



TALBOT COUNTY, MARYLAND

County Council

MINUTES

March 8, 2022

Present – President Chuck Callahan, Vice President Pete Lesher, Frank Divilio, Corey Pack, Laura Price, Assistant County Manager Jessica Morris, and County Attorney Patrick Thomas. County Manager Clay Stamp was absent.

- I. Agenda – Mr. Callahan requested and received unanimous consent for approval of the Agenda of Tuesday, March 8, 2022.
- II. Minutes – Mr. Callahan requested and received unanimous consent for approval of the Minutes of Tuesday, February 8, 2022.
- III. Disbursements – Mr. Callahan requested and received unanimous consent for approval of the Disbursements of Tuesday, March 1, 2022 and Tuesday, March 8, 2022.
- IV. Proclamation: Developmental Disabilities Awareness Month – March 2022 – Johnathon Rondeau, President and CEO, The Arc Central Chesapeake Region, and Deena Kilmon, Director of Engagement, The Arc Central Chesapeake Region - The proclamation for Developmental Disabilities Awareness Month was brought forward to be read into the record. Prior to the reading, Mr. Rondeau briefed the Council on the mission of The Arc Central Chesapeake Region and its future plans for Talbot County. He stated that the organization, which currently serves 75 individuals from Anne Arundel County and Maryland’s Eastern Shore, helps individuals with developmental disabilities obtain resources and information on programs which help them live better lives and to work in, and connect with, their communities. He stated that the organization recently purchased property on Port Street in Easton and plans to construct “Port Street Commons,” a 25,000 square foot building, which will include eight (8) affordable housing units, a behavioral health suite, and program space, as well as a community hub for children and adults with developmental disabilities. The facility, scheduled to open in spring 2023, will be able to serve 120 individuals over the next three years and will provide 35 full-time jobs. Council discussion ensued with Mr. Rondeau. The Clerk then read a proclamation into the record which spoke of the founding of The Arc Central Chesapeake Region in 1961 by a group of parents of children with developmental disabilities who envisioned a fuller life for their children through access to services and programming not previously available. Upon motion by Mr. Pack, seconded by Mr. Lesher, the Council approved the proclamation by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Lesher – Aye
Ms. Price – Aye
Mr. Pack - Aye
- V. Proclamation: Endometriosis Awareness Month – March 2022 - The proclamation for Endometriosis Awareness Month was brought forward. Shannon Hannawald, Founder, Endo Warriors of the Eastern Shore, shared her personal story of struggle with endometriosis over the past 20 years and how it has affected her life. Council expressed their appreciation to Ms. Hannawald for her courage to bring the matter to the public’s attention. The Clerk then read the proclamation into the record which spoke of the prevalence of the disease among women of childbearing age, its symptoms, treatments and long-term

effects. Upon motion by Mr. Divilio, seconded by Mr. Leshner, the Council approved the proclamation by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Leshner – Aye
Ms. Price – Aye
Mr. Pack – Aye

Mr. Divilio presented the Proclamation to Ms. Hannawald who accepted on behalf of the Endo Warriors of the Eastern Shore.

- VI. Presentation of Delmarva Community Transit’s FY2023 Annual Transportation Plan – Santo Grande, President & CEO, Delmarva Community Services, Inc.; Keith Adkins, Transit Manager, Delmarva Community Transit; Andrea Waters, Transportation Grants Specialist, Delmarva Community Transit – Mr. Mr. Grande briefed the Council on Delmarva Community Transit’s Annual Transportation Grant application for FY2023 to the State of Maryland under the Federal Transit Act and the local matches for each of the categories for which grants are being requested. The grant application includes operating and capital funding requests as well as the sources of all funding received through the Maryland Transportation Administration, including federal funding, for the public transportation system for Caroline, Kent and Talbot counties; funding for the transportation system in Dorchester County is filed separately. Mr. Grande stated that federal and State funding being requested totals \$1,326,380; local funding requested from the participating counties totals \$246,454. Mr. Grande expressed his appreciation to the Council for the assistance of County administrative staff who manage the grant paperwork for which Talbot County is the grantee of record. Council discussion ensued with Mr. Grande. Upon motion by Mr. Pack, seconded by Ms. Price, the Council approved Delmarva Community Transit’s FY2023 Annual Transportation Plan as presented by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Leshner – Aye
Ms. Price – Aye
Mr. Pack – Aye

