor Carey and seconded by Councilor Nichols, the paid bills were approved by a vote of four to zero.**

2. **Home Occupation Ordinance #278**

City Solicitor Mitchell reported that he had been advised the Council will remand the ordinance with their recommendations to the Planning Commission.

3. **Fire Prevention Code Obligation Agreement**

City Solicitor Mitchell advised that since the City does not have sufficient personnel to handle the Fire Prevention Code so the County has been handling it. The State needed a formal agreement, whereby the Court accepted the obligation. The County has prepared an agreement, which City Solicitor Mitchell read. **Councilor Palmer made a motion to accept the Fire Prevention Code Obligation agreement as read and direct Council President to sign, seconded by Councilor Carey, the motion was approved by a vote of four to zero.**

4. **Storm Water Management Code Obligation Agreement**

City Solicitor Mitchell stated that this was the same concept as the Fire Prevention Code Obligation agreement above, but dealing with the Storm Water Management Code. The County prepared an agreement for the Storm Water Management Code Obligation which City Solicitor Mitchell read. **On a motion made by Councilor Nichols to accept the Storm Water Management Code Obligation Agreement as read by City Solicitor Mitchell and to allow Council President to sign, seconded by Councilor Carey, the motion was approved by a vote of four to zero.**

7:55 p.m. **Public Hearing Ordinance # 280 (Rental Licensing Ordinance)**

City Solicitor Mitchell advised that this was requested by the Code Enforcement Officers. There was a need to make some changes to the deadline requirements. City Solicitor Mitchell read Ordinance # 280 with the new changes. There were no comments from the Council or Public. **On a motion made by Councilor Palmer to accept and pass the second reading of Ordinance #280 as read by City Solicitor Mitchell, seconded by Councilor Carey, the motion was approved by a vote of four to zero.** Ordinance # 280 will go in effect December 1, 2015.

8:01 p.m. **Public Hearing Ordinance # 279 (Zoning Ordinance)**

City Solicitor Mitchell stated this was a zoning ordinance permitting churches and similar uses in Highway Business and Shopping Center zones. City Solicitor Mitchell read Ordinance #279. There were no comments from the Council or the Public. **On a motion made by Councilor Carey to accept and pass the second reading of Ordinance # 279 as read by City Solicitor Mitchell, seconded by Councilor Nichols, the motion was approved by a vote of four to zero.** Ordinance # 279 will go in effect December 1, 2015.

8:05 p.m. **Public Hearing Ordinance # 282 (Speed Limit)**

City Solicitor Mitchell stated this ordinance will standardize the speed limit at 25 mph on South Camden Avenue and part of South Division Street in the Bennett and Fruitland Intermediate school zones. City Solicitor Mitchell read Ordinance # 282. There were no comments from the Council or the Public. **On a motion made by Councilor Palmer to accept and pass the second reading of Ordinance # 282 as read by City Solicitor Mitchell, seconded by Councilor Carey, the motion was approved by a vote of four to zero.**

8:08 p.m. **Public Hearing Ordinance # 281 (Chesapeake Utilities Corporation)**

City Solicitor Mitchell discussed the terms that Chesapeake Utilities Corporation would like to change. The City is waiting for correspondence from Chesapeake Utilities Corporation. The Council rescheduled the Public Hearing to December 8, 2015 at 7:40 p.m.

NEW BUSINESS

1. **Surplus Items**

Lieutenant Swafford explained that the surplus items are all old electronics and is requesting permission from the Council for the items to be destroyed. Inacom will delete the information that has been stored previously. The list of surplus items is displayed below.

<u>Item #</u>	<u>Item Description</u>
108	IBM Server M/T 8646-5AX SN#78-W6242
111	Windows Server Dell Inc.
122	17" Flat CRT Monitor Intel Pentium CPU Dell
27	HP Compass Computer Tower
30	Printer Okidata
32	Gateway Laptop Computer
33	Dell CPU w/monitor
51	Sony Digital Camera
52	Polaroid Spectra System
97	Dell Laptop SN# 3S172B1
98	Dell Laptop SN # JT172B1
99	Dell Monitor/Server
101	Dell Laptop
102	Dell Laptop
103	Dell Laptop SN # C7PV181
109	Dell Laptop SN # X1023533
112	Windows Server Dell
113	Dell Laptop
124	HP Printer SN # SSG1A5211OFQ
126	Dell Laptop
40	Old CPU
119	Time Lapse Video Recorder S/N 21003343
120	Video Multiplexer S/N UN299580

On a motion made by Councilor Carey to allow the Police Department to destroy the above surplus items, seconded by Councilor Nichols, the motion was approved by a vote of four to zero.

2. Mobilities

City Solicitor Mitchell stated that he has not heard any further information from Mobilities as of this date.

Public Comment/General Discussion

No public comments.

With no further business to discuss or comments, **Councilor Palmer made a motion to adjourn, seconded by Councilor Carey, the motion passed with all in favor.** The meeting adjourned at 8:18 p.m.

Raye Ellen Thomas
Raye Ellen Thomas / City Clerk
Approved, December 8, 2015
