



Talbot County, Maryland



Easton, Maryland

MINUTES

August 10, 2010

Present – President Levin F. Harrison, IV, Vice President Philip Carey Foster, Dirck K. Bartlett, Corey W. Pack, Acting County Manager Clay B. Stamp and County Attorney Michael Pullen. Council member Thomas G. Duncan was absent.

- I. Agenda – Agenda of August 10, 2010 was approved upon motion by Mr. Foster, seconded by Mr. Pack, with the Council voting 4 – 0 as follows:

Mr. Harrison - Aye
Mr. Pack –Aye
Mr. Foster - Aye
Mr. Bartlett – Aye

- II. Minutes – Minutes of July 27, 2010 were approved upon motion by Mr. Pack, seconded by Mr. Bartlett, with the Council voting 4 - 0 as follows:

Mr. Harrison - Aye
Mr. Pack –Aye
Mr. Foster - Aye
Mr. Bartlett – Aye

- III. Disbursements – Disbursements of August 3, 2010 and August 10, 2010 were approved upon motion by Mr. Bartlett, seconded by Mr. Pack, with the Council voting 4 - 0 as follows:

Mr. Harrison - Aye
Mr. Pack –Aye
Mr. Foster - Aye
Mr. Bartlett – Aye

- IV. Request for Approval of Intergovernmental Agreement For Solid Waste Services By and Between Talbot County, Maryland and Maryland Environmental Service – Ray Clarke, County Engineer; Steve Tomczewski, Program Director, Environmental Operations, Maryland Environmental Service - Mr. Clarke briefed the Council on a revised proposed agreement between Talbot County and Maryland Environmental Service (MES) related to the operation of the waste transfer station and homeowners' drop-off (HODO) at the current site of the Mid-Shore I Regional Landfill, scheduled for closure on December 31, 2010. Mr. Clarke stated that \$276,000 is needed to operate the transfer station and HODO for the first six (6) months of 2011; Acting County Manager Clay Stamp certified that contingency funding is available. Mr. Clarke further advised that the revised proposed agreement incorporated Council's comments of the July 13, 2010 meeting. Council discussion ensued. Upon motion by Mr. Bartlett, seconded by Mr. Foster, Council tabled the discussion until Tuesday, August 24, 2010 in order to provide Mr. Pullen an opportunity to more thoroughly review the revised proposed agreement, by voting as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett - Aye

V. Quarterly Update by Maryland Environmental Service – Steve Tomczewski, Program Director, Environmental Operations, Maryland Environmental Service – Mr. Tomczewski briefed the Council on the progress of the Mid-Shore II Regional Landfill for the second quarter of 2010 advising as follows: (1) cell liner construction was completed; (2) maintenance and administration building have been substantially completed and the electrical system installed; (3) work continues on the leachate collection system following installation of the storage tank; (4) MD Rt. 480/River Road intersection utility relocation work has been completed and once easements are obtained from property owners, work on the intersection will continue; roundabout design continues; State Highway Administration and Maryland Department of the Environment (MDE) regulatory approvals are anticipated in September; (5) Dixie Construction was awarded contract for closure cap construction of Hobbs Road; (6) Mid-Shore II activities for the timeframe of July 2010 through September 2010 are anticipated to include the following: (a) Construction activities at Mid-Shore II site will conclude and the site will begin accepting soft trash and yard waste in September; (b) Paving of River Road upgrade and design and approval of roundabout will be achieved; (c) Hobbs Road Closure Cap construction is anticipated to be completed in December 2010; (d) Work continues on the Ackerman Farm Mining Permit application to MDE for wetland and forest conservation activities with the Mining Permit anticipated in early 2011; (7) work continues on the final configuration of the Mid-Shore I Regional Landfill; and (8) finalization of plans with Talbot County for Mid-Shore I Transfer Station and Homeowners' Drop-off (HODO). Maryland Environmental Service will continue to update the Council on a regular basis.

VI. Introduction of Legislation:

A BILL TO MAKE IT UNLAWFUL TO POSSESS, ADMINISTER, MANUFACTURE, DISTRIBUTE, OR DISPENSE SALVIA, OR TO DISTRIBUTE OR ATTEMPT TO DISTRIBUTE ANY NON-CONTROLLED SUBSTANCE REPRESENTING IT TO BE SALVIA, INTENDING IT FOR USE OR DISTRIBUTION AS SALVIA, OR UNDER CIRCUMSTANCES WHERE ONE SHOULD REASONABLY KNOW IT WILL BE USED OR DISTRIBUTED AS SALVIA, OR TO MAINTAIN A COMMON NUISANCE WITH RESPECT TO SALVIA, OR TO USE OR POSSESS WITH INTENT TO USE SALVIA PARAPHERNALIA, OR TO OWN, RENT, OR OTHERWISE UTILIZE A STORE, DWELLING, BUILDING, OR OTHER FACILITY FOR THE PURPOSE OF ADMINISTERING, SELLING, DISPLAYING, DISTRIBUTING, POSSESSING, OR DISPENSING SALVIA, OR MANUFACTURING, DISTRIBUTING, DISPENSING, STORING, OR CONCEALING SALVIA PARAPHERNALIA, MAKING VIOLATIONS A MISDEMEANOR SUBJECT TO PENALTIES OF IMPRISONMENT FOR UP TO SIX (6) MONTHS, FINES OF UP TO \$1000, OR BOTH was introduced by Mr. Bartlett, Mr. Foster, Mr. Harrison, and Mr. Pack as Bill No. 1198. A public hearing was scheduled for Tuesday, September 14, 2010 at 2:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

