

CITY OF SALISBURY
WORK SESSION
NOVEMBER 5, 2018

Public Officials Present

Council Vice-President Muir Boda
Councilwoman April Jackson

Councilman James Ireton, Jr. (arrived 4:37 p.m.)
Councilman R. Hardy Rudasill

Public Officials Not Present

Council President John "Jack" R. Heath

Mayor Jacob R. Day

In Attendance

City Administrator Julia Glanz, Deputy City Administrator Andy Kitzrow, Infrastructure and Development Director Amanda Pollack, Fire Chief John Tull, Deputy Fire Chief William Scott, Assistant Fire Chief James Gladwell, City Attorney Mark Tilghman, City Clerk Kimberly Nichols, and interested citizens.

On November 5, 2018 the Salisbury City Council convened in Work Session at 4:30 p.m. in Council Chambers, Room 301 of the Government Office Building.

Revisions to Chapter 8.16 Garbage, Yard Waste and Refuse

Deputy City Administrator Andy Kitzrow discussed the revisions to the ordinance and noted the new trash can warranty guarantees cans for five years, afterwards to be replaced by the owner.

Mr. Rudasill asked how high density was defined and Mr. Kitzrow did not think a definition was included in the draft ordinance. Mr. Kitzrow referred to Lines 56 and 57 where high density was stricken and thought it was in reference more to multi-unit complexes. He would work with Mr. Ayers to better define high density and revise the ordinance. Mr. Rudasill asked why the City did not want to offer bulk pickup since it offers other services such as trash removal, and asked if it was due to the expense of bulk trash pickup. Ms. Glanz offered to get clarity from Sanitation Superintendent Ron Ayers, who was unable to attend the meeting this evening.

Mr. Kitzrow stated that Lines 56 to 62 remove bulk collection services in high density areas. Mr. Rudasill and Ms. Jackson said if high density was defined as multi-unit complexes, they would be hesitant to approve the ordinance unless provided a rationale. Ms. Glanz indicated she thought it was because it was difficult to regulate. Mr. Kitzrow offered another option, which was to consider scheduling bulk pickup for such these complexes rather than accepting random call ins.

City Attorney Tilghman stated the section removed in lines 56 to 62 basically authorized the Superintendent to contract with collection services. What has changed is if an individual unit

generates a lot of waste it can be required to obtain more than one can. He thought Mr. Ayers should explain his reasoning at the next meeting.

Mr. Boda suggested tabling the subject until Mr. Ayers could explain his thoughts behind the legislation and provide a definition of high-density units. Mr. Rudasill discussed the word “shall” used in Lines 118 to 122 and asked if it indicated an imperative to create a recycling program, or an option for people who live in multi-family units to make use of City recycling collection. Mr. Tilghman said the use of the word “shall” requires that the management authority allow its residents to participate, and it is not mandatory that residents participate, but mandatory that their managing authority allow and make provision for them to participate.

Council reached unanimous consensus to schedule the discussion for another work session.

Budget Amendment to Purchase Enhanced Marine/Dive Operational Equipment for the Fire Department

Fire Chief John Tull joined Council at the table and explained the City was notified by the Department of Homeland Security that it was a recipient of the FY18 Port Security Grant for a total project cost of \$56,769. With that, \$42,577 is the Federal Government’s share and the remaining \$14,192 is the City match. Two Fire Department Volunteer Corporations have agreed to find the match 100%. Chief Tull said the accounts on the draft legislation were incorrectly stated and would be changed when Council was presented the ordinance for first reading.

Council reached unanimous consensus to advance the legislation to legislative agenda.

Ordinance to Remove Parking on Waverly Drive

Infrastructure and Development Director Amanda Pollack introduced Transportation Projects Specialist Will White and explained the ordinance would have the effect of removing parking on Waverly Drive to facilitate a cycling track. She said the City’s adopted Bicycle Master Plan calls for a safer way for cyclists to ride on Waverly Drive, and the proposed Cycle Track is a two-way separated bicycle lane for bike traffic only. All of the travel lanes will narrow to accommodate the cycling track. The two on-street parking spaces on Waverly Drive, the only on-street parking spaces on the street, are near the intersection of South Boulevard, and would be removed. Mr. White received consensus from both residents that the spaces were not needed or used.

Council reached unanimous consensus to advance the legislation to legislative agenda.

Capacity Fee Waiver for 132 E. Main Street

Ms. Pollack explained the capacity fee waiver for 132 E. Main Street was for First Move Properties, LLC’s redevelopment that will convert the first floor into commercial retail space, add residential apartments on the second through fourth floors, and extend the building height by an additional six floors for residential apartments. The request was for a waiver of 25.66 EDUs, and at the current Capacity Fee rate of \$3,533, the waiver request was \$90,656.78. She explained the City had initially allocated 300 EDUs to specific zones for development and redevelopment.

The property complies with all of the requirements. It is not an affordable housing project and is located in the Central Business Zoning District in the EDU Free Zone. Of the 300 EDUs, the City has allocated 83.8, leaving 216.2 available. If the request is approved, there will be 190.54 left in the Central Business Zoning District. The incentive area was extended another five years.

Council reached unanimous consensus to advance the legislation to legislative agenda.

Ordinance to rename North Division Street to Nock Way

Ms. Pollack reported that when the City closed part of North Division Street near the War Memorial, a small section was left separate. The Nock Family has asked for that piece to be renamed “Nock Way” to alleviate confusion from their customers as to their office location. The Nock family owns two of the three properties on the street. Ms. Pollack said efforts to locate the third property owner were unsuccessful. Mr. White spoke with their realtor and was told he did not think they would have an issue, but a full confirmation has not yet been received.

Councilwoman Jackson suggested asking Wicomico County Public Schools to conduct research to rename the street after the War Memorial or service men and women. The war memorial has been there for many years and is import to veterans, and she proposed a public naming contest.

Mr. Ireton asked if the War Memorial had an address, as it would help decide how to name the street. Ms. Glanz said Google reports the location as 1628 North Salisbury Boulevard. Mr. Ireton suggested naming the street and then giving it an honorary, ceremonial name above the sign like what has been done before. The official renaming of the street will be “Nock Way”, and the contest, as Ms. Jackson suggested, would give the street a ceremonial name.

Mr. Boda disclosed Mr. Nock was his agent and suggested it be named “Nock Way” or “Nock’s Veterans Way” since Mr. Nock is a veteran. Ms. Jackson agreed with “Nock’s Veterans Way” but felt it should be explained to County children that Mr. Nock lives in the area. Mr. Boda recognized Mr. Robert Nock and daughter Emily, both in the audience.

Council reached unanimous consensus to move forward with the legislation.

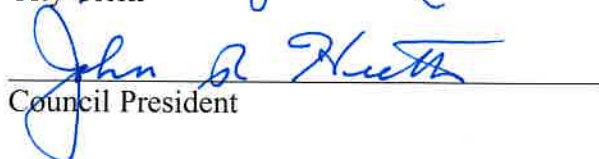
Council Discussion

Council discussed scheduling a Closed Session for Monday, November 13, 2018 to receive legal advice regarding the FCC Small Cell order. Mr. Boda encouraged the Public to do their research and vote tomorrow, November 6, 2018.

With nothing further to discuss, the Work Session adjourned at 5:01 p.m.



City Clerk



Council President