- VII. Introduction of Numbered Resolutions:

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF ADDING OR MODIFYING THE TALBOT COUNTY CAPITAL PROJECT FOR FISCAL YEARS 2023 AND 2024 TO ADD A NEW CAPITAL PROJECT IN THE AMOUNT OF \$8.6 MILLION FOR THE PURPOSE OF REPLACING THE TOWN OF EASTON’S GLEBE WATER TREATMENT PLANT WITH UPGRADED TECHNOLOGY, was read into the record by the Clerk. County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution, stating that in order to seek funding for the proposed project, the project is required to be incorporated into the County’s Comprehensive Water and Sewer Plan. He stated that the same is true for the other capital projects scheduled for introduction. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 315. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF ADDING OR MODIFYING THE TALBOT COUNTY CAPITAL PROJECTS FOR FISCAL YEARS 2023 AND 2024 TO ADD A NEW CAPITAL PROJECT IN THE AMOUNT OF \$800,000 FOR FORCE MAIN PRESSURE SENSORS AND VACUUM SENSORS FOR THE REGION I – UNIONVILLE, TUNIS MILLS, AND COPPERVILLE, REGION II – ROYAL OAK, NEWCOMB, AND BELLEVUE AND REGION II - MARTINGHAM SEWER SERVICE AREAS, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 316. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF ADDING OR MODIFYING THE TALBOT COUNTY CAPITAL PROJECT FOR FISCAL YEARS 2023 AND 2024 TO ADD A NEW CAPITAL PROJECT IN THE AMOUNT OF \$360,000 FOR A NEW EMERGENCY GENERATOR FOR THE REGION II – MARTINGHAM SEWER SERVICE AREA AND MARTINGHAM WATER SYSTEM, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 317. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF ADDING OR MODIFYING THE TALBOT COUNTY CAPITAL PROJECT FOR FISCAL YEARS 2023 AND 2024 TO ADD A NEW CAPITAL PROJECT IN THE AMOUNT OF \$2.190 MILLION TO ELIMINATE SEPTIC SYSTEMS IN THE VILLAGES OF BAR NECK AND FAIRBANK BY EXTENDING SEWER SERVICE FROM THE REGION V (TILGHMAN) WASTEWATER SYSTEM, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 318. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF ADDING OR MODIFYING THE TALBOT COUNTY CAPITAL PROJECTS FOR FISCAL YEARS 2023 AND 2024 TO ADD A NEW CAPITAL PROJECT IN THE AMOUNT OF \$43,688,300 FOR THE REGION V (TILGHMAN) WASTEWATER SYSTEM ENHANCED NUTRIENT REMOVAL (ENR) UPGRADES AND ELIMINATING SEPTIC SYSTEMS IN AND AROUND THE VILLAGES OF SHERWOOD, WITTMAN, MCDANIEL, AND CLAIBORNE BY EXTENDING SEWER FROM THE REGION V (TILGHMAN) WASTEWATER SYSTEM, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 319. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN TO ADD OR MODIFY THE TALBOT COUNTY CAPITAL PROJECT FOR FISCAL YEARS

