

The Fruitland City Council met in Regular Session at City Hall on Tuesday, July 8 2014, at 7:30 p.m., with the following members present:

President Pro Tem /Treasurer Darlene Kerr, Councilor Gloria Ortiz, Councilor Ed Cowell and Councilor Raymond Carey.

Also present at the table were:

Lieutenant Brian Swafford, City Manager John Psota, City Clerk Raye Ellen Thomas, Deputy Treasurer Marcie Wooters, Public Works Director Michael Gibbons and City Solicitor Andrew C. Mitchell Jr.

Our guests included:

Bob Marvel, Sarah Rayne, Cornella P. Harmon, Nick and Barb La Sorsa, Stephanie Giarratano, Angelo Giarratano, Dick Fardelmann, Ryan Ogburn, and Katherine McAllister.

President Pro Tem Kerr called the regular Council meeting to order at 7:30 p.m. and welcomed all in attendance; Councilor Ortiz led all in attendance of the Lord's Prayer and Pledge of Allegiance.

City Solicitor Mitchell stated that with the resignation of Council President Outen last month it is appropriate to reorganize and he will chair the meeting until the new President is selected. On a nomination made by Councilor Cowell to nominate Darlene Kerr as Council President, the nomination was seconded by Councilor Ortiz. City Solicitor Mitchell then called for any other nominations, since there were none, **Councilor Cowell made a motion to close the nominations, Councilor Ortiz seconded and Darlene Kerr was voted as Council President with a 4 -0 vote in favor.** City Solicitor Mitchell surrendered the chair to President Kerr who in turn accepted nominations for Council Treasurer since she was Treasurer. President Kerr nominated Councilor Ortiz, which was seconded by Councilor Cowell. President Kerr then called for any other nominations, since there were none, **President Kerr made the motion to close the nominations, Councilor Cowell seconded and Gloria Ortiz was voted Council Treasurer on a vote of 4-0 in favor.** President Kerr then nominated herself to serve on the Planning Commission and the Council voted 4-0 in favor.

President Kerr acknowledged receipt of the minutes of the Regular Meeting of June 10, 2014 and called for additions or corrections. As there were none, **Councilor Carey moved to adopt the minutes as presented; Treasurer Ortiz seconded and the motion passed on a vote of four to zero.**

Treasurer Ortiz delivered the Treasurer's Report.

Cash on Hand 06/01/14	\$ 190,944.42
Deposits	<u>781,081.95</u>
Subtotal	\$ 972,026.37
Disbursements	<u>(896,760.93)</u>
Total Ending 06/30/14	\$ 75,265.44

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

Lieutenant Swafford gave the Police and Code Enforcement reports, Public Works Director Gibbons gave the Public Works report and City Manager Psota gave the City Manager's report. During City Manager Psota's report he advised that he had been notified by MDE that the State Board of Public Works had approved the grant for the Crown Sport Center project with a goal to finish the project by September 1, 2014. City Manager Psota had also received a letter from MDE that approved DBF as the contractor of the construction management and inspection services for the Crown Sewer Project. The fee is \$17,700, and is considered as part of the grant money. **On a motion made by Treasurer Ortiz to award the contract to DBF, which was seconded by Councilor Carey, the motion passed on a vote of four to zero.**

City Solicitor Mitchell stated that the new Council President and Treasurer should be sworn in by the City Clerk. City Clerk Thomas then proceeded to swear in Darlene Kerr as Council President and Gloria Ortiz as Council Treasurer.

UNFINISHED BUSINESS

1. Paid Bill Report

President Kerr acknowledged receipt of the paid bill report; as there were no questions, **on a motion made by Councilor Carey, which was seconded by Councilor Cowell, the paid bills were unanimously approved as listed.**

2. **Morris Mill – Urban Service Agreement Amendment.**

City Solicitor Mitchell advised he does not have the final agreement from the County attorney, due to the County attorney waiting for information from County Finance.

3. Resolution establishing details of the MWQFA bond

City Solicitor Mitchell advised that the City of Fruitland had passed an ordinance setting the parameters of the loan/bond. This resolution establishes the details of the Maryland Water Quality Financing Administration bond agreement. The bonds are for the public purpose of financing, reimbursing or refinancing costs incurred in connection with Enhanced Nutrient Removal and sludge handling upgrades at or benefiting the City's wastewater treatment plant. **On a motion made by Treasurer Ortiz to pass the resolution as read by City Solicitor Mitchell, which was seconded by Councilor Carey, the motion passed with a vote of four to zero in favor.**

NEW BUSINESS

1. Election Schedule and Times

City Clerk Thomas verified that the Election will be Monday, October 6, 2014 and confirmed that the times should be 7:00 a.m. until 7:00 p.m.

2. Resolution for bank card signatures

City Solicitor Mitchell advised that a resolution is needed to add to the list of those individuals authorized to act on behalf of the City in regard to its various and sundry bank accounts certain employees and elected officials, and delete from the list of those individuals authorized to act on behalf of the City in regard to its various and sundry bank accounts certain individuals who no longer hold positions with the City. The following individuals will be authorized to sign, Darlene Kerr as Council President, Gloria Ortiz as Council Treasurer, John Psota as City Manager, Marcie Wooters as Deputy Treasurer and Sheila Dennis as Accounts Payable III. **On a motion made by Councilor Cowell to pass the bank resolution 2014-4 as read by City Solicitor Mitchell to approve name changes, which was seconded by Treasurer Ortiz, the motion passed with a vote of four to zero in favor.**

3. Other

Ryan Ogburn approached the Council and advised that due to growing traffic around and in the Cedar Commons Development he is requesting a fence be erected to block the traffic noise and possible hazards from the traffic. Mr. Ogburn advised that he felt he should present the problem to the Council before contacting anyone else. Council President Kerr advised Mr. Ogburn that he should contact his Homeowner's Association. Mr. Ogburn stated that there were not enough units sold to form a Homeowner's Association so therefore the residents go through a Centerville Bank and there is not much that can be done. City Manager Psota asked Mr. Ogburn to write down his contact information and City Manager Psota will contact State Highway Administration to determine what can be done.

Public Comment/General Discussion

Sarah Rayne introduced herself as the new Government and Public Affairs Director for the Coastal Association of Realtors.

Mrs. Rayne advised that she will be attending Council meetings in Worcester, Wicomico, and Somerset Counties to report back to the Association.

Cornella Harman advised that she lives on Morris Street and approached the Council before concerning the drain in the street. Mrs. Harman advised that there is still water standing in the ditches due to the water not draining properly, and she would like the problem fixed. Public Works Director Gibbons advised that he is aware of the problem and will have the Public Works Department do regular checks of the area and special checks during storms or rain.

Councilor Ortiz questioned if Code Enforcement was keeping watch on the house with a bad roof on King Street. Lieutenant Swafford advised he will check with Code Enforcement Officer Ciszewski.

With no other comments, **Treasurer Ortiz made a motion to adjourn, seconded by Councilor Cowell; the meeting was adjourned at 8:21 p.m., with all in favor.**

Raye Ellen Thomas

Raye Ellen Thomas / City Clerk

Approved, August 12, 2014