

The Fruitland City Council met in Regular Session at City Hall on Tuesday, May 8, 2018 at 7:30 p.m. with the following members present:

President Darlene Kerr, Treasurer Gloria Ortiz, Councilor Roland Palmer, Councilor Mark Miciotto and Councilor Chuck Nichols joined the meeting at 7:42 p.m.

Also present at the table were:

City Manager Psota, Police Chief Michael Phillips, Deputy Treasurer Mark Swift, City Solicitor Andrew Mitchell and City Clerk Raye Ellen Thomas.

Our guests included:

Public Works Director Michael Gibbons, Katherine McAllister, Bob Marvel, Blair Rinnier and Kenneth Hess.

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

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

Reports- Treasurer, City Manager and Department Heads

Treasurer Ortiz delivered the April Treasurer's Report. For April 2018, the City recorded \$747,745 of revenues, including \$637,000 for utility user fees. The total billed revenues for the fiscal year are \$7.2 million, including real estate taxes and four quarters of utility billing. The City incurred \$493,000 of expenses for the month, including a \$45,000 donation to the Fruitland Volunteer Fire Department, \$40,000 in loan payments and \$79,000 for well and water plant project. The total expenses for the fiscal year to date are \$6.1 million. The net deficit for the City for the month of April is \$254,741 and the net income for the fiscal year to date is \$1,081,690. **Councilor Miciotto moved to accept the Treasurer's Report as presented, Councilor Palmer seconded and the motion passed on a vote of four to zero.**

Chief Phillips delivered his report on behalf of the Police Department and Code Enforcement.

City Manager Psota delivered his report.

- City Manager asked Katherine McAllister to give an update on the Water Treatment Plant project. Katherine advised that Advanced Land and Water was hired to do a hydrogeologic study. Somerset Well & Drilling completed the test well last month. Advanced Land and Water has analyzed the results which look good.

Public Works Director Gibbons delivered his report on the Water and Sewer Departments.

- The truck is ready to begin the application of mosquito spray.

UNFINISHED BUSINESS

1. **Paid Bills**

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

2. **Resolution 3- 2018 Ronnie Price**

Chief Phillips advised that this was tabled last month, since then the resolution has been presented to Mr. Price, thanking him for his help with the K-9 program.

3. **Badger Daylighting – Water Use Agreement**

City Manager Psota has received word from Adam Crandall, Badger Daylighting, that he would like to withdraw his request for the hydrant on his property.

(Councilor Nichols arrived at the meeting)

4. **WWTP Roof Repair Ratification**

City Manager Psota stated that last month he advised the quotes for repairing the storm damaged roof were expected to be around \$10,000. The lowest quote received was from Delmarva Pole Building Supply Inc. for \$8,847.28, the next three quotes were \$12,700, \$15,120 and \$20,500. A contract was received from Delmarva Pole Building Supply Inc. and City Manager Psota is asking permission to sign it. They are asking for a large amount of the project to be paid in advance, due to the material being special ordered, which is thought to be why its bid was much lower. City Manager Psota is asking to include a 10% contingency. **On a motion made by Councilor Miciotto to award the roof repair at the Waste Water Treatment Plant to Delmarva Pole Building in the amount of \$8,847.28 with a 10% contingency not to exceed \$10,000 and permission for City Manager Psota to sign contract, seconded by Treasurer Ortiz, the motion was approved by a vote of five to zero.**

5. **Three Shut Off Valves Project Ratification**

This item was tabled.

6. **Automatic Transfer Switch Project Ratification (Texas Roadhouse)**

This Item was tabled.

7. **Police Vehicles Purchase Ratification**

City Manager Psota advised that at a previous budget meeting the purchase of two new Chevrolet Tahoe's for the Fleet was approved. The price for painting, outfitting and equipping the vehicles is an additional \$7,000 per vehicle. City Manager Psota is asking to raise the original purchase of \$80,000 to a new cost of \$94,000. **On a motion made by Councilor Miciotto to approve the purchase of the two Chevrolet Tahoe Police Vehicles with the complete Police package in the amount of \$94,000, seconded by Treasurer Ortiz, the motion was approved by a vote of five to zero.**

