



CITY OF SALISBURY CITY COUNCIL AGENDA

July 22, 2019

Government Office Building

6:00 p.m.

Room 301

Times shown for agenda items are estimates only.

- 6:00 p.m. CALL TO ORDER
- 6:01 p.m. WELCOME/ANNOUNCEMENTS
- 6:02 p.m. CITY INVOCATION – Rev. John Wright of Unitarian Universalist Fellowship at Salisbury
- 6:04 p.m. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA
- 6:05 p.m. PRESENTATIONS – Mayor Jacob R. Day
- Certificates to Global Friendships, Inc. Foreign Exchange Students
 - Mobile Crisis presentation by Bettie-Jo Lewis/Carol Masden
- 6:25 p.m. ADOPTION OF LEGISLATIVE AGENDA
- 6:26 p.m. CONSENT AGENDA – City Clerk Kimberly Nichols
- **April 24, 2019 Budget Work Session Minutes**
 - **June 17, 2019 Work Session Minutes**
 - **Resolution No. 2966** – agreeing to the extension of the acting status for Acting Sanitation Supervisor Jerimiah Arrington, and Acting Motor Equipment Operator III Michael Smiley, both assigned to the Department of Field Operations
- 6:30 p.m. AWARD OF BIDS – Procurement Director Jennifer Miller
- ITB A-19-109 Police Vehicle Upfitting (Multi-year award)
- 6:35 p.m. ORDINANCES – presented by City Attorney Mark Tilghman
- **Ordinance No. 2548**- 2nd reading - approving a budget amendment of the grant fund to appropriate 2019 Community Legacy Funds awarded for the National Folk Festival– Amphitheater, Phase 2 Project
 - **Ordinance No. 2549**- 2nd reading- approving a budget amendment of the grant fund to appropriate funds from a FY19 Women’s Fund Grant, from the Community Foundation of the Eastern Shore, Inc., to establish the Hi, Jean! Program in the City of Salisbury as part of Salisbury’s Housing First Homeless Program
 - **Ordinance No. 2550**- 2nd reading- to abandon an area of land being an unnamed alley accessed from Lake St. and traversing City Parking Lot 30 to the western bank of the Wicomico River and to abandon an area of land being the unimproved road bed of Small St. accessed from West Main St. and traversing a part of City Parking Lot 30

- **Ordinance No. 2551**- 2nd reading- granting an easement to Rotary Club of Salisbury Foundation, Inc across City owned property, Tax Map No. 107, Parcel 883

6:55 p.m. PUBLIC COMMENTS

7:00 p.m. ADJOURNMENT

Copies of the agenda items are available for review in the City Clerk's Office, Room 305– City/County Government Office Building, 410-548-3140 or on the City's website www.salisbury.md. City Council meetings are conducted in open session unless otherwise indicated. All or part of the Council's meetings can be held in Closed Session under the authority of the Maryland Open Meetings Law, Annotated Code of Maryland General Provisions Article § 3-305(b), by vote of the City Council.

NEXT COUNCIL MEETING – JULY 22, 2019

- Ordinance No. __- 1st reading- to amend the Municipal Code, Title 5-Business Licenses and Regulations, Chapter 5.04- Commercial District Management Authority; Chapter 5.32-Transient Merchants and Mobile Vendors; Chapter 5.44-Plays, Concerts and Circuses; and Chapter 5.52-Restaurants in connection with adding City Fire Marshal Inspection and Approval Requirements to ensure compliance with the City Fire Prevention Code

Posted 7/17/19

1 CITY OF SALISBURY
2 BUDGET WORK SESSION
3 APRIL 24, 2019
4

5 Public Officials Present
6

7 Council President John “Jack” R. Heath Mayor Jacob R. Day
8 Council Vice-President Muir Boda Councilwoman Angela M. Blake
9 Councilman James Ireton, Jr. Councilwoman April Jackson
10

11 In Attendance

12 City Administrator Julia Glanz, Deputy City Administrator Andy Kitzrow, Finance Director Keith
13 Cordrey, City Clerk Kimberly Nichols, one member of the Public, and a member from the Press
14 *****
15 The City Council convened in Budget Session at 8:30 a.m. in Conference Room #306 of the
16 Government Office Building (GOB).
17

18 **Department of Infrastructure and Development (DID)**

19 DID Director Amanda Pollack summarized the DID budget requests:

20 Key Essential Items:

- 21 ➤ Sustainability Coordinator was funded as a full-time position in the Mayor’s Budget.
- 22 ➤ Two Career Ladders (Project Engineer 1, 2, 3, and 4; Survey Technician 1, 2, 3, and 4)
- 23 ➤ Reclassification of the City Surveyor and moving the CAD Group under Surveyor. They
24 are currently under the Supervisory Civil Engineer.

25 CIP:

- 26 ➤ Zoning Code revisions (a large project, and funded in part) Worked with Administration
27 to identify what was affordable including Street Reconstruction, Bikeways, and the
28 Urban Greenway. Everything was funded but less than what was in the CIP. On the
29 Water and Sewer Capital Projects list, items were identified that could be deferred for a
30 year, one being the Soil Infiltration Inflow. The Manhole Rehab Project was just awarded
31 under budget and left a fair amount of FY19 funds for something else. Soil Infiltration
32 was long-term to encompass many projects over the years. Where the first piece bid
33 came in so far under budget and they still had over \$200,000 that something else could
34 be put out to bid, she suggested deferring until next year, and picking it back up in FY21.
35

36 President Heath asked about the fund pool clean-up that began two years ago. Mr.
37 Cordrey reported they closed out many older pools, and plan to revisit that this year.
38

- 39 ➤ Operating Accounts: Maintained a level budget. There were transfers out because
40 software was handled now by IS Department.
 - 41 ○ 19000- Planning & Zoning (one staff member in this account) The increase in
42 the Zoning Code revisions for consulting fees for the CIP item.
 - 43 ○ 25100- Building Permits & Inspections (four staff in the department)
44 Operating consists of Office Supplies, training, etc.

- 45 ○ 31000- General Fund Engineering. The salary split reallocated between the
- 46 accounts. Street Maintenance and Curb & Gutter had a slight reduction from
- 47 last year, but the City was still benefitting from the backlog of State Aid funds
- 48 that reimbursements were being received for. Another \$90,000 was recently
- 49 received by the City, and for the next year paving would be ongoing. Money
- 50 would have to be spent on paving in order to receive the reimbursements.
- 51 ○ 81080- Water Engineering (salaries looked different due to the salary
- 52 reallocation) There was about \$25,000 for consulting fees.
- 53 ○ 84080- Sewer Engineering- (1) vehicle to replace the 2000 Ford Explorer
- 54 (essential item). Council discussed giving the old one to Code Enforcement.
- 55 ○ 60850- Stormwater Utility funds storm drains and the engineering work to
- 56 design projects and funds the \$50,000 for the Chesapeake Bay Trust
- 57 Cooperative Agreement.
- 58 ➤ Goals and Priorities were similar to last year's - Turn around development project plan
- 59 reviews within thirty days and building permit plan reviews within seven days, a target
- 60 issuance for the number of building permits and construction value each year, and a
- 61 goal of change orders on infrastructure projects to less than 5%, and performing annual
- 62 inspections of stormwater outfalls of 20% (aligns with the stormwater permit).
- 63

64 Many of the priorities dealt with the CIP and ensuring they implemented the plans in

65 place including the City Park Masterplan, Rail Trail, Bikeways, Urban Greenway, etc.

66

67 **Finance**

68 Finance Director Keith Cordrey discussed the career ladder for Accounts Payable, reclassified to

69 Accounts Payable II. The position was back up to the Payroll Accountant and periodically ran the

70 entire payroll. Another cashier was added to assist with all of the real estate payments.

- 71 ➤ Goals included keeping Personal Property taxes and Miscellaneous Receivables down.
- 72 They focused on keeping the proceeds from bonds working for the City. The tax billing
- 73 cost approximately \$100,000 to take on the billing from the County.
- 74 ➤ Priorities included enhancing the budget document, meeting the GFOA Best Practices
- 75 (The City received the award last year and again this year). They put out an RFP and
- 76 received the bids for the new online E-Payment system.
- 77 ➤ Consulting fees and software increased due to implementation services in the contract.
- 78

79 Council recessed at 9:15 a.m. and reconvened at 9:32 a.m.

80

81 **Water Works**

82 Water Works Department Director Cori Cameron reported the department had 47 positions,

83 with 31 at the Wastewater Treatment Plant (WWTP), 13 at the Water Treatment Plant (WTP)

84 and 2 in Admin. This year they added career ladders at the WWTP, Pre-treatment, Operations,

85 Bio Solids and Maintenance, and were reclassifying the Pre-treatment Tech from a Grade 3 to

86 Grade 4, and the Assistant Plant Mechanic from a Grade 4 to a Grade 5. At the Water

87 Treatment Plant, they added career ladders for the Sample Technician, Operations and

88 Maintenance. Ms. Cameron discussed succession planning at the WWTP.

- 89 ➤ Essential Items- WTP (two new vehicles), WTP & WWTP Chemical increases (added
- 90 \$57,000 and \$30,000)
- 91 ➤ CIP - New bathrooms planned at WWTP

92

93 Mayor Day said that the proposed Water and Sewer increases discussed during the first budget
94 session were budgeted. The City was in a healthy position and increases were not needed.

95

96 **Housing and Community Development Department (HCDD)**

97 HCDD Director Everett Howard and Homelessness Coordinator Christine Chestnutt joined
98 Council. Mr. Howard reported last year they added new positions- Neighborhood Relations,
99 Youth Development, another Housing First Case Worker, and another Code Enforcement
100 Office. They created a career ladder based upon the ICC requirements for building codes. Two
101 employees could move up if they met the qualifications. Another adjustment was to reclassify
102 the Senior Code Enforcement Officer to Supervisor of Code Enforcement. The last position
103 description did not require the supervision of the other Code Enforcement Officers, and the
104 oversight was needed. They attempted to transition the caseworkers from grant funded to full-
105 time, but that would not happen this year. Based on the Housing First budget and not being
106 able to increase the program, they only needed one case worker.

107

108 President Heath asked about partly funding the case worker, and if it would impact the grant.
109 Mayor Day thought the grants monies would never decline, but agreed they ultimately did not
110 want grant funded positions. This was added to the review list.

111

112 Mayor Day said the budget included funds to improve the Truitt Street Community Center for
113 the following: a kitchenette, resurfacing the basketball court, and air conditioning. They
114 recently received notice that the State awarded the City a bond bill to buy the building.

115

116 **Field Operations (FOps)**

117 FOps Director Tom Stevenson was joined by Operations and Maintenance Director Ben Baker,
118 Utilities Superintendent Brian Lewis, and Traffic Superintendent Bill Sterling. Mr. Stevenson
119 asked for additional personnel not approved in the proposed budget. He then reviewed the
120 positions currently in the department, followed by the following discussion:

- 121 ➤ Essential Items- boring and mowing of conduit, increased Safety Budget, increased
122 medical vet services and security at the Zoo, AZA Accreditation, 5 Year Maintenance
123 Assessment, John Deere Gator & Passenger Van (unfunded,) increased Janitorial
124 Services for Lake & Isabella and Ben's Red Swings, \$19,000 requested for Pest Control
125 (\$10,000 was funded), mini-sweeper, cell phones, safety glasses
- 126 ➤ Goals and Objectives- Mr. Stevenson reported the FY19 Tonnage for Solid Waste,
127 cardboard and recycling materials would be realized by June 30 and the department
128 would work towards meeting goal expectations July 1 through June 30, 2020.
- 129 ➤ The truck used to fix lights was offline with hydraulic issues and was being repaired.

130

131 President Heath said that the AZA had concerns last year about the City not having a full time
132 veterinarian, and thought this year it could become a requirement to receive AZA approval.

133

134 Council recessed at 10:56 a.m. and reconvened at 11:13 a.m.

135

136 General discussion with Mayor Day regarding the FOps presentation

137 Mayor Day supported the new reporting structure plan presented by FOps. It would create two
138 Deputy Director positions which was how the department was currently functioning. Six
139 positions directly reported to Mr. Stevenson, and four of them could fall under one of the two
140 deputies - Messrs. Sterling and Baker.

141

142 **Business Development**

143 Business Development Director Laura Soper discussed the following budget highlights.

- 144 ➤ There were no changes in Essential Personnel for FY20.
- 145 ➤ Goals- The department was striving for 49,000 people employed (the 2018 average was
146 51,029); per capital income increase to \$22,000; Downtown Trolley ridership to increase
147 by 250 (FY18 was 1356, 915 thus far in FY19), Downtown Visitors Center Traffic to
148 increase by 250 people (FY18 had 2,759, 2597 thus far in FY19); Respond within two
149 business days to all requests for information about starting a business in Salisbury;
150 Increase total number of restaurants, retail establishments, and craft manufacturers in
151 Downtown Salisbury by 5% in FY20. She reported Business Development was currently
152 undertaking a business database that tracks each type of business, and would be able to
153 track that more closely in the future.
- 154 ➤ Priorities- Transition CCDC into a Downtown Committee with new responsibilities and
155 roles in partnership with the Downtown Business Community; Establish the requisite
156 committees partnerships to support the Main Street Program in FY20 (looking to
157 increase the business engagement in Downtown efforts); Assist and advocate on behalf
158 of Downtown development projects through City processes; Establish a Port of Salisbury
159 governance and development program for a multi-user terminal project; Improve
160 perception about doing business in Salisbury; Provide assistance to people trying to
161 open a business in Salisbury to help through the licensing and permitting processes;
162 Manage the Main Street Program for Downtown Salisbury; Participate in business
163 recruitment fairs and economic development and revitalization related events; and
164 advertise the City and State's incentives to open a business.
- 165 ➤ Essential Items- Red, White & Boom requested a \$5,000 increase due to insurance
166 increases (was not funded); SWAC requested a \$15,000 increase to help with events and
167 new programs (was not funded); Salisbury Art Space requested a \$2,000 increase (was
168 not funded); \$540 increase to rent (funded); Downtown Capital Improvement Program-
169 since the City did not apply for façade funding through DHCD this last session, she
170 received many requests for grant funding for small, capital projects and façade work
171 (not funded); Increased National Folk Festival (NFF) funding by \$75,466 (funded).

172

173 President Heath asked if Ms. Soper participated in DID's Permits Response Team and she said
174 she did not but had thought about it. Mayor Day agreed and indicated Priority #6 was included
175 to support the collaboration to assist in navigating the system. They would design the priority.

176

177 Mayor Day said the NFF would double in size and sponsorship and revenue objectives, whether
178 City, County, State, or private sector, on-site revenue would also grow. \$100,000 was in the

179 State’s Community Legacy budget. The Technical Assistance grant was \$170,000 in partnership
180 with Wicomico County tourism for marketing. The State total was about \$400,000 including
181 Dollar Market Marketing, Community Legacy, Technical Assistance Grant, MHAA, and Maryland
182 Traditional Arts. The Public safety overtime impact was very small in comparison.

183

184 **Debt Service**

185 Finance Director Keith Cordrey indicated in the FY19 CIP there was 8,885,000 in projects from
186 bonds for issuance, which was deferred due to waiting on Honeywell, and were never issued.
187 The projects were kept on track by using the surplus funds and filing a declaration of official
188 intent. They planned to merge FY20 into FY19 and when they discovered the overall number of
189 projects was smaller in FY20, to avoid the issuance cost and benefit from the merging, they
190 decided to move FY19 into FY20 early in the year, and to do a public sale in August.

191

192 At the Mayor’s level they had a Debt Service rate budgeted at 3.5%. They discovered the
193 market conditions were in the 2.5% – 2.8% on the public sale. The total to be issued in August
194 would be \$13.4 million at 2.8%, to equal a Debt Service of about \$1.1 million. Not budgeted
195 were expenses for a Financial Advisor to handle the services of the issue in bond counsel which
196 would cost anywhere from \$65,000 to \$75,000. Due to the deferment of the FY19 issue and
197 using the City’s money that was on the sidelines, the City had a savings of \$700,000 in debt
198 service in FY19. Mr. Cordrey though the good news would help the City contribute to surplus
199 and get it up to where they like to see it. The \$700,000 was budgeted funds for Debt Service in
200 FY19 that the City was not going to spend. There was money not originally budgeted for SAFER
201 (\$200,000) and money not budgeted related to the healthcare rebate.

202

203 **Council Discussion**

204 President Heath said that Council would make adjustments and address the items on the list at
205 the next session. Mr. Cordrey indicated they included the \$90,000 MDOT reimbursement
206 projected for receipt in FY20, but it was received by the City last week in FY19. Therefore,
207 revenue would have to be reduced in the FY20 General Fund.

208

209 The Budget Session adjourned at 11:52 a.m. The next Budget Session was scheduled for May
210 14, 2019.

211

212

213 _____
City Clerk

214

215

216 _____
Council President

1 CITY OF SALISBURY
2 WORK SESSION
3 JUNE 17, 2019
4

5 Public Officials Present
6

Council President John “Jack” R. Heath Mayor Jacob R. Day
Council Vice-President Muir Boda Councilwoman Angela M. Blake
Councilman James Ireton, Jr.

7
8 Public Officials Not Present
9

10 Councilwoman April Jackson
11

12 In Attendance
13

14 Deputy City Administrator Andy Kitzrow, Department of Infrastructure and Development (DID)
15 Director Amanda Pollack, Housing and Community Development (HCDD) Director Everett
16 Howard, City Clerk Kim Nichols, City Attorney Mark Tilghman, and interested citizens.
17

18 -----
19 On June 17, 2019 Salisbury City Council convened in Work Session at 4:30 p.m.in Council
20 Chambers, Room 301 of the Government Office Building.

