

CITY OF SALISBURY, MARYLAND

REGULAR MEETING

DECEMBER 12, 2022

PUBLIC OFFICIALS PRESENT

*Council President John “Jack” R. Heath
Councilwoman Michele Gregory*

*Council Vice-President Muir Boda
Councilwoman April Jackson*

PUBLIC OFFICIALS ABSENT

*Mayor Jacob R. Day
Councilwoman Angela Blake*

IN ATTENDANCE

Deputy City Administrator Andy Kitzrow, Acting County Administrator Bunky Luffman, Fire Chief Tull, Deputy Chief Chris O’Barsky, Building Official Bill Holland, Building Inspector Chad Goblinger, City Attorney Ashley Bosche, City Clerk Kimberly Nichols, and members of the public

CITY INVOCATION – PLEDGE OF ALLEGIANCE

The City Council met in regular session at 6:00 p.m. via Zoom and in person. Council President John R. “Jack” Heath called the meeting to order and welcomed Mr. Bunky Luffman, Acting County Administrator, to the meeting. After the recital of the pledge to the flag, Pastor Greg Carlson of the Park Seventh-day Adventist Church provided the invocation.

ADOPTION OF LEGISLATIVE AGENDA

Ms. Jackson moved and Ms. Gregory seconded to approve the legislative agenda as presented.

Mr. Boda moved, Ms. Jackson seconded, and the vote was unanimous to approve amending the legislative agenda by removing the Presentation of the FY22 Audit.

The legislative agenda, as amended, was approved by unanimous vote in favor.

CONSENT AGENDA- *presented by City Clerk Kimberly Nichols*

The Consent Agenda, consisting of the following items, was unanimously approved on a motion and second by Ms. Jackson and Ms. Gregory, respectively.

- Approving the Manufacturing Exemption request for Machining Technologies, Inc for equipment purchased in 2019*
- Approving the Manufacturing Exemption request for Jubilant Cadista Pharmaceuticals Inc. for equipment purchased in 2020*
- Approving the Manufacturing Exemption request for Jubilant Cadista Pharmaceuticals*

Inc. for equipment purchased in 2021

AWARD OF BIDS- presented by Procurement Director Jennifer Miller

The following items were unanimously approved on a motion and seconded by Mr. Boda and Ms. Jackson, respectfully:

Award of Bid(s)

- *1. RFP 22-106 Solar Photovoltaic Generation System* \$3,877,141.78 (20 yr. term)

Approval of Tier 6 Change Order

- *1. RFP 20-103 Lab Info Mgmt System- Change Order #5* \$ 8,400.00

ORDINANCES- presented by City Attorney Ashley Bosche

- **Ordinance No. 2759**- 2nd reading- amending Section 1.16.100 of the Salisbury City Code, entitled “Waiver of Fines – Authority to Issue Citations- Violations and Penalties- Repealed” to add to the categories of persons with the authority to issue citations for municipal infractions and further amending Section 8.04.050 of the Salisbury City Code entitled “False Alarms – Violations and Penalties” to clarify departmental responsibilities specific to false alarm fees and citations

Ms. Jackson moved, Ms. Gregory seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2759 for second reading.

- **Ordinance No. 2760**- 2nd reading- approving an amendment to the FY 2023 General Fund Budget and the Grant Fund so to further appropriate funds for redesign of the Salisbury Zoo’ Andean Bear exhibit

Mr. Boda moved, Ms. Jackson seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2760 for second reading.

- **Ordinance No. 2761**- 2nd reading- authorizing the Mayor to enter into a memorandum of understanding with the Wicomico County Health Department and approving a budget amendment of the FY2023 General Fund Budget to appropriate funds received from the Wicomico County Health Department in the amount of \$10,000.00

Ms. Jackson moved, Ms. Gregory seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2761 for second reading.

- **Ordinance No. 2762**- 2nd reading- authorizing the Mayor to enter into a contract with TidalHealth for the purpose accepting sub-granted funds in the amount of \$62,500

Mr. Boda moved, Ms. Jackson seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2762 for second reading.

- **Ordinance No. 2763**- 2nd reading- to amend Chapter 2.12 of the Salisbury City Code, entitled “Department of Infrastructure and Development”, for the purpose of removing the authority to enforce the City Fire Prevention Code from the director of the Department of Infrastructure and Development

Ms. Jackson moved, Ms. Gregory seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2763 for first reading.

- **Ordinance No. 2764**- 1st reading- approving an amendment to the FY 2023 General Fund Budget and the Grant Fund Budget further appropriating funds for the operation of the 2023 Maryland Folk Festival

Mr. Boda moved, Ms. Jackson seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2764 for first reading.

- **Ordinance No. 2765**- 1st reading- to amend Chapter 1 – The International Building Code, Section 15.04.020 of the City of Salisbury Municipal Code, granting the authority to require a new certificate of occupancy and inspection for any change of use, group, owner or tenant, and to clarify fire safety provisions regarding the Fire Marshal’s enforcement powers

Ms. Jackson moved, Mr. Boda seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2765 for first reading.

Mr. Boda shared that he received a couple of phone calls about this ordinance last week with questions about some of the other residential zonings (larger apartment buildings) and also mixed-use situations where commercial was on one or two floors and then apartments on the top. He asked if they had a change in tenant, would the fire marshal have to come down and certify occupancy? It may be interpreted differently later on at another time. Ms. Bosche said she would speak internally with “the City” and make some revised edits in time for the second reading.

- **Ordinance No. 2766**- 1st reading- approving a budget amendment of the Water Sewer Capital Project Fund Budget to remove an appropriation for the Park Well Field Project

Ms. Gregory moved, Ms. Jackson seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2766 for first reading.

- **Ordinance No. 2767**- 1st reading- approving a budget amendment of the General Capital Project Fund Budget to replace funding from bond proceeds for the Police Communication Project with PAYGO from the GOV Roof Project

Mr. Boda moved, Ms. Jackson seconded, and the vote was unanimous (4-0) to approve Ordinance No. 2767 for first reading.

PUBLIC COMMENTS

There were no requests for public comments.

ADMINISTRATION AND COUNCIL COMMENTS

Mr. Kitzrow announced the Santa's Workshop was held last Thursday by the Housing & Community Development Department where toys are given 300 of the City residents' children. Last Friday, the first Santa's Village and Jolly Trolley Tour was held, and had over 100 participants. It would be held again on Friday, December 16, 2022 from 6:00 p.m. to 8:00 p.m. Everyone was invited to the Truitt Street groundbreaking for the facility's expansion tomorrow, December 13, 2022 at 2:00 p.m. at the Truitt Street Center. The Vulnerable Populations One Stop Shop would be held this Saturday from 1:00 p.m. to 3:00 p.m. at Wi Hi to offer free food, vaccines, community resources and language support.

Mr. Boda wished everyone a Merry Christmas.

Ms. Jackson shared her concerns about the housing issues in the City about which she received several calls in the past two weeks. Single parents were faced with paying between \$1,000 to \$1,800 per month for housing and having to work two and three jobs to ensure they were housed properly. Some of the homes that rented for \$1,000 were uninhabitable; she could not understand how anyone could charge people for housing that they themselves would not live in. It was disheartening and she indicated that there would be even more homeless people if the City did not do something. Maintenance work was not being done for the apartments. More affordable housing was needed immediately. Ms. Jackson also asked everyone to be mindful of their safety while holiday shopping. Keep doors locked and do not shop alone at night.

There were over 279 attendees at the Senior Christmas Dinner and Gift Giveaway. She appreciated all donors, volunteers and young adults who worked. She also thanked Ms. Gregory for attending.

Ms. Gregory reminded everyone to get their COVID booster and flu vaccine. RSV was also going around and was very bad.

President Heath made a plea for blood donations. The State of Maryland was extremely low, along with most of the nation. He recognized Councilwoman Jackson for her efforts over the weekend and agreed with her regarding the housing situation. The only thing that would reduce prices was competition. When Here is Home comes aboard, there would be a great change to drive prices down. He invited the attendees to have a piece of Christmas Bark that he and his family made.

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 6:47 p.m.

Kimberly R. Nichol

City Clerk

John R. Heath

Council President