VII. Public Hearings:

A public hearing was held on Bill No. 1184, A BILL TO AMEND SECTION 15-14, TALBOT COUNTY CODE, TO DELETE THE REQUIREMENTS FOR A SEMI-ANNUAL AND AN ANNUAL MEETING EACH YEAR OF THE ANIMAL CONTROL BOARD and the public was afforded an opportunity to comment on the legislation. Bill No. 1184 was brought to third reader and upon motion by Mr. Foster, and unanimous consent of the Council, a full reading of the legislation was waived. The Council approved Bill No. 1184 by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett - Aye

A public hearing was held on Bill No. 1185, A BILL TO ESTABLISH ALCOHOL AWARENESS TRAINING REQUIREMENTS FOR ALCOHOLIC BEVERAGE LICENSEES, TO REQUIRE THAT WHENEVER MORE THAN THREE (3) EMPLOYEES ARE ON DUTY, AT LEAST ONE SUCH EMPLOYEE SHALL BE CERTIFIED BY AN ALCOHOL AWARENESS PROGRAM APPROVED PURSUANT TO ARTICLE 2B, § 13-101, MD. ANN. CODE, TO PROVIDE THAT THIS SECTION SHALL NOT CREATE OR ENLARGE ANY CIVIL OR CRIMINAL PROCEEDING AGAINST A LICENSEE and the public was afforded an opportunity to comment on the legislation. Mr. Pack requested Council consideration to defer the vote on Bill No. 1185, as he would like additional time to review public comments on the legislation; Council agreed to defer the vote. Bill No. 1185 is eligible for vote on Tuesday, August 24, 2010.

Prior to the public hearing on Bill No. 1186, County Engineer Ray Clarke and Assistant County Engineer for Roads and Development Review, Mike Mertaugh, gave an overview of the legislation. Council discussion ensued and Mr. Foster requested that the Department of Public Works provide detailed information on stormwater management plans recently enacted by other jurisdictions in order that Council can compare those plans with the model stormwater management ordinance as provided by the Maryland Department of the Environment. A public hearing was then held on Bill No. 1186, A BILL TO REPEAL CHAPTER 164, TALBOT COUNTY CODE, *STORMWATER MANAGEMENT*, IN ITS ENTIRETY, AND RE-ENACT A NEW ORDINANCE TO IMPLEMENT NEWLY ADOPTED STORMWATER MANAGEMENT REQUIREMENTS MANDATED BY THE MARYLAND DEPARTMENT OF THE ENVIRONMENT (MDE) IN ACCORDANCE WITH MDE'S MODEL STORMWATER MANAGEMENT ORDINANCE, AS MODIFIED, and the public was afforded an opportunity to comment on the legislation. Council discussion ensued. Upon motion by Mr. Foster, seconded by Mr. Pack, the Council tabled Bill No. 1186 by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett – Aye

The Council also voted to establish a Blue Ribbon Stormwater Management Commission by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett – Aye

The members of the Blue Ribbon Stormwater Management Commission are anticipated to be appointed at the Tuesday, August 24, 2010 Council meeting. The Commission will report to the Public Works Advisory Board which reports to the County Council.

Prior to the public hearing on Resolution No. 172, County Engineer briefed the Council on the application by the owner of Carroll's Market requesting an amendment to the County's Comprehensive Water & Sewer

Plan to include the property within the region one service area served by the Region II (St. Michaels) Wastewater Treatment Plant. Mr. Clarke stated that the Public Works Advisory Board and the Talbot County Planning Commission were recommending that the Council table the legislation by votes of 5 – 0 and 4 – 0, respectively, until such a time that a new water and sewer policy are developed. He continued that the Public Works Advisory Board recommends that wording in Line 1 in Item 2 of Section 4 of the Resolution be changed from “*has been found to’ comply with the current Sewer Service Allocation Policy...*” to “*shall’comply...*”, and that Line 1 in Item 4 of Section 4 noting 300 gallons per day flow be changed to 600 gallons per day to reflect the most accurate flow information available at this time, and ; as such, the allocation would decrease from 5,900 to 5,300 gallons per day in Line 4 in Item 4 of Section 4. In addition, Mr. Clarke stated that the Public Works Advisory Board was ok recommending the tabling of Resolution No. 173. The Clerk then read the title of Resolution No. 172 into the record, following which a public hearing was then held on Resolution No. 172, A RESOLUTION TO INTRODUCE, CONSIDER, AND DETERMINE WHETHER TO ADOPT A PROPOSED AMENDMENT TO THE TALBOT COUNTY COMPREHENSIVE WATER & SEWER PLAN (THE “PLAN”) THAT WILL RE-CLASSIFY PROPERTY LOCATED AT 27748 ST. MICHAELS ROAD, MD. RT. 33, EASTON, MARYLAND, GENERALLY KNOWN AS “CARROLL’S MARKET,” TAX MAP 34, PARCEL 301, FIRST ELECTION DISTRICT, TALBOT COUNTY, MARYLAND, (THE “PROPERTY”) FROM THE CURRENT CLASSIFICATION OF “UNPROGRAMMED” TO “S-1” (IMMEDIATE PRIORITY STATUS), TO MAKE THE PROPERTY ELIGIBLE FOR SEWER SERVICE FROM THE REGION II WASTEWATER TREATMENT PLANT (THE “PLANT”), AND TO AUTHORIZE EXTENSION OF SEWER SERVICE FROM THE PLANT TO THE PROPERTY (*Carroll’s Market, Route 33*), and the public was afforded an opportunity to comment on the legislation. During the public hearing on Resolution No. 172, Mr. Foster requested that the public hearings on Resolution Nos. 172 and 173 be held simultaneously; there was no objection.