21 The following is a synopsis of the topics discussed in the Work Session.
22

23 **Lot 30 alley and street abandonment**
24

25 DID Director Amanda Pollack reported Lot 30 was surplus and advertised in an RFP to sell to a
26 developer. In the title search they discovered there was an unnamed, unimproved alley and street on
27 the parking lot. In order to complete the sale of the property, they both need to be abandoned.
28

29 Council reached unanimous consensus to advance the legislation to legislative agenda.
30

31 **Donation of 621 Delaware Avenue**
32

33 HCDD Director Everett Howard handed out the attached packet to Council, which is made part of
34 the minutes. He explained the blighted property was located at 621 Delaware Avenue, on the corner
35 of Rose Street and the east side of Delaware Avenue, and had a very dilapidated structure on it. The
36 current owner acquired the property last year with plans to demolish the building and re-build, but
37 discovered the property was in a floodway and almost impossible to build on. It would become a
38 vacant lot once the building was demolished.
39

40 The building was a blight for the City. Field Operations could demolish it and HCDD would pay the
41 tipping fees (\$3,000 to \$5,000). Mr. Howard said the lot could then be offered for sale to one of the
42 adjacent property owners. It had a clear title and the owner wanted to donate it to the City.
43

44 President Heath wondered if the lot would be suitable for a park area, and Mr. Howard said it was
45 small and the Lake Street Playground basketball courts were close. Council discussed building a
46 community garden there.

47
48 Council reached unanimous consensus to advance the legislation to legislative agenda.
49

50 **Discussion regarding Lot 30**

51
52 Mayor Day reported they were working to get Lot 30 to the finish line. Lot 16 settled that day and
53 the next step would be for the owners to obtain construction permits from DID.
54

55 **Adjournment**

56
57 With nothing further to discuss, the Work Session adjourned at 4:39 p.m.
58

59
60 _____
61 City Clerk

62
63 _____
64 Council President



MEMORANDUM

To: Andy Kitzrow
From: Everett Howard, Director of HCDD
Date: May 08, 2019
Re: 621 Delaware Av. (Property Donation)

Attached you will find a resolution to accept the donation of 621 Delaware Av to the City of Salisbury.

This property has been condemned and vacant since September 2017 and is in need of demolition. The extremely poor condition of this structure and lack of maintenance to the property has contributed to blight and nuisance of the neighborhood.

The City's intention would be to demolish the structure for the betterment of the neighborhood.

It should be noted that the property is located in a floodway which is going to prevent future redevelopment of this property after demolition.

Unless you have any questions or require additional information please forward this information to the Mayor and city council for consideration.

[View Map](#)

[View GroundRent Redemption](#)

[View GroundRent Registration](#)

Tax Exempt:

Special Tax Recapture:

Exempt Class:

NONE

Account Identifier:

District - 09 Account Number - 046038

Owner Name:

JONES COREY D SR

Use:
Principal Residence:

RESIDENTIAL
NO

Mailing Address:

27901 GAME RD
PRINCESS ANNE MD 21853-

Deed Reference:

/04264/ 00009

Premises Address:

621 DELAWARE AVE
SALISBURY 21801-0000

Legal Description:

BL-2 L-1 7,020 SQFT
621 DEL AVE
CITY OF SALIS

Map:	Grid:	Parcel:	Sub District:	Subdivision:	Section:	Block:	Lot:	Assessment Year:	Plat No:
0104	0007	1813		0000		2	1	2019	Plat Ref:

Special Tax Areas:

Town:

SALISBURY

Ad Valorem:

Tax Class:

Primary Structure Built
1925

Above Grade Living Area
888 SF

Finished Basement Area

Property Land Area
7,020 SF

County Use

Stories
1

Basement
NO

Type
STANDARD UNIT

Exterior
SIDING

Full/Half Bath
1 full

Garage

Last Major Renovation

Base Value

Value

Phase-in Assessments

As of
01/01/2019

As of
07/01/2018

As of
07/01/2019

Land:

7,700

7,700

Improvements

8,300

9,100

Total:

16,000

16,800

16,000

16,267

Preferential Land:

0

0

Seller: OGLESBY BETTY F

Date: 12/12/2017

Price: \$500

Type: NON-ARMS LENGTH OTHER

Deed1: /04264/ 00009

Deed2:

Seller: FAISON, JAMES M & PAULINE M

Date: 05/24/1977

Price: \$0

Type: ARMS LENGTH MULTIPLE

Deed1: /00876/ 00171

Deed2:

Seller:

Date:

Price:

Type:

Deed1:

Deed2:

Partial Exempt Assessments:

Class

07/01/2018

07/01/2019

County:

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0.00

State:

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0.00

Municipal:

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0.00|0.00

0.00|0.00

Tax Exempt:

Special Tax Recapture:

Exempt Class:

NONE

Homestead Application Status: No Application

Homeowners' Tax Credit Application Status: No Application

Date:

COR

De

Rose St

701

621

524

522

619

617

531

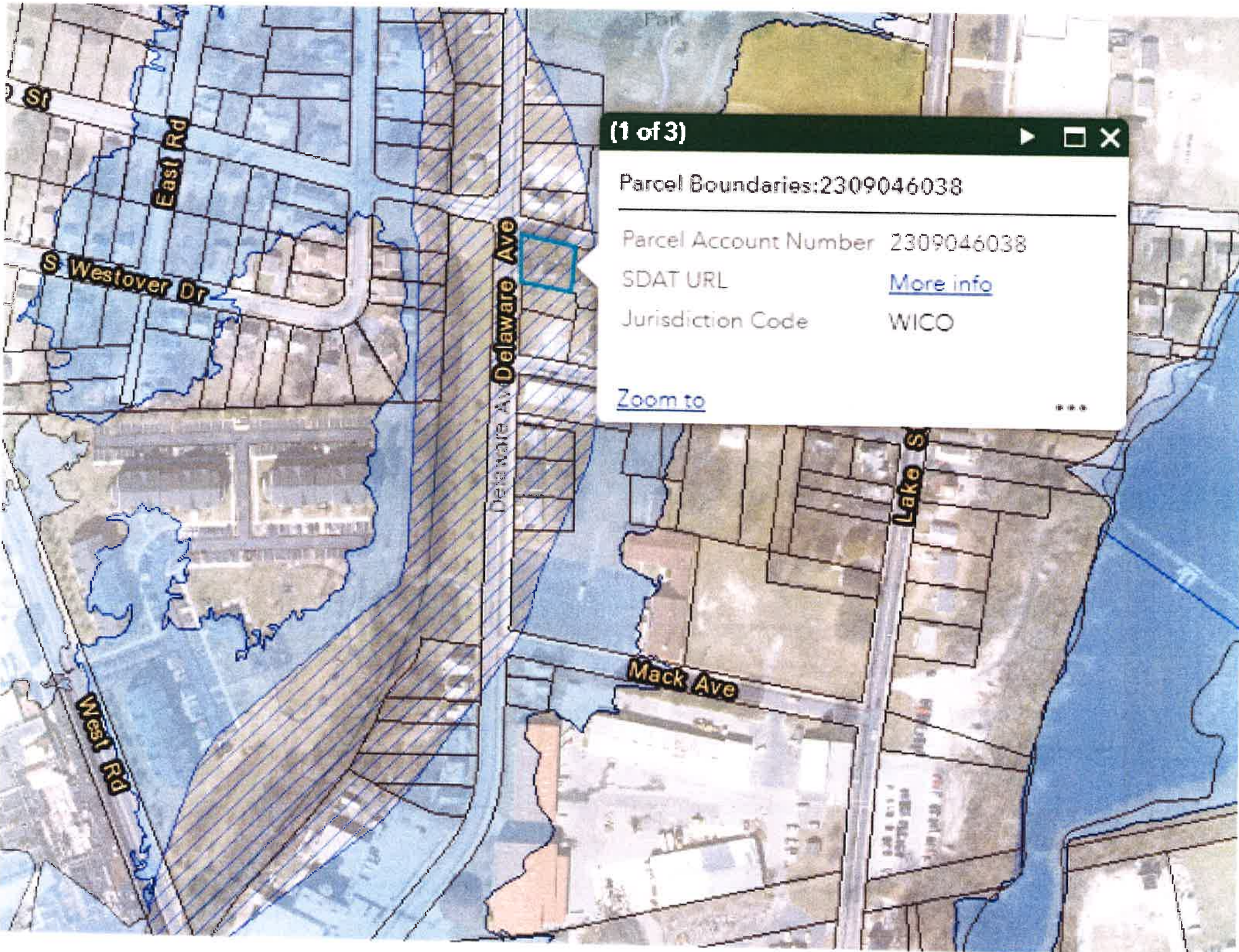
Tangler St

518

Coty Cox Branch

Delaware Ave

609



(1 of 3)



Parcel Boundaries:2309046038

Parcel Account Number 2309046038

SDAT URL [More info](#)

Jurisdiction Code WICO

[Zoom to](#)





Delaware Ave

East Rd

S Westover Dr

Westover Cir


West Ave


Stewart Pl


Stewart Pl

Lake Street Park

Lake Street Park


 Trail Data ..

 Floodplain ..

 Preliminary FEMA Floodplain ..

 100 Year Floodplain (1% Chance)

 500 Year Floodplain (0.2% Chance)

 Floodway (1% Chance)

 Upland (Zone X)

 Effective FEMA Floodplain ..

 100 Year Floodplain (1% Chance)

 500 Year Floodplain (0.2% Chance)

 Floodway (1% Chance)

 Upland (Zone X)

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RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SALISBURY TO ACCEPT THE DONATION OF IMPROVED REAL PROPERTY, LOCATED AT 621 DELAWARE AVENUE, FROM COREY D. JONES, SR. FOR REHABILITATION AND RETURN TO THE CITY TAX ROLLS.

WHEREAS, the seller, Corey D. Jones, Sr., owns improved residential property located at 621 Delaware Avenue, which was acquired by deed dated September 21, 2017 and recorded in the Wicomico County, Maryland Land Records in Liber MSB No. 4624, Folio 9; and

WHEREAS, the City of Salisbury is interested in obtaining foreclosed and/or abandoned properties which create a blighting influence on its neighborhoods, so that said properties may be rehabilitated for resale or demolished to make way for new construction; and

WHEREAS, the City has an outstanding condemn and demolition order on this property; and

WHEREAS, there are various outstanding fees owed to the City of Salisbury covering a vacant building registration fee and grass cutting in the amount of approximately \$200; and

WHEREAS, the fiscal year 2019 real estate taxes have been paid; and

WHEREAS, the owner of the property has agreed to donate the property to the City in exchange for a waiver of any outstanding fees and taxes owed for the upcoming fiscal year 2020 if the donation is not finalized before those taxes become due; and

WHEREAS, the City of Salisbury desires to waive the outstanding fees due to the City, pay the outstanding real estate taxes due on the property for fiscal year 2020, if needed, and accept the donation of the property located at 621 Delaware Avenue to further the City's goal of improving City neighborhoods; and

WHEREAS, the City accepts the donation of the 621 Delaware Avenue property, which is required to be authorized by the City Council, prior to acceptance of the donation contingent upon the City obtaining clear title to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Salisbury, Maryland does hereby accept the donation of the real property located at 621 Delaware Avenue, Salisbury, Maryland 21801 from Corey D. Jones, Sr. The Property shall be accepted contingent upon a clear title being established by the City Solicitor, unless the City Council agrees otherwise once the title examination is complete. The City Council further authorizes the waiver of outstanding fees in the amount of approximately \$200.00 for this property, the payment of real estate taxes for fiscal year 2020 if the transfer of the property is not completed before those real estate taxes become due.

THE ABOVE RESOLUTION was introduced, read and passed at the regular meeting of the Council of the City of Salisbury held on this _____ day of _____, 2019 and is to become effective immediately upon adoption.

53 ATTEST:

54

55

56 _____
Kimberly R. Nichols

57 CITY CLERK

58

59 APPROVED by me this _____ day of _____, 2019

60

61

62 _____
Jacob R. Day

63 MAYOR, City of Salisbury

John R. Heath

PRESIDENT, City Council



City of
Salisbury
Jacob R. Day, Mayor

MEMORANDUM

To: Julia Glanz, City Administrator

From: Tom Stevenson, ^{mts} Director of Field Operations

Subject: 6 month extension of two acting positions in FO Sanitation Department

Date: 5/20/19

Due to an extended absence by the Sanitation Department's Supervisor Marc Gonzales; Jerimiah Arrington was temporarily reassigned from MEO III to Sanitation Supervisor effective 11/14/18. Jerimiah's vacated position of MEO III was temporarily assigned to Mike Smiley effective 12/10/18. The term of both of these temporary assignments has or will be expiring, as stated in the City's employee handbook section 0308 sub-section C, "The term of the employee being assigned in an acting capacity shall not be for more than a period of six months without the advice and consent of the City Council." This memo is to seek the advice and consent of the City Council to extend both temporary assignments an additional 6 months, Mr. Gonzales has not returned from his extended absence.

1 RESOLUTION NO. 2966

2
3 A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND AGREEING TO
4 THE EXTENSION OF THE ACTING STATUS FOR ACTING SANITATION SUPERVISOR
5 JERIMIAH ARRINGTON, AND ACTING MOTOR EQUIPMENT OPERATOR III MICHAEL
6 SMILEY, BOTH ASSIGNED TO THE DEPARTMENT OF FIELD OPERATIONS.
7

8 WHEREAS, the City’s Employee Handbook, Section 0308, provides that employees may
9 only serve in acting status for a term of six months unless they have the advice and consent of
10 the Council; and
11

12 WHEREAS, Jerimiah Arrington has been serving in “Acting” status since November 14,
13 2018 and reached his six-month anniversary on May 14, 2019; and Michael Smiley has been
14 serving in “Acting” status since December 10, 2018 and reached his six-month anniversary on
15 June 10, 2019; and
16

17 WHEREAS, the Director of Field Operations desires that Jerimiah Arrington and
18 Michael Smiley continue serving in acting capacity and would like to extend their acting status
19 for an additional six months.
20

21 NOW THEREFORE, BE IT RESOLVED that the Salisbury City Council hereby agrees
22 to extend the “Acting” status of Jerimiah Arrington until November 14, 2019, and to extend the
23 “Acting” status of Michael Smiley until December 10, 2019.
24

25 THE ABOVE RESOLUTION was introduced, read, and duly passed at a meeting of the
26 Council of the City of Salisbury, Maryland held on the _____ day of _____ 2019,
27 and is to become effective immediately upon adoption.
28

29 ATTEST:

30
31 _____
32 Kimberly R. Nichols, City Clerk

31 _____
32 John R. Heath, President
33 Salisbury City Council
34

35 APPROVED by me this ____ day of _____ 2019
36
37

38 _____
39 Jacob R. Day, Mayor
40
41

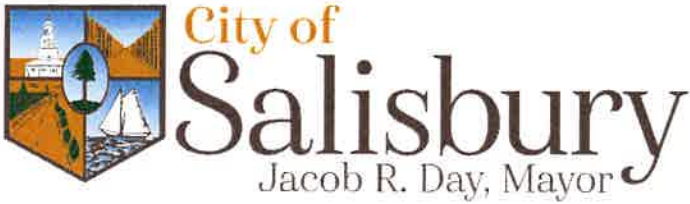


City of
Salisbury
Jacob R. Day, Mayor

COUNCIL AGENDA – Award of Bids

July 22, 2019

- | | |
|---|-------------|
| 1. Award of Bid | \$66,604.68 |
| ITB A-19-109 Police Vehicle Upfitting
(Multi-year award) | |



To: Mayor and City Council
From: Jennifer Miller
Director of Procurement
Date: July 22, 2019
Subject: Award of Bid – ITB A-19-109
Police Vehicle Upfitting

The Department of Procurement received a request from the Salisbury Police Department to solicit bids from suppliers to furnish and install some or all equipment into police vehicles. Installed equipment includes emergency lighting, a siren/speaker system, consoles and docking stations, mobile data equipment, prisoner transport cages and other necessities critical to the safe and fully outfitted operation of a police vehicle. This solicitation also included a Contract Extension clause. This provides the City with the option to renew all or portions of this contract with the same terms and conditions as the original contract for two, (1) one-year terms, contingent upon sufficient budget appropriations and mutual agreement between the City and the Vendor.

The Department of Procurement followed standard competitive bidding practices by advertising in the Daily Times, on the City of Salisbury's Procurement Portal, and posting on the State of Maryland's website, eMaryland Marketplace. A total of four (4) vendors submitted a bid by the due date and time of June 5, 2019 at 2:30 p.m.:

<u>Vendor</u>	<u>Complete Upfitting Cost for One (1) Vehicle</u>
Global Public Safety	\$21,751.51
Priority Install	\$22,681.32
FrontLine Mobile Tech	\$23,888.00
BlueTech, LLC	\$25,709.66

All vendors were deemed responsive and responsible, and the Department of Procurement hereby requests Council's approval to award Contract ITB A-19-109 to Global Public Safety. The award would include an alternate upfitting option, noted in the departmental memo, increasing the per vehicle cost to \$22,201.56. There are currently three (3) Ford Interceptor Police Utility Vehicles on order from FY19, all of which will require upfitting, thereby bringing the total initial award to \$66,604.68. Funds are available in the Salisbury Police Department Vehicles Account, 21021-577025. As additional vehicles are ordered in FY20 and in future years in which the contract will be renewed, purchase orders for upfitting will be issued as needed, based on available funding.

Department of Procurement
125 N Division St., #104 Salisbury, MD 21801
410-548-3190 (fax) 410-548-3192
www.salisbury.md

To: Jennifer Miller, Director of Procurement
From: Col. D. Meienschein #0165
Sgt. S. Elliott #1130
Date: June 05, 2019
Ref: Recommendation of Award for ITB A-19-109 (Police Vehicle Upfitting)

The Bids for ITB A-19-109 were opened on Wednesday, June 05, 2019, at 2:30 PM. Bids were received from (4) four separate Vendors. The quantities included in the Bids were representative of an upfit for (1) one fully loaded vehicle. The following is a summary of the Bids received:

1. Global Public Safety	\$21,751.51
2. Priority Install	\$22,681.32
3. FrontLine Mobile Tech	\$23,888.00
4. BlueTech, LLC	\$25,709.66

All of the Vendors responded to the Bid as presented with no exceptions so all of the Vendors were considered. Based on the fact that Global Public Safety presented the lowest Bid, it is recommended that they be awarded the contract.

Additionally, the Police Department would like to exercise the option of installing an alternative Prisoner Transport & Cargo Storage solution which would bring the cost of each vehicle to \$22,201.56. Therefore, the cost of upfitting (3) vehicles will be \$66,604.68.

The Police Department would also like to exercise the option of making this a multi-year Contract which would provide the Police Department with the option of purchasing off of this Contract for the time frame determined by the Procurement Department.

The following account will be used to fund this purchase ... 21021 - 577025.

Respectfully,

Col. D. Meienschein #0165

Sgt. Scott M. Elliott #1130



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ATTEST:

Kimberly R. Nichols
CITY CLERK

John R. Heath
COUNCIL PRESIDENT

APPROVED BY ME THIS

_____ day of July 2019.

Jacob R. Day
MAYOR

ORDINANCE NO. 2549

AN ORDINANCE OF THE CITY OF SALISBURY, MARYLAND APPROVING A BUDGET AMENDMENT OF THE GRANT FUND TO APPROPRIATE FUNDS FROM A FY19 WOMEN’S FUND GRANT, FROM THE COMMUNITY FOUNDATION OF THE EASTERN SHORE, INC., TO ESTABLISH THE HI, JEAN! PROGRAM IN THE CITY OF SALISBURY AS PART OF SALISBURY’S HOUSING FIRST HOMELESS PROGRAM

WHEREAS, the Community Foundation of the Eastern Shore, Inc. (CFES) has a Women’s Fund Grant Program; and

WHEREAS, the purpose of the Women’s Fund Grant Program is to work together to help change lives by addressing the unmet needs of women and/or girls on Maryland’s Lower Eastern Shore; and

WHEREAS, women experiencing homelessness forego many necessities in order to make ends meet, including feminine hygiene products which cannot be purchased with food supplement benefits or any other government assistance; and

WHEREAS, access to free, sanitary hygiene products will reduce the likelihood of infection among homeless women and girls in Wicomico County; and

WHEREAS, Salisbury’s Housing First homeless program wishes to establish the City’s Hi, Jean! program to provide free feminine hygiene products for homeless women in Wicomico County; and

WHEREAS, CFES has executed a grant agreement with the City of Salisbury which provides funding in the amount of \$4,500 for the Housing First - Hi, Jean! program; and

WHEREAS, appropriations necessary to execute the purpose of this grant must be made upon the recommendation of the Mayor and the approval of four-fifths of the Council of the City of Salisbury.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND, THAT the City's Grant Fund Budget be amended as follows:

- 1) Increase the FY19 CFES Women’s Fund Grant Revenue Account (10500-426100-XXXXX) by \$4,500
- 2) Increase the FY19 CFES Women’s Fund Grant Expense Account (10500-546006-XXXXX) by \$4,500

45 BE IT FURTHER ORDAINED that this Ordinance shall take effect from and after the date of
46 its final passage.

47
48 THIS ORDINANCE was introduced and read at a meeting of the Council of the City of
49 Salisbury held on the 8th day of July 2019, and thereafter, a statement of the substance of the
50 Ordinance having been published as required by law, was finally passed by the Council on the
51 22nd day of July 2019.

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53
54 ATTEST:

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56
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58 _____
59 Kimberly R. Nichols
60 CITY CLERK

57
58 _____
59 John R. Heath
60 COUNCIL PRESIDENT

61
62
63 APPROVED BY ME THIS
64
65 _____ day of July 2019.

66
67
68
69 _____
70 Jacob R. Day
71 MAYOR
72

1 AS AMENDED ON JULY 22, 2019
2 ORDINANCE NO. 2550
3

4 AN ORDINANCE OF THE CITY OF SALISBURY, MARYLAND TO ABANDON AN AREA OF
5 LAND BEING AN UNNAMED ALLEY ACCESSED FROM LAKE STREET AND TRAVERSING
6 CITY PARKING LOT 30 TO THE WESTERN BANK OF THE WICOMICO RIVER AND TO
7 ABANDON AN AREA OF LAND BEING THE UNIMPROVED ROAD BED OF SMALL STREET
8 ACCESSED FROM WEST MAIN STREET AND TRAVERSING A PART OF CITY PARKING LOT
9 30.

10
11 WHEREAS, the unnamed alley and Small Street, are shown on the plat entitled "Street & Alley Closure,"
12 dated May 23, 2019 and ~~is in part of~~ City Parking Lot 30; and
13

14 WHEREAS, Small Street is not open or paved; and
15

16 WHEREAS, the unnamed alley to be abandoned is adjoined by City owned Parcels 1641, 1644, 1647,
17 1646, 1648, 1643 and 1640 that, along with the unnamed alley, make up a portion of the developed area
18 of City Parking Lot 30, and ~~is~~ are more fully shown and described in Exhibits "A" and "B," which are
19 incorporated herein by reference; and
20

21 WHEREAS, Small Street is adjoined by City owned Parcels 1637, 1638, 1639, 1641, 1640, 1642, 1643,
22 1644, and 1645, that along with Small Street, make up the remaining portion of the developed area of
23 City Parking Lot 30 and ~~is~~ are more fully shown and described in Exhibits "A" and "B;" attached
24 herewith; and
25

26 WHEREAS, the City of Salisbury Department of Infrastructure and Development has determined that the
27 aforementioned areas of land have never been used by the public, are unimproved and unpaved; and
28

29 WHEREAS, the City believes it is in the best interest of the City to abandon the aforementioned areas of
30 land in order to improve the potential of Lot 30 for development; and
31

32 WHEREAS, the Salisbury Charter SC11-2 gives the City of Salisbury charge of all public ways in the
33 City of Salisbury; and
34

35 WHEREAS, the Salisbury Charter SC16-8 allows the City of Salisbury to abandon or otherwise dispose
36 of property that is not saleable; and
37

38 WHEREAS, the City of Salisbury Department of Infrastructure and Development has prepared and the
39 City Solicitor has reviewed the Plat to abandon the unnamed alley and revert the portions of the unnamed
40 alley fronting on Parcels 1640, 1641, 1644, 1646, 1647 and 1648 to these City owned Parcels, ~~a copy of~~
41 which is as shown on the document attached hereto as Exhibit "A"; and
42

43 WHEREAS, the City of Salisbury Department of Infrastructure and Development has prepared and the
44 City Solicitor has reviewed the Plat to abandon Small Street and to revert the portions of Small Street
45 fronting on Parcels 1637, 1638, 1639, 1640, 1641, 1642, 1643, 1644 and 1645 to these City owned
46 Parcels, ~~a copy of which is as shown on the document~~ attached hereto as Exhibit "A"; and
47

48 WHEREAS, the Director of Infrastructure and Development provided the City Council with a
49 recommendation of the proposed road abandonment at the June 17, 2019, City Council work session.
50

51 NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SALISBURY,
52 MARYLAND that the City of Salisbury hereby abandons the 7,725 square foot area of the heretofore
53 described unnamed alley and Small Street, and that the Mayor of the City of Salisbury is hereby

54 authorized to execute all documents necessary to convey the said areas with the aforementioned City
55 owned parcels.

56
57 BE IT FURTHER ORDAINED that this ordinance shall take effect immediately.

58
59 THIS ORDINANCE was introduced and read at a meeting of the Council of the City of Salisbury held on
60 the ___ day of _____, 2019, and thereafter, a statement of the substance of the Ordinance having been
61 published as required by law, was finally passed by the Council on the ___ day of _____, 2019.

62
63 ATTEST

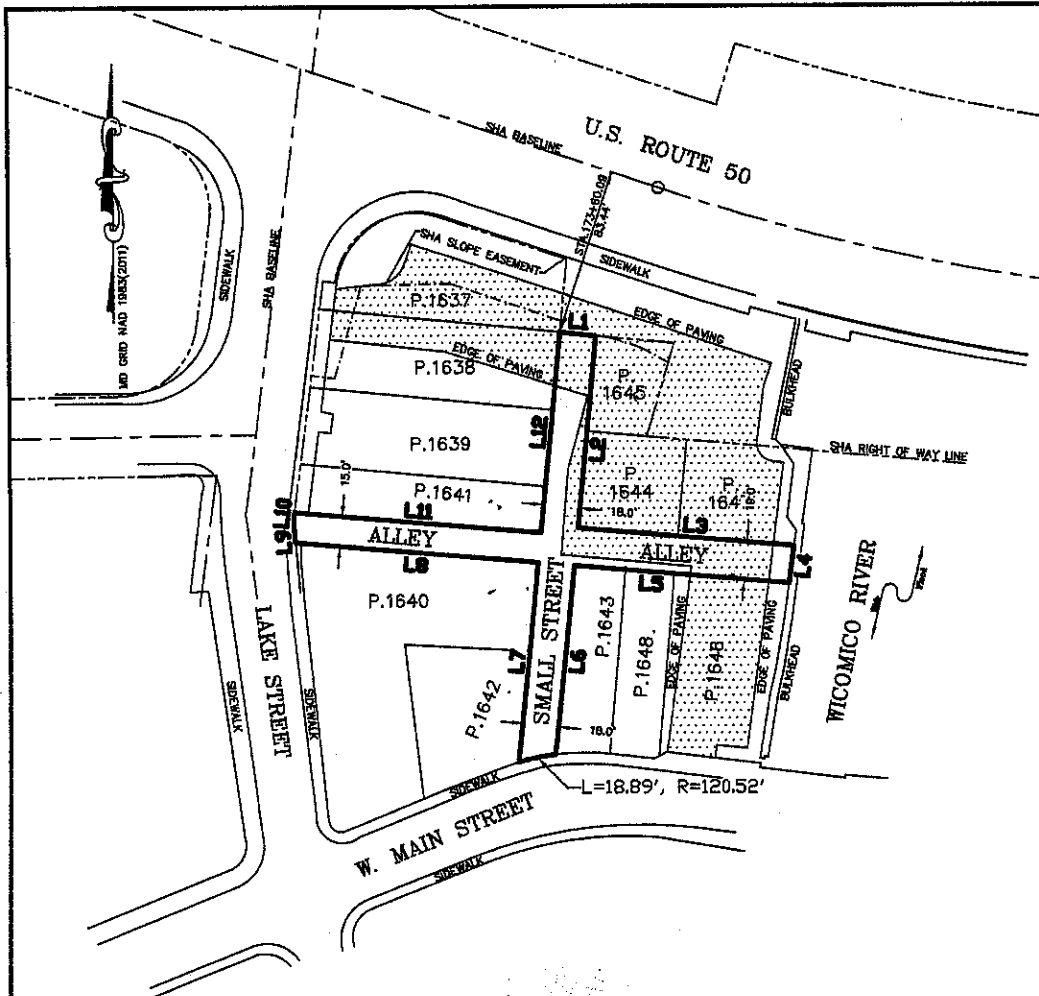
64
65
66 _____
67 Kimberly R. Nichols
68 CITY CLERK

John R. Heath
PRESIDENT, City Council

69
70
71
72 Approved by me this ___ day of _____, 2019

73
74
75 _____
76 Jacob R. Day, Mayor

Exhibit A



Line Table		
Line #	Length	Direction
L1	18.00'	S84°23'21"E
L2	95.98'	S05°42'44"W
L3	108.27'	S85°05'07"E
L4	19.02'	S07°50'02"W
L5	107.56'	N85°05'07"W
L6	95.23'	S05°42'44"W
L7	100.63'	N05°42'44"E
L8	121.65'	N85°05'07"W
L9	10.98'	N05°13'07"W
L10	4.19'	N07°30'40"E
L11	123.61'	S85°05'07"E
L12	100.20'	N05°42'44"E

GENERAL NOTES:

- 1) TAX MAP 106
- 2) BASELINES AND RIGHT OF WAY LINES PER S.H.A. PLAT NO. 46193
- 3) ALL ADJACENT PROPERTIES ARE CURRENTLY OWNED BY THE CITY OF SALISBURY
- 4) - DENOTES EXISTING PAVING
- 5) TOTAL AREA OF CLOSURE: 7,725± S.F.

CITY OF SALISBURY SALISBURY, MD	STREET & ALLEY CLOSURE SMALL STREET (UNIMPROVED) & ALLEY (UNIMPROVED)	SCALE	1" = 80'
		FILE	DCA19xxx
		DATE	05-23-2019
		LAST REV. DATE	

SMALL STREET & ALLEY CLOSURE LEGAL DESCRIPTION

Beginning for the same at a point on the westerly right of way line of Small Street (Unimproved) where it terminates at the southerly right of way line of U.S. Route 50. Said point being 83.44 feet right of Station 173+60.09 as shown on State Highway Administration (SHA) Plat No. 46193. (1) Thence by and with the said line of U.S. Route 50 South $84^{\circ}23'21''$ East a distance of 18.00 feet to a point on the easterly line of the said Small Street. (2) Thence by and with the said line of Small Street South $05^{\circ}42'44''$ West a distance of 95.98 feet to a point on the northerly line of an unnamed alley. (3) Thence by and with the said line of the alley South $85^{\circ}05'07''$ East a distance of 108.27 feet to a point at the westerly limits of the Wicomico River. (4) Thence by and with the said Wicomico River South $07^{\circ}50'02''$ West a distance of 19.02 feet to a point on the southerly line of the said alley. (5) Thence by and with the said line of the alley being 19.00 feet southerly of and parallel to the herein third described line, reversed, North $85^{\circ}05'07''$ West a distance of 107.56 feet to a point on the easterly line of the aforesaid Small Street. (6) Thence by and with the said line of Small Street South $05^{\circ}42'44''$ West a distance of 95.23 feet to a point on the northerly line of West Main Street. (7) Thence by and with the said line of West Main Street and a curve to the left having a radius of 120.52 feet, a distance of 18.89 feet to a point on the westerly line of the said Small Street. (8) Thence by and with the said line of Small Street being 18.00 feet westerly of and parallel to the herein sixth described line, reversed, North $05^{\circ}42'44''$ East a distance of 100.63 feet to a point on the southerly line of the aforementioned alley. (9) Thence by and with the said line of the alley North $85^{\circ}05'07''$ West a distance of 121.65 feet to a point of the easterly right of way line of Lake Street as shown on the aforementioned SHA Plat. Thence by and with the said line of Lake Street the following two courses: (10) North $05^{\circ}15'07''$ West a distance of 10.98 feet, (11) North $07^{\circ}30'40''$ East a distance of 4.19 feet to a point on the northerly line of the aforesaid alley. (12) Thence by and with the said line of the alley being 15.00 feet northerly of the herein ninth described line, reversed, South $85^{\circ}05'07''$ East a distance of 123.61 feet to a point on the westerly line of the aforesaid Small Street. (13) Thence by and with the said line of Small Street being 18.00 feet westerly of and parallel to the herein second described line, reversed, North $05^{\circ}42'44''$ East a distance of 100.20 feet to the point of beginning. Herein described parcel containing 7,725 square feet, more or less.

1 AS AMENDED ON JULY 22, 2019
2 ORDINANCE NO. 2551

3
4 AN ORDINANCE OF THE CITY OF SALISBURY, MARYLAND
5 GRANTING AN EASEMENT TO ROTARY CLUB OF SALISBURY
6 FOUNDATION, INC. ACROSS CITY OWNED PROPERTY, TAX MAP
7 NO. 107, PARCEL 883.
8

9 WHEREAS, the City of Salisbury owns all that real property described in the Deed of
10 Easement by and between the City and Salisbury and Rotary Club of Salisbury Foundation, Inc.
11 (the "Easement") attached to this Ordinance; and
12

13 WHEREAS, the Rotary Club of Salisbury Foundation, Inc. ("Rotary") has requested
14 permission to construct a labyrinth on the afore-referenced real property for the use of the public;
15 and
16

17 WHEREAS, before commencing work to construct the labyrinth the Rotary has
18 requested that the City of Salisbury enter into the Easement attached hereto, granting Rotary the
19 right to construct the labyrinth.
20

21 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
22 CITY OF SALISBURY, MARYLAND, THAT the City of Salisbury hereby allows Rotary to
23 construct the Rotary Labyrinth Project located on and within the real property described in the
24 Easement, by and between Rotary Club of Salisbury Foundation, Inc. and the City of Salisbury,
25 attached hereto, and that the Mayor is hereby authorized to execute the attached Easement for
26 and on behalf of the City of Salisbury; and
27

28 BE IT FURTHER ORDAINED as follows:

- 29 1) That each provision of this Ordinance shall be deemed independent of all other
30 provisions herein;
- 31 2) That if any section, paragraph, subsection, clause or provision of this Ordinance
32 shall be adjudged invalid, unconstitutional or otherwise unenforceable under
33 applicable state or federal law, such adjudication shall apply only to the section,
34 paragraph, subsection, clause or provision so adjudged and all other provisions of
35 this Ordinance shall remain valid and enforceable;
- 36 3) That the recitals set forth hereinabove are incorporated into this section of this
37 Ordinance as if specifically set forth at length herein;
- 38 4) That, upon its final passage, this Ordinance shall not be codified; and
39

40 BE IT FURTHER ORDAINED that this Ordinance shall take effect from and after the
41 date of its final passage.
42

43 THIS ORDINANCE was introduced and read at a meeting of the Council of the City of
44 Salisbury held on _____ day of _____ 2019, and thereafter, a statement of the

45 substance of this Ordinance having been published as required by law, was finally passed by the
46 Council on the _____ day of _____ 2019.

47

48

49 **ATTEST:**

50

51

52

53

54 _____
55 Kimberly R. Nichols
56 City Clerk

John R, Heath, President
Salisbury City Council

57

58

59 Approved by me this

60

61 _____ day of _____, 2019.

62

63

64

65

66 _____
Jacob R. Day
Mayor of the City of Salisbury

LIBER 821 PAGE 807

THIS DEED, Made this 3rd day of January, 1977, by B. Quillen Chandler, of Worcester County, State of Maryland, and William J. Ahtes, Jr., Robert L. David, R. Thomas Quillen, III, and John W. McCabe, Jr., all of Wicomico County, State of Maryland,

WITNESSETH

THAT FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), and other good, valuable and sufficient considerations, receipt of which is hereby acknowledged, the said B. Quillen Chandler, William J. Ahtes, Jr., Robert L. Davis, R. Thomas Quillen, III, and John W. McCabe, Jr., do hereby grant and convey unto The City of Salisbury, a municipal corporation, of the State of Maryland, its successors and assigns, in fee simple, ALL that tract or parcel of land situate and lying at the Southeast corner of South Division Street and Market Street (formerly Dock Street), in the City of Salisbury, Parsons Election District, of Wicomico County, State of Maryland, and more particularly described as follows: BEGINNING for the outline of the same at a point formed by the intersection of the Easterly line of South Division Street and the Southerly line of Market Street as presently laid out, thence by and with the Southerly line of Market Street the following four (4) courses and distances: (1) North 43 degrees 17 minutes East 133.95 feet; (2) North 46 degrees 10 minutes East 10.00 feet; (3) North 52 degrees 47 minutes East 10.00 feet; and (4) North 57 degrees 11 minutes East 7.90 feet; thence running in a Southeasterly direction by and with the Easterly line of Lot No. 95 on a plat hereinafter referred to, to the Southeasterly corner of said Lot No. 95 and the Northerly side of the Wicomico River; thence running in a Westerly direction by and with the Northerly side of the Wicomico River and the Southerly lines of Lots Nos. 94 and 95 on the plat hereinafter referred to a distance of 139 feet, more or less, to the Easterly line of South Division Street; thence running in a Northwesterly direction by and with the Easterly line of South Division Street a distance of 92.8 feet, more or less, to the place of beginning.

Being all of Lots Nos. 93, 94 and 95, as shown on a plat of the property of the Salisbury Realty Company, dated August 9, 1919, and recorded among the Land Records

LIBER 821 PAGE 808

of Wicomico County, Maryland, in Liber J.C.K. No. 114, Folio 598; EXCEPT SO MUCH THEREOF, as was acquired by The City of Salisbury (1) by condemnation, as will appear by reference to a deed from Grace E. Freeny, widow, to William. T. Hutchings, dated February 26, 1930, and recorded among the Land Records aforesaid, in Liber I.D.T. No. 161, Folio 193, and (2) by deed from Deer's Head Realty Corporation, dated August 2, 1952, and recorded among the Land Records aforesaid, in Liber J.W.T.S. No. 342, Folio 586.

Being in all respects the same land which was acquired by B. Quillin Chandler, William J. Ahtes, Jr., Robert L. David, R. Thomas Quillen, III, and John W. McCabe, Jr., by deed dated May 1, 1973 and recorded among the Land Records for Wicomico County, Maryland, in Liber J.W.T.S. No. 790, Folio 111.

SAID LAND being subject to a storm water easement to The City of Salisbury from Deer's Head Realty, Inc., E. Brooks Bundick and Helen M. Bundick, his wife, Hugh F. Wilde and Patricia C. Wilde, his wife, dated November 17, 1966, and recorded among the Land Records aforesaid in Liber J.W.T.S. No. 643, Folio 80, and Liber J.W.T.S. No. 643, Folio 84.

REFERENCE to said deed, plat, easement and to preceding deeds of the property hereby conveyed and to the references contained therein is hereby made a part hereof as if herein fully set forth.

TOGETHER with the improvements thereon and all the rights, ways, roads, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the parcel of land hereinabove described unto and to the use of the said The City of Salisbury, its successors and assigns, forever in fee simple.

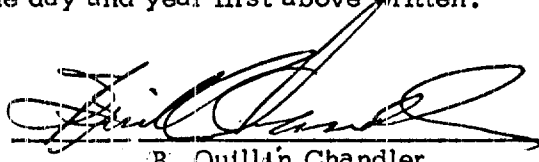
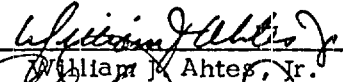
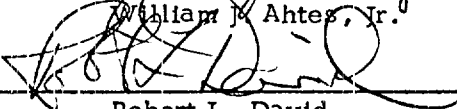
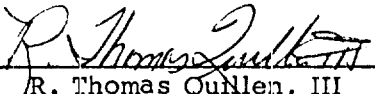
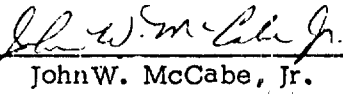
AND the said B. Quillin Chandler, William J. Ahtes, Jr., Robert L. David, R. Thomas Quillen, III, and John W. McCabe, Jr. do hereby covenant that there are no liens or encumbrances against said property and that they will warrant specially the property hereby granted and conveyed and that they will execute such other and further assurances

LIBER 821 PAGE 809

thereof as may be requisite.

WITNESS the due execution hereof the day and year first above written.

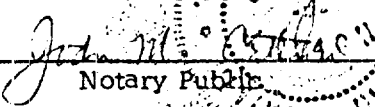
TEST:

<u>John M. Cottle</u>	<u></u> (SEAL) B. Quillin Chandler
<u>John M. Cottle</u>	<u></u> (SEAL) William J. Ahtes, Jr.
<u>John M. Cottle</u>	<u></u> (SEAL) Robert L. David
<u>John M. Cottle</u>	<u></u> (SEAL) R. Thomas Quillen, III
<u>John M. Cottle</u>	<u></u> (SEAL) John W. McCabe, Jr.

STATE OF MARYLAND, COUNTY OF Wicomico, to-wit:

I HEREBY CERTIFY that on this 3rd day of January, 1974, before me, the undersigned officer, personally appeared B. Quillin Chandler and acknowledged the foregoing deed to be his act and deed.

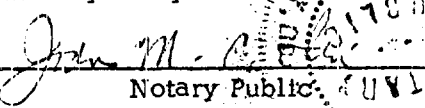
AS WITNESS my hand and Notarial Seal the day and year first above written.


Notary Public

STATE OF MARYLAND, COUNTY OF WICOMICO, to-wit:

I HEREBY CERTIFY that on this 3rd day of January, 1974, before me, the undersigned officer, personally appeared William J. Ahtes, Jr. and acknowledged the foregoing deed to be his act and deed.

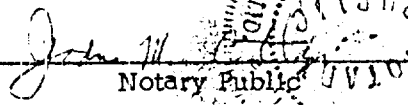
AS WITNESS my hand and Notarial Seal the day and year first above written.


Notary Public

STATE OF MARYLAND, COUNTY OF WICOMICO, to-wit:

I HEREBY CERTIFY that on this 3rd day of January, 1974, before me, the undersigned officer, personally appeared Robert L. David and acknowledged the foregoing deed to be his act and deed.

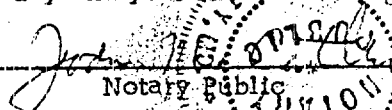
AS WITNESS my hand and Notarial Seal the day and year first above written.


Notary Public

STATE OF MARYLAND, COUNTY OF WICOMICO, to-wit:

I HEREBY CERTIFY that on this 3rd day of January, 1974, before me, the undersigned officer, personally appeared R. Thomas Quillen, III, and acknowledged the foregoing deed to be his act and deed.

AS WITNESS my hand and Notarial Seal the day and year first above written.


Notary Public

WICOMICO COUNTY CIRCUIT COURT (Land Records) AJS 821, p. 0809, MSA_CE100_796. Date available 02/08/2005. Printed 06/11/2019.

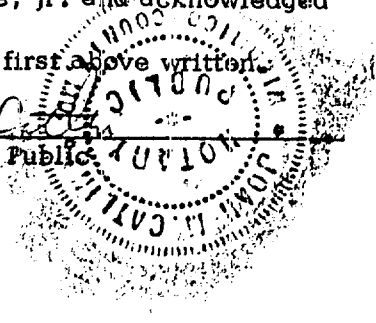
LIBER 821 PAGE 810

STATE OF MARYLAND, COUNTY OF WICOMICO, to-wit:

I HEREBY CERTIFY that on this 3rd day of January, 1974, before me, the undersigned officer, personally appeared John W McCabe, Jr. and acknowledged the foregoing deed to be his act and deed.

AS WITNESS my hand and Notarial Seal the day and year first above written.

John M. C...
Notary Public



Received for Record May 8, 1974 and recorded in the
Land Records of Wicomico County, Maryland in Liber A.J.S.
821, Folios 807-810

W. James Smith Clerk

MAY -8-74 * 29242 *****16.00
MAY -8-74 B #29242 *****16.00

WICOMICO COUNTY CIRCUIT COURT (Land Records) AJS 821, p. 0810, MSA_CE100_796. Date available 02/08/2005. Printed 06/11/2019.

W. James Smith 5/23/74

Deed of Easement

The City of Salisbury, a municipal corporation of the State of Maryland, (“City” or “Grantor”) does hereby grant and convey unto the Rotary Club of Salisbury Foundation, Inc., a corporation organized pursuant to the laws of Maryland, its licensees, successors, and assigns, (“Grantee”), for one dollar and other valuable consideration, receipt of which is hereby acknowledged, a right of way and easement (the “Easement”) on the real property described as Tax Map No. 107, Parcel 883, the “Property,” ~~as~~and more particularly described in Exhibit A, for the construction, erection, and use by the general public of the Rotary Labyrinth Project ~~as~~ described in Exhibit B;s both exhibits are attached hereto and incorporated by reference herein (the “Improvements”).

Together with all rights of ingress and egress necessary for the full and complete use, occupation, and enjoyment of the Easement granted to the general public, and all rights and privileges incident thereto.

Grantee, at its sole cost and expense, shall pay for the full cost of the Improvements and hereby grants and conveys all such Improvements to the City, ~~which the City~~ shall thereafter maintain the Improvements and procure general liability insurance on the Improvements, but shall not be obligated to replace said improvements should the cost to replace exceed any insurance proceeds available to the City.

The Grantor shall provide water to the Property for the purpose of irrigation. The Grantor shall install a water meter on the Property, but the water shall be provided at no cost to the Grantee.

The Grantor shall be solely responsible for providing whatever stormwater management and erosion control is required for the Grantee’s use of the Property, if any, as provided for herein.

The Grantor shall be responsible for processing and recording the Easement at no cost to Grantee.

The Easement granted hereby shall be in perpetuity except that if the Improvements shall ever be removed from the property or abandoned and no use is made of the Easement as a labyrinth for a continuous period of one (1) year, ~~then~~ the Grantor shall have the right, in its sole and absolute discretion, to terminate the Easement granted hereby by a Notice of Termination filed in the Land Records of Wicomico County, Maryland.

The provisions of this Easement shall run with the land and bind the parties and their respective successors and assigns.

This Easement shall be construed and enforced in accordance with the laws of the State of Maryland.

Executed and delivered this _____ Day of _____ 2019.

WITNESS/ATTEST:

GRANTOR:

The City of Salisbury, a Municipal Corporation of the State of Maryland

By: _____ (SEAL)

Name:

Title:

GRANTEE:

The Rotary Club of Salisbury Foundation, Inc., a Maryland Corporation

By: _____ (SEAL)

Name:

Title:

Exhibit A

Property Description

Tax map No. 107, Parcel 883, BEGINNING for the outline for the same at a point formed by the intersection of the Easterly line of South Division Street and the Southerly line of Market Street as presently laid out, thence by and with the Southerly line of Market Street the following four (4) courses and distances: (1) North 43 degrees 17 minutes East 133.95 feet; (2) North 46 degrees 10 minutes East 10.00 feet; (3) North 52 degrees 47 minutes East 10.00 feet; and (4) North 57 degrees 11 minutes East 7.90 feet; thence running in a Southeasterly direction by and with the Easterly line of Lot No. 95 on a plat hereinafter referred to, to the Southeasterly corner of said Lot No. 95 and the Northerly side of the Wicomico River; thence running in a Westerly direction by and with the Northerly side of the Wicomico River and the Southerly lines of Lots Nos. 94 and 95 on the plat hereinafter referred to in a distance of 139 feet, more or less, to the Easterly line of South Division Street; thence running in a Northwesterly direction by and with the Easterly line of South Division Street a distance of 92.8 feet, more or less, to the place of beginning.

Being all of Lots Nos. 93, 94 and 95, as shown on a plat of the property of the Salisbury Realty Company, dated August 9, 1919, and recorded among the Land Records of Wicomico County, Maryland, in Liber J.C.K. No. 114, Folio 598; EXCEPT SO MUCH THEREOF, as was acquired by the City of Salisbury (1) by the condemnation, as will appear by reference to a deed from Grace E. Freeny, widow, to William. T. Hutchings and Katherine Hutchings, his wife, dated February 26, 1930 and recorded among the Land Records of Wicomico County, Maryland in Liber I.D.T. No. 161, Folio 193, and (2) by deed from Deer's Head Realty Corporation, dated August 2, 1952, and recorded among the Land Records Aforesaid, in Liber J.W.T.S. No. 342, Folio 586.

Exhibit B

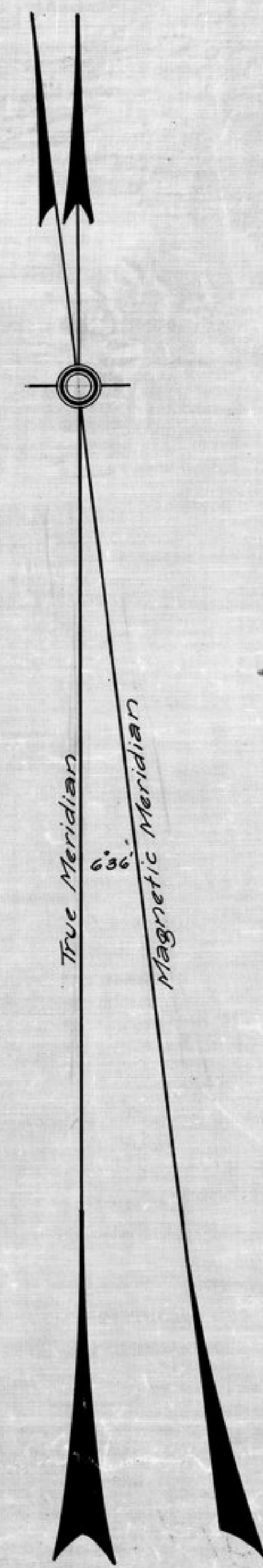
Project Description:

To celebrate the Rotary Club of Salisbury's centennial, the club plans to construct a labyrinth for peace in Downtown Salisbury. The labyrinth is similar to the one in Chartres Cathedral (France), and will be the 6th Rotary labyrinth in the world. Once established it will be used in a proactive way to reduce conflict and promote peace in our community.

The labyrinth will provide "a space leading to mutual respect, strengthening relationships, and increasing tolerance while decreasing aggression and conflict." It will be a space for use by: the Salisbury Police to positively interact with the students whom they mentor, teach, and coach, and who participate in the Law Enforcement Explorer Post; the Department of Conflict Analysis and Dispute Resolution at Salisbury University to utilize for class activities; the school systems and other organizations to use for community circles which build community and respond to harm; and the community to hold memorial events, such as 9/11.

It can also be used in other ways as well. For example, it will be a space for the Rotary Club of Salisbury to sponsor or cosponsor new events such as World Labyrinth Day. Events such as this bring people together. It will be a space to teach Tai Chi and Capoeira (Brazilian martial arts). And, it is a space where anyone can contemplate, meditate, and reflect.

The radius of the labyrinth is 36 feet and its circumference is 72 feet. It will be constructed using random flat paving stones. Paths will be 2 feet wide with 2-foot grass separation. In the center there will be a park bench and tree/grate. There will be several signs near the entrance of the labyrinth.



JCK 114-598
FOLIO-END OF
BOOK

MAP OF PROPERTY
OF THE
SALISBURY REALTY CO.
SALISBURY, MD.

AUGUST 9, 1919. Scale 1 inch = 60 feet.
SURVEYED BY
P. S. SHOCKLEY S.W.C.