2023 AND 2024 TO ADD A NEW CAPITAL PROJECT IN THE AMOUNT OF \$800,000 FOR INDIVIDUAL GRINDER PUMPS IN THE REGION I (UNIONVILLE, TUNIS MILLS, COPPERVILLE) SEWER SERVICE AREA, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 320. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF ADDING OR MODIFYING THE TALBOT COUNTY CAPITAL PROJECT FOR FISCAL YEARS 2023 AND 2024 FOR THE PURPOSE OF ADDING A NEW CAPITAL PROJECT IN THE AMOUNT OF \$1.5 MILLION FOR SEWER COLLECTION SYSTEM IMPROVEMENTS FOR THE REGION V (TILGHMAN) SANITARY DISTRICT, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 321. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF RECLASSIFYING AND REMAPPING CERTAIN REAL PROPERTY LOCATED ON UNIONVILLE ROAD, EASTON, MARYLAND, SHOWN ON TAX MAP 24, AS PARCEL 129, FROM UNPROGRAMMED TO “S-1” IMMEDIATE PRIORITY STATUS (*Kemp*), was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 322. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF RECLASSIFYING AND REMAPPING CERTAIN REAL PROPERTY LOCATED ON ST. MICHAELS ROAD (MARYLAND ROUTE 33), EASTON, MARYLAND AND SHOWN ON TAX MAP 33 AS PARCELS 38 AND 105 FROM UNPROGRAMMED TO “S-1” IMMEDIATE PRIORITY STATUS (*Kirkham Station*), was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Pack, and Ms. Price as Resolution No. 323. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF RECLASSIFYING AND REMAPPING CERTAIN REAL PROPERTY LOCATED AT 26491 ROYAL OAK ROAD (MARYLAND ROUTE 329), ROYAL OAK, MARYLAND AND SHOWN ON TAX MAP 41 AS PARCEL 156 AND CERTAIN REAL PROPERTY LOCATED ON ROYAL OAK ROAD (MARYLAND ROUTE 329), ROYAL OAK, MARYLAND AND SHOWN ON TAX MAP 41 AS PARCEL 233, LOT 1 FROM UNPROGRAMMED TO “S-1” IMMEDIATE PRIORITY STATUS (*Stevenson/McEachern*), was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Pack, and Ms. Price as Resolution No. 324. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m.

in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSE OF RECLASSIFYING AND REMAPPING CERTAIN REAL PROPERTY LOCATED AT 26383 ROYAL OAK ROAD (MARYLAND ROUTE 329), EASTON, MARYLAND AND SHOWN ON TAX MAP 41 AS PARCEL 214 FROM UNPROGRAMMED TO “S-1” IMMEDIATE PRIORITY STATUS (*Stockhausen*), was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Pack, and Ms. Price as Resolution No. 325. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN TO AUTHORIZE TALBOT COUNTY, MARYLAND’S ACQUISITION OF THE WASTEWATER TREATMENT PLANT SERVING THE PRESERVE AT WYE MILLS WITH THE WASTEWATER TREATMENT PLANT BEING LOCATED AT RUSTLING OAKS DRIVE, WYE MILLS, MARYLAND 21679, DESCRIBED AS TAX MAP 01, PARCEL 98, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Engineer, Ray Clarke, provided a brief synopsis of the purpose for the resolution. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 326. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN FOR THE PURPOSES OF PROVIDING THAT START-UP WASTEWATER TREATMENT FOR PHASE 1, SECTION 1 OF THE LAKESIDE PROJECT AND ITS TREATED EFFLUENT SHALL AT LEAST MEET ENHANCED NUTRIENT REMOVAL STANDARDS AND FURTHER PROVIDING THAT CONNECTION TO THE EXISTING TRAPPE WASTEWATER SYSTEM IS CONDITIONED IN PART UPON THE EXISTING SYSTEM NOT HAVING ANY OUTSTANDING MARYLAND DEPARTMENT OF THE ENVIRONMENT ENFORCEMENT ACTIONS, CONSENT ORDERS, OR VIOLATIONS, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Attorney, Patrick Thomas, stated that the resolution was drafted at the request of Ms. Price for the purpose of amending the Comprehensive Water and Sewer Plan to provide that wherever the wastewater from Phase 1, Section 1 of the Lakeside project is treated, it would be required to be treated to Enhanced Nutrient Removal (ENR) standards; Ms. Price outlined the reasons she had requested the resolution be drafted. The resolution was introduced by Ms. Price as Resolution No. 327. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN TO REVISE CHAPTER THREE – AMENDMENT PROCEDURES, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, County Attorney, Patrick Thomas, stated that the resolution, drafted at Ms. Price’s request, would provide for any amendments to the County’s Comprehensive Water and Sewer Plan initiated by the County to be introduced on any Council legislative day instead of only quarterly as is currently permitted. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 328. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A RESOLUTION TO ADOPT A TEMPORARY MORATORIUM ON THE PROCESSING OF APPLICATIONS FOR LARGE-SCALE SOLAR ENERGY SYSTEMS BEYOND THE SPECIAL EXCEPTION STAGE FOR A PERIOD OF FIVE (5) MONTHS PENDING CONSIDERATION AND ADOPTION OF SUCH LEGISLATION AS THE COUNTY COUNCIL MAY CONSIDER ADVISABLE TO PROMOTE PUBLIC HEALTH, SAFETY, AND WELFARE, was read into the record by the Clerk and brought forward for introduction. Prior to introduction, Planning Officer, Miguel Salinas, stated that the proposed legislation resulted from a joint work session between the County Council and the Planning Commission, held at the request of the Planning Commission, to review current solar regulations in Chapter 190 of the Talbot County Code. Council discussion ensued with Mr. Salinas and Chip Councill, Chairman, Talbot County Planning Commission. The resolution was introduced by Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, and Ms. Price as Resolution No. 329. A public hearing was scheduled for Tuesday, April 12, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

VIII. Eligible for Vote:

Resolution No. 308, A RESOLUTION TO RESCIND ADOPTION OF RESOLUTION NO. 281, A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN (THE “PLAN”) TO RECLASSIFY AND REMAP PORTIONS OF CERTAIN REAL PROPERTY LOCATED IN THE TOWN OF TRAPPE, MARYLAND, ASSOCIATED WITH THE LAKESIDE PLANNED UNIT DEVELOPMENT (THE “LAKESIDE PROJECT”) (FORMERLY KNOWN AS “TRAPPE EAST”), FURTHER DESCRIBED AS TAX MAP 54, PARCEL 304; TAX MAP 55, PARCELS 14, 15, 17, 19, 44, 65, 83, AND 85; AND, TAX MAP 59, PARCEL 4, THE TOTAL AREA CONSISTING OF EIGHT HUNDRED SIXTY-FIVE ACRES, MORE OR LESS (THE “PROPERTY”), FROM “S-2” AND “W-2” (AREAS WHERE IMPROVEMENTS OR EXTENSIONS TO EXISTING, OR CONSTRUCTION OF NEW COMMUNITY, MULTI-USE, OR SHARED SANITARY FACILITIES ARE PROGRAMMED FOR PROGRESS WITHIN THREE TO FIVE YEARS) TO “S-1” AND “W-1” (AREAS SERVED OR TO BE SERVED BY COMMUNITY, MULTI-USE, OR SHARED SANITARY FACILITIES WHICH ARE EXISTING, UNDER CONSTRUCTION, OR HAVE IMMEDIATE PRIORITY STATUS); TO AMEND THE PLAN TO ADD CERTAIN WATER AND SEWER CAPITAL PROJECTS RELATED TO THE LAKESIDE PROJECT AND EXISTING SYSTEMS FOR THE FISCAL YEARS 2020 THROUGH 2030; AND, TO AMEND THE PLAN TO UPDATE THE NARRATIVE DESCRIPTION IN THE PLAN RELATIVE TO THE LAKESIDE PROJECT AND EXISTING SYSTEMS, *as amended*, WITHOUT PREJUDICE, was read into the record by the Clerk and brought forward for vote. Prior to the vote, Planning Officer, Miguel Salinas, stated that Resolution No. 308 is not a resolution to amend the County’s Comprehensive Water and Sewer Plan; therefore, the Planning Commission did not have the responsibility of certifying whether the resolution was consistent with the County’s Comprehensive Plan. He stated that the Council had directed the Planning Commission to submit a formal written opinion on Resolution No. 308, which it has done. Mr. Salinas stated that the Planning Commission is recommending to Council that Resolution No. 308 be withdrawn since Amendment No. 1 to Resolution No. 313 had been introduced. He stated that it is the Planning Commission’s opinion that Amendment No. 1 to Resolution No. 313 is a good compromise for all parties. Mr. Leshner, the only sponsor of Resolution No. 308, stated that he wished to withdraw his sponsorship of Resolution No. 308.

Resolution No. 313, A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN REGARDING THE CONNECTION OF PHASE 1, SECTION 1 OF THE LAKESIDE PROJECT TO THE EXISTING TRAPPE WASTEWATER SYSTEM, was read into the record by the Clerk, and the resolution and amendment were brought forward for vote. Prior to the vote, Planning Officer, Miguel Salinas, stated that the Planning Commission, at its meeting on Wednesday, March 2, 2022, voted that Amendment No. 1 to Resolution No. 313 is consistent with the County’s Comprehensive Plan. Council discussion ensued with Chip Councill, Chairman, Planning Commission,

and Mr. Salinas. County Engineer, Ray Clarke, stated that should the Council approve Resolution No. 313, as amended, the resolution would be forwarded to the Maryland Department of the Environment for consideration of approval. Council discussion again ensued. The Council did not approve Amendment No. 1 to Resolution No. 313 by voting 2 – 3 as follows:

Mr. Callahan – Nay
Mr. Divilio – Nay
Mr. Leshner – Aye
Ms. Price – Aye
Mr. Pack - Nay

Mr. Leshner stated that since the Planning Commission had found Resolution No. 313, without the amendment, to be inconsistent with the County’s Comprehensive Plan, he is forced to withdraw his sponsorship; Ms. Price stated that she was also withdrawing her sponsorship. Mr. Callahan had previously withdrawn his sponsorship of Resolution No. 313 on February 22, 2022.

IX. Discussion of Pending General Assembly Legislation: HB1476/SB997, Correctional Officers’ Retirement System – Talbot County, sponsored by Delegates Mautz and Adams and Senator Eckardt, respectively, was brought forward for discussion. Mr. Leshner stated that the legislation was introduced at the request of the County Council as a means to address the challenges of recruitment and retention of correctional officers for Talbot County. He expressed his appreciation to the local delegation and made a motion that the Council forward a letter in support of the legislation; Council discussion ensued. Ms. Price seconded the motion and the Council approved forwarding a letter in support of HB1476/SB997 by voting 5 – 0 as follows:

Mr. Callahan Aye
Mr. Divilio – Aye
Mr. Leshner – Aye
Ms. Price – Aye
Mr. Pack – Aye

HB1262, Talbot County – Speed Monitoring Systems – Intersection of Maryland Route 333 (Oxford Road) and Bonfield Avenue, sponsored by Delegates Mautz and Adams, was brought forward for discussion. Mr. Leshner stated that the request involves speed monitoring at a location approaching the town of Oxford that is not near a school, and as such, requires special legislation from the General Assembly. Upon motion by Mr. Leshner, seconded by Ms. Price, the Council approved forwarding a letter in support of HB1262 by voting 5 – 0 as follows:

Mr. Callahan Aye
Mr. Divilio – Aye
Mr. Leshner – Aye
Ms. Price – Aye
Mr. Pack – Aye

SB726/HB1187, Transportation – Highway User Revenues – Revenue and Distribution – sponsored by Senator Eckardt and Delegate Adams, respectively, was brought forward for discussion. Ms. Price outlined the history of the reduction of Highway User Revenues to the counties beginning approximately 12 years ago which cut highway user revenues to the counties by 90%; a level which has only been partially restored. She stated that prior to 2008, the revenues were split 70/30 – 70% to the State and 30% to local jurisdictions, of which 15% went to the counties; once cut, the rate was reduced to 1.5% and now stands at only 3.2%. She stated that the restoration of the revenues has been the number one initiative for the

Maryland Association of Counties (MACo) since 2008, and now that more funding is available for infrastructure from the Federal Government, this year, in MACo's opinion, is the year to request full restoration of funding to the counties. Ms. Price made a motion to forward a letter in support of SB726/HB1187; Mr. Leshar seconded the motion and the Council approved forwarding a letter of support by voting 5 – 0 as follows:

Mr. Callahan Aye
Mr. Divilio – Aye
Mr. Leshar – Aye
Ms. Price – Aye
Mr. Pack – Aye

HB1448, District Court – Concurrent Civil Jurisdiction – Violation of Ordinances was brought forward for discussion. County Attorney, Patrick Thomas, stated that the legislation is in response to the recent Court of Appeals opinion in the Angel Enterprises case in which the Court of Appeals stated that local Boards of Appeal are not authorized to adjudicate these civil infractions; the courts exclusively had that authority. He stated that if approved, the legislation would give concurrent jurisdiction to the District Court and to the governing body of the county and that it would also allow for counties to delegate its authority to a board, commission, agency, or officer under its jurisdiction or control. He stated that in the Angel Enterprises case it would allow Talbot County to have the Board of Appeals hear these types of violations. Council discussion ensued. Upon motion by Ms. Price, seconded by Mr. Divilio, the Council approved forwarding a letter in support of HB1448 by voting 5 – 0 as follows:

Mr. Callahan Aye
Mr. Divilio – Aye
Mr. Leshar – Aye
Ms. Price – Aye
Mr. Pack – Aye

X. County Manager's Report:

- A. Request from Trustees of Third Haven Friends Meeting – Requested Council approval to forward a letter in support of the grant application by the Trustees of Third Haven Friends Meeting to the Preservation Maryland Heritage Fund. If approved, the funding will be used toward the restoration of the 1684 Meeting House located in Easton; no County funds are required. Upon motion by Mr. Pack, seconded by Mr. Leshar, the Council approved forwarding a letter in support of the grant application by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Leshar – Aye
Ms. Price – Aye
Mr. Pack – Aye

- B. Update on Hog Neck Golf Course Irrigation Project – Ms. Morris stated that the irrigation project at Hog Neck Golf Course is underway and scheduled for completion at the end of May 2022; funding for the project was included in the FY22 Budget.

- C. Bid No. 17-08, Open-Ended Engineering Services Agreement – Requested Council approval of the County Engineer’s recommendation to award architectural and engineering services for the schematic design of the County’s North EMS station to Davis, Bowen & Friedel in the sum of \$28,000; funding for the services is included in the FY22 Capital Project Budget. Ms. Morris also requested that, if approved, a committee be appointed to include Mr. Callahan, Mr. Stamp, Brian LeCates (Director of EMS) and a representative of the Department of Public Works to work with Davis, Bowen & Friedel on the project. Upon motion by Mr. Pack, seconded by Mr. Divilio, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Lesher – Aye
Ms. Price – Aye
Mr. Pack – Aye

- D. Regional Agricultural Scrap Tire Collection Event – Ms. Morris stated that Maryland Environmental Service will be hosting an agricultural scrap tire collection event at the Midshore Regional Landfill facility in Caroline County (Midshore II) on March 21, 2022 through March 25, 2022 and on March 28, 2022 through April 1, 2022. County Engineer, Ray Clarke stated that the facility will be accepting agricultural tires free of charge on the dates cited but recommended to go early as there is limited funding for the event. Information about the event is available on the Talbot County website at www.talbotcountymd.gov or by calling the Department of Public Works at 410-770-8170.

- E. Bid No. 17-16, Grass Cutting Services – Parks, Ball Fields and Landings – Talbot County, Maryland – Requested Council approval of the recommendation of the Director of the Department of Parks and Recreation to extend the current contract with Riverside Lawn Service for Bid No. 17-16 for the 2022 season in the sum of \$41,999.00, the same price as for the 2021 season. Upon motion by Mr. Pack, seconded by Mr. Divilio, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Lesher – Aye
Ms. Price – Aye
Mr. Pack – Aye

- F. Bid No. 17-17, Portable Sanitary Chemical Toilet Service – Talbot County, Maryland – Requested Council approval of the recommendation of the Director of the Department of parks and Recreation to extend the current contract with Pierson Comfort Group, LLC for Bid No. 17-17 for the 2022 season in the sum of \$19,044.50, the same price as for the 2021 season. Upon motion by Mr. Pack, seconded by Mr. Divilio, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Leshner – Aye
Ms. Price – Aye
Mr. Pack - Aye

- G. Request from Roads Department – Requested Council approval of the Roads Department Superintendent’s recommendation to utilize FY22 Roads Department funding to piggyback on a contract with Somerset County with American Paving Fabrics, Inc. for tar and chip services for County roadways. Upon motion by Mr. Pack, seconded by Mr. Divilio, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Callahan – Aye
Mr. Divilio – Aye
Mr. Leshner – Aye
Ms. Price – Aye
Mr. Pack – Aye

- H. Update on Applications for Permits – Ms. Morris stated that the Department of Planning and Zoning and Permits and Inspections is now utilizing the OpenGov platform which allows citizens and contractors to apply for permits online on the Talbot County website. Anyone with questions should contact the Department of Planning and Zoning at 410-770-8030.

- XI. Public Comments: Members of the public were afforded an opportunity to comment on matters of interest to them.

XII. Council Comments:

- Mr. Pack - Mr. Pack stated that it is good to be back in the Bradley Room, once again unmasked after having been vaccinated and having had the booster. He stated that, in his opinion, we are not through with the COVID-19 virus yet, and urged individuals to be vigilant about keeping themselves safe. He requested that those who do not feel well to stay home.
- Ms. Price - Ms. Price concurred with Mr. Pack’s comments that it is good to be back meeting in person and, in her opinion, it also sometimes sets a much better tone. She stated that although we are still going to have good discussion, it’s different in person, and in her opinion, it is a big improvement to being on the Internet; whether it’s a Council meeting or social media, individuals feel like they can say more but also be accountable for what you say and do – it’s a much better scenario.
- Mr. Divilio - Mr. Divilio stated that he had attended the annual Weed Control Committee meeting and that there is a new Weed Control Coordinator, JD Nater. He stated that Mr. Nater has lots of energy and is very excited about the job. Mr. Divilio stated that Mr. Nater’s biggest goal is to get the word out about who he is and what the Weed Control Committee does. He stated that there are a lot of noxious weeds around which the farmers know about but those who own second homes in Talbot County may not and there is a new weed that goes from seed to seed in 40 days. He stated that citizens will be seeing Mr. Nater at different Rotary events in the near future. Mr. Divilio stated that he had gone to a doctor’s office earlier in the day and after reading a sign which said masks were required, grumpily put on

a mask, only to find out once inside that someone was eight months pregnant. He stated that he thought to himself, “How rude can I be, of course she’s concerned; she does not want COVID going into the birthing unit now that parents are allowed back in.” He concluded his comments by reminding everyone that you never know why someone may be wearing a mask, and urged people to be compassionate.

Mr. Leshler - No comments.

Mr. Callahan- Mr. Callahan concurred with his colleagues’ statements that it was great to be meeting in person again and, in his opinion, the meeting has a different feel in person, it’s more real to people, people can reach out to us, they can come in here and see us, and it just makes it so much better. He stated that, in his opinion, the Council has had some tough things to get through and he wants to make sure that everyone understands that all five of us are trying to get to the same finish line with regard to Trappe. He referenced Ms. Morris’ statements about the on-going work on the Hog Neck Golf Course irrigation system, stating that he is not sure if citizens realize how important that golf course is and that, in his opinion, as people are coming into Easton, the golf course is really a vital aspect of what we are all about and it’s good to have. He stated that he was proud of the Council putting money into the golf course – it brings a lot of people here and, in his opinion, is one of the best golf courses in Maryland and he is happy to support it.

XIII. Upon motion by Mr. Pack, seconded by Ms. Price, the Council voted to adjourn and to reconvene on Thursday, March 10, 2022 at 4:30 p.m. for Budget deliberations which will be held virtually through WebEx Events, and to reconvene on Tuesday, March 22, 2022 in Open Session at 4:00 p.m. for Budget deliberations and then adjourn into Closed Session for discussion of legal, personnel and real estate matters as listed on the statement for closing the meeting, and at 6:00 p.m. for the regularly scheduled meeting by voting 5– 0 as follows:

Mr. Callahan - Aye
Mr. Divilio – Aye
Mr. Leshler – Aye
Ms. Price – Aye
Mr. Pack – Aye

The meeting adjourned at 8:58 p.m.

The transcript of the March 8, 2022 County Council meeting is available for review in the Office of the Talbot County Manager during regular office hours.

XIV. Work Session with Sheriff Gamble, Towns, and Police Chiefs Re: Maryland HB670, Police Reform and Accountability Act of 2021 – The County Council held a work session with Sheriff Gamble, representatives from the Towns of Easton, Oxford, and St. Michaels, and their respective police chiefs, on Tuesday, March 8, 2022 at 2:00 p.m. to review the provisions of HB670 which mandates the establishment of a Police Accountability Board and Administrative Charging Committee in each of the State’s jurisdictions by July 1, 2022. Sheriff Gamble gave a brief overview of the legislation, qualifications for the chairperson of the Police Accountability Board, reporting requirements to the State, and outlined his areas of concern including the financial implications of implementation. Council discussion then ensued regarding DRAFT legislation prepared by the Office of Law and suggested changes. County Attorney, Patrick Thomas, stated that Talbot County’s legislation on this matter can be more restrictive than HB670, but not less restrictive.

Once agreed upon changes to the DRAFT legislation have been incorporated into the draft legislation, the legislation will be scheduled for introduction.

XV. Summary of Closed Session Held on March 8, 2022:

1. Statement of the time, place, and purpose of the closed session:

Time of closed session: 5:00 p.m. to 5:50 p.m.
 Place of closed session: Via WebEx Events
 Purpose of the closed session: To consider various matters as set forth in the statement for closing the meeting

2. Record of the vote of each member as to closing the session:

Names of members voting aye: Callahan, Divilio, Leshner, Pack, Price
 Members opposed: None
 Abstaining: None
 Absent: None

3. Statutory authority to close session and listing of each topic actually discussed, persons present, and each action taken in the session:

Topic Description	Statutory Authority	Reason for Closed Session Discussion	Persons Present	Action Taken
To discuss possible acquisition of property in Easton for a public purpose	GP § 3-305(b)(3)	To protect County’s bargaining position regarding the potential acquisition of a specific parcel of real property for a public purpose	Chuck Callahan, Frank Divilio, Pete Leshner, Corey Pack, Laura Price, Jessica Morris, Patrick Thomas	No action
Legal advice on opioid litigation	GP § 3-305 (b)(7)(8)	Confidential attorney-client discussion regarding status of litigation	Chuck Callahan, Frank Divilio, Pete Leshner, Corey Pack, Laura Price, Jessica Morris, Patrick Thomas	Council concurred with proposal as presented

CASH STATEMENT 3/01/2022

BALANCE 2/22/2022

48,308,623.61

CIGNA CLAIMS PAID THROUGH 2/22/2022	(107,301.74)
ENTERPRISE LEASE PYMT 2/2022	(11,685.15)
DEPOSITS	546,008.17
CHECKS	(495,634.95)
VOIDED CHECK(S) #	
BALANCE 3/01/2022	48,240,009.94

INVESTMENTS - CERTIFICATES OF DEPOSIT

<u>Certificate Date</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Amount</u>
PNC-MLGIP INVESTMENTS TOTAL		0.08%	20,500,000.00
BAYVANGUARD BANK			10,217,396.34
TOTAL INVESTED			<u>30,717,396.34</u>
PETTY CASH BALANCE			<u>12,175.00</u>
<u>GRAND TOTAL ALL FUNDS</u>			<u>78,969,581.28</u>

CASH STATEMENT 3/08/2022

BALANCE 3/01/2022	48,240,009.94
TOTAL ADP PAYROLL PPE 2/18/2022	(657,898.94)
TOTAL ADP MONTHLY PAYROLL PPE 2/28/2022	(11,872.95)
CIGNA HEALTH CLAIMS PAID THROUGH 2/28/2022	(90,485.60)
TALBOT CO. FREE LIBRARY/ FY2021-2022 3/2022	(126,616.00)
TALBOT CO. HUMANE SOCIETY/ FY2021-2022 3/2022	(34,167.00)
BOARD OF EDUCATION 3/2022	(3,658,800.00)
MARCH 2022 RETIREE HEALTH PLAN #727	(32,924.76)
REIMB TALBOT COUNTY FAMILY SUPPORT CENTER	(40,599.75)
REIMB EASTON ELEMENTARY SCHOOL PROJECT	(35,955.85)
PENSION DED PPE 2/18 & 2/28/2022	(41,427.65)
DEF COMP DED PPE 2/18 & 2/28/2022 457 & ROTH	(19,930.71)
DEF COMP PPE 2/18/2022 PLAN 401 (A)	(6,474.52)

WELLS FARGO GOLF EQUIPMENT LEASE PYMT	(128.00)
TALBOT COUNTY VISA PAYMENTS 12/2022	(32,747.97)
TALBOT COUNTY VISA PAYMENTS 1/2022	(39,884.04)
TALBOT COUNTY VISA PAYMENTS 2/2022	(40,484.97)
DEPOSITS	11,038,957.59
CHECKS	(488,055.51)
VOIDED CHECK(S) # 357378, 357434, 357481	15,677.16
BALANCE 3/08/2022	<u>53,936,190.47</u>

INVESTMENTS - CERTIFICATES OF DEPOSIT

<u>Certificate Date</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Amount</u>
PNC-MLGIP INVESTMENTS TOTAL		0.09%	20,500,000.00
BAYVANGUARD BANK			10,217,396.34
TOTAL INVESTED			<u>30,717,396.34</u>
PETTY CASH BALANCE			<u>12,175.00</u>
<u>GRAND TOTAL ALL FUNDS</u>			<u>84,665,761.81</u>