A public hearing was held on Resolution No. 173, A RESOLUTION TO CLARIFY THE POLICY OF TALBOT COUNTY CONCERNING CONNECTION TO THE LOW-PRESSURE COLLECTION SYSTEM FORCE MAIN FROM COPPERVILLE, TUNIS MILLS AND UNIONVILLE TO THE REGION II WASTEWATER TREATMENT PLANT, and the public was afforded an opportunity to comment on the legislation.

Following the public hearings, Council members made the following comments:

- Mr. Foster – Mr. Foster stated that the under-building of the St. Michaels Wastewater Treatment Plant is the single worst environmental decision made in his 12 years on the Council. He continued that situations have arisen several times where it would have been better for properties to have been on sewer than on septic systems. He continued that if the goal of the County is to protect the environment, in his opinion, they have picked a strange way to do it. He stated that development has not been slowed, as some had hoped it would be; instead, hardship situations have been created, citing, in his opinion, Carroll’s Market. He stated that if the County had built the plant it should have in the first place, we would not have to worry so much about the capacity of the plant.
- Mr. Pack – Mr. Pack stated that he agreed with Mr. Fischer, Mr. White, and Mr. Alspach, and others who had testified, that the matter would need to be set aside and gone through closely again, and the inconsistencies brought to the Council’s attention removed. Mr. Pack requested that the matter be set over as he would like time to weigh testimony and re-read documents in hopes of resolving the matter.

Mr. Bartlett – Mr. Bartlett stated that he appreciated the efforts of the Health Department to accommodate Mr. Carroll and to help his business. Mr. Bartlett spoke of the Town of Oxford's request for a 10-mile line to pump wastewater to Easton which would, in his opinion, have allowed for the possibility of uncontrolled growth along the line. He continued that, even though he sympathizes with the business owner, in his opinion, where lines are put and who is allowed in will determine growth in the County. He continued that it would be a serious mistake to allow Carroll's Market to tie in to the line. He added that he would like to see the request turned down; but if not, he would like the matter to go back to the Public Works Advisory Board and the Planning Commission to put a policy in place. He reiterated that, in his opinion, the 1993 resolution outlined the specific service area of the line, and added that he is opposed to anyone else tying into the line.

Mr. Harrison – Mr. Harrison stated that he had hoped to vote on the matter today, and that he was considering offering an amendment stating that if the connection were approved, it would allow only this connection to the force main system from Unionville to Royal Oak until March 1, 2011, or until a new policy is established or determined for connections to this line. He stated that he would be willing to table Resolution No. 172 until August 24, 2010, when it is scheduled for a vote. With regard to Resolution No. 173, Mr. Harrison stated that it was his belief that commercial businesses were not included in the 1993 Administrative Resolution.

Council discussion ensued as to the provisions of the service area of the 1993 resolution and the federal loan documents related to construction of the sewer line for the service area outlined in the 1993 resolution.

- VIII. Presentation of Sunburst Solar Power Grant Design Proposal Specifications for the Talbot County Community Center – Rick Towle, Director, Parks & Recreation; David Munsky, Nautilus Solar; Matt Effler, Mercury Solar Systems – Mr. Towle and Mr. Munsky presented Council with various design Options available for installation of solar panels to be used for the generation of electricity at the Talbot County Community Center in connection the Sunburst Solar Power Grant Project, as had been requested by the Council at their July 27, 2010 meeting. Council discussion of the various options, described as Options A, B, and C ensued. The majority of the Council approved Option A.
- IX. Update on Talbot County Community Center Athletic Complex Addition – Jesse Fearins, Assistant County Engineer; Rick Towle, Director, Parks & Recreation – Mr. Fearins and Mr. Towle briefed the Council on the status of the design phase of the Talbot County Community Center Athletic Complex Addition. Mr. Fearins advised that the architect has completed 60 % of the design submission for the project and same is currently being reviewed by the Department of Public Works. He continued that the 60 % submission also outlines updated construction cost estimates, including the additional cost to realign the building at the request of Shore Health System, and the construction cost of parking lot "B" