

**FRUITLAND CITY COUNCIL  
MONDAY, MAY 3, 2010  
SPECIAL MEETING  
MINUTES**

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The Fruitland City Council met in Work Session at City Hall on Monday evening, May 3, 2010 at 7:10 p.m. with the following members present:

*President Gregory J. Olinde, Treasurer Gloria J. Ortiz, Councilman Raymond D. Carey,  
Councilman Theodore O. Lokey and Councilman Richard F. Tull.*

Also present were:

*Chief of Police Michael J. Phillips, Captain Sandra K. Bradley, and City Clerk Diane Nelson.*

*Deputy Treasurer Amy B. Caton arrived just after the meeting convened.*

*There were no other guests in the meeting.*

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President Olinde called the Work Session to order at 7:13 p.m. for the purpose of discussing the Law Enforcement Officers Pension System (LEOPS), the Proposed Fiscal Year 2010-2011 Police Department Budget, Capital Improvements Budget, and Five-Year Capital Improvements Plan; also planned was a status update on the Proposed Fiscal Year 2010-2011 Water and Sewer, and General Operating Fund Budgets.

**1. LEOPS**

Chief Phillips presented an updated cost analysis associated with adopting LEOPS this fiscal year for the Fruitland Police Department, which included methods and initiatives for funding the program as well as the anticipated benefit of increased officer retention which translates into savings for the City. He presented statistics which detailed the City's significant monetary investments made when hiring, training, and out-fitting new police officers and historically, the City's subsequent losses incurred on those investments when officers resign to accept employment with other law enforcement agencies.

In discussing funding for the program the Council determined by consensus, but without vote, that money generated for the City by the RedSpeed Photo Speed Enforcement Program, and traffic and fire lane violations, should be allocated to the Police Department in the General Ledger.

Council agreed to consider the proposal in conjunction with the Proposed Fiscal Year 2010-2011 Budget yet to be struck and in consideration of the May 2010 deadline imposed for the requisite adoption of a resolution to activate the program according to the current actuarial study.

*Chief Phillips noted that deferring the decision making process to adopt LEOPS beyond the May 2010 deadline would necessitate a new actuarial study at additional expense.*

**2. 2010-2011 Proposed Police Department Budget**

Chief Phillips presented the Police Department's Proposed Operating Budget for Fiscal Year 2010-2011 which totaled One Hundred Ninety-eight Thousand Six Hundred Dollars (\$198,600.00); he detailed all line items that resulted in an aggregate increase of Twenty-six Thousand Eight Hundred Dollars (\$26,800.00) from last year's budget of One Hundred Seventy-one Thousand Eight Hundred Dollars (\$171,800.00).

During discussion, Council decided by consensus, but without vote, that upon adoption of the Fiscal Year 2010-2011 City Budget, the Audit Committee would review citywide the line item *Computer Programs and Support* to identify specific components of this line item for analysis of overall cost/benefit to the City.

Chief Phillips acknowledged Captain Bradley's contributions to the City of Fruitland during her tenure as an employee, noting that her resignation is effective May 15, 2010; the Council echoed the Chief's sentiments. Captain Bradley indicated that while she is resigning from full-time duties with the City, should it please the Council, she would like to continue on as a part-time employee to specifically assist with grant management for the Police Department.

### **3. Proposed Fiscal Year 2010-2011 Capital Improvements Budget**

Deputy Treasurer Caton presented the Proposed Fiscal Year 2010-2011 Capital Improvements Budget which included Two (2) Sewer Projects at no cost to the City with separate outside funding sources, One (1) Water Project financed by a Twenty-Year (20-YR) loan from the Maryland Department of the Environment (MDE), and the New Police Department financed by a Forty-Year (40-YR) loan from the United States Department of Agriculture (USDA). The purchase of a Snow Plow for Public Works represented the only *cash out of pocket* capital expenditure proposed for the City this Fiscal Year.

*The Proposed Capital Improvements Budget for FY2010-2011 is an agenda item under New Business slated for the May 4, 2010 Planning Commission Meeting.*

### **4. Proposed Fiscal Year 2010-2011 Five-Year Capital Improvements Plan**

Deputy Treasurer Caton presented the Proposed Fiscal Year 2010-2011 Five-Year Capital Improvements Plan which included projects beyond Fiscal Year 2010-2011 as already presented.

*The Proposed Five-Year Capital Improvements Plan for FY2010-2011 is an agenda item under New Business slated for the May 4, 2010 Planning Commission Meeting.*

### **5. Budget Status Update – Water and Sewer, General Operating Fund**

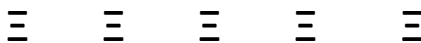
Deputy Treasurer Caton reported that she had recently met with Utilities Director Derbyshire, City Auditor Layton, and City Clerk Nelson to discuss preliminary figures for the Water and Sewer Budget, noting that the rate increase alluded to last year was in fact proposed, but the exact dollar amount of the increase had not yet been finalized.

Deputy Treasurer Caton had limited information to report regarding the General Operating Budget. Public Works Director Townsend proposed no changes to his budget but acknowledged a rumored increase in Landfill Tipping Fees from Fifty-five Dollars (\$55.00) per ton to Sixty Dollars (\$60.00) per ton.

Another Council Special Meeting Work Session was proposed for Thursday, May 6, 2010 at 7:00 p.m. to discuss in more detail the Water and Sewer, and General Operating Budgets with City Auditor Layton, Utilities Director Derbyshire, Deputy Treasurer Caton, and City Clerk Nelson.

President Olinde recapped a recent progress meeting that he attended on Thursday, April 22, 2010 with AWB Engineers, the City Building Committee, City Engineer Pollack of George, Miles & Buhr (GMB), and City Clerk Nelson to discuss the New Police Building, a Proposed Capital Project for Fiscal Year 2010-2011; he acknowledged Clerk Nelson's efforts in working with MDE and USDA representatives to assemble documentation needed to secure interim financing for the construction prior to permanent USDA financing for the project.

With no further business to discuss in open session, President Olinde called for a short recess at 8:57 p.m. to clear the Council Chambers in preparation for the Council to go into Closed Session to discuss personnel matters.



**President Olinde reconvened the Special Meeting Work Session at 9:08 p.m., with all Five (5) Council Members present; there were no other staff or guests present at this time.**

**On a motion made by Treasurer Ortiz and seconded by Councilor Tull, and which passed on a unanimous vote, the Council immediately went into Closed Session for the purpose of discussing personnel matters.**

**At 10:13 p.m., there having been a motion made by Councilor Lokey and seconded by Treasurer Ortiz, which passed on a unanimous vote to close the Closed Session of the City Council Special Meeting, the aforesaid Special Meeting Work Session reconvened in open session.**

President Olinde reported that during the Closed Session the City Council had reviewed Eight (8) resumes, selecting Four (4) applicants to interview as prospective candidates for the now vacant City Manager position.

**Thereafter at 10:15 p.m., Councilor Tull moved to adjourn the meeting, which motion was seconded by Councilor Carey, and passed unanimously.**

*Diane C. Nelson*  
Diane C. Nelson, City Clerk  
*Approved, May 11, 2010 dcn*