7:40 **Public Hearing – Ordinance # 289 Flea and Farmers' Market**

City Solicitor Mitchell advised that this was requested by the Planning Commission on behalf of the Redmen. He explained that the plan had been to get a blanket license, however that will not work because each vendor must obtain a traders license. The Redmen are undecided if they will continue at this time. City Solicitor Mitchell advised that the ordinance does not affect only the Redmen. City Solicitor Mitchell then proceeded to read Ordinance # 289, which is an ordinance of the City of Fruitland to be known as the Flea and Farmers' Markets ordinance regulating the number and location of same, requiring a license for the sponsoring entity, and penalizing violations as a municipal infraction. Allowing the flea market to set up two hours before the event was discussed. Treasurer Ortiz advised that they also need to take the signs down when the event is over. **On a motion made by Councilor Miciotto to adopt Ordinance # 289 as read by City Solicitor Mitchell, seconded by Councilor Palmer, the motion was approved by a vote of five to zero.**

7:45 First Reading – Proposed Fiscal Year 2018 – 2019 Budget

President Kerr convened a Public hearing to discuss the Proposed Fiscal Year 2018 -2019 Budget and then yielded the floor to Deputy Treasurer Swift for presentation of the budget.

Deputy Treasurer Swift presented the proposed 2018 -2019 Utilities Department Budget, acknowledging that there are no planned increases for water or sewer rates. There was no further discussion on the Utilities Department Budget.

Deputy Treasurer Swift presented the General Fund Budget Summary and noted that the Real Estate Tax rate has been decreased from 0.09465 to 0.9326. The Military Veteran’s Tax rebate will remain in effect. Personal Property Tax Rate and Mobile Home Park tax will all remain the same. The Water /Sewer user rates and Sanitation fees will remain the same. There is an increase in the Impact fee for the Sewer side from \$4500 to \$5300. The Rental Registry is included in the budget this year. The donation to the Fire Department was increased this year. There was no further discussion on the Utilities Department.

Deputy Treasurer Swift proceeded with presentation of the 2018 – 2019 Capital Improvement Budget, and continued with the five year Capital Improvement Plan. Council President Kerr stated that the Public Hearing for the budget will be on June 12, 2018 at 7:40 p.m.

On a motion made by Treasurer Ortiz to accept the first reading of Proposed Fiscal Year 2018 – 2019 Budget, seconded by Councilor Nichols, the motion was approved by a vote of five to zero.

NEW BUSINESS

1. Re-subdivision Plat for Lots 27 & 28 (305 & 303 Toulson Terrace) Rowens Mill

City Solicitor Mitchell advised that Blair Rinnier is the owner of two adjoining lots in Rowens Mill that someone has contacted him about purchasing. The buyer would like to convert an existing two car garage into another use and build a new two car garage by combining the two lots. Mr. Rinnier has been before the Planning Commission which recommended that the Council grant its approval. **On a motion made by Councilor Miciotto to accept the re-subdivision of lots 27 & 28 to become 28A in Rowens Mill, seconded by Treasurer Ortiz, the motion was approved by a vote of five to zero.**

2. Annual Planning Report to State

City Manager Psota advised this is the annual report submitted to Maryland Department of Planning. There were four new residential permits issued and approval is needed to be forwarded. The report has been approved by the Planning Commission. **On a motion made by Councilor Miciotto to submit the report, seconded by Treasurer Ortiz, the motion was approved by a vote of five to zero.**

3. Other

Chief Phillips asked permission to convert seized funds to the vehicle repair account. He has received bids for the tactical vehicle to have it sandblasted and repainted. Out of three bids only one company would complete all the work that the Police Department was seeking. That company was S & W for an amount of \$6,075. He is requesting approval to allow S & W to paint vehicle. Councilor Miciotto asked to include a contingency. **On a motion made by Treasurer Ortiz to have S & W sandblast and paint the tactical vehicle as described in the amount of \$ 6,075 with a 10% contingency and use the seized funds converted to the vehicle automotive account, also allowing Chief Phillips to sign contract, seconded by Councilor Palmer the motion was approved by a vote of five to zero.**

Public Comment/General Discussion

Kenneth Hess wanted to know why the signs had not been replaced at School Street and Williams Avenue and School Street and Camden Avenue. He also wanted to know when the damage done to the yards and streets as a result of the water main break would be fixed. Public Works Director Gibbons advised that all of the sand was pulled out of the yard and the yard was grated today, it will be seeded tomorrow. Public Works Director Gibbons advised that he will look into the matter of the signs. The street is scheduled to be paved in the next round of paving.

With no further business to discuss or comments, on a motion made by Councilor Palmer to adjourn at 8:20 p.m., seconded by Treasurer Ortiz, the motion passed by a vote of five to zero.

Raye Ellen Thomas
Raye Ellen Thomas / City Clerk
[Approved, June 12, 2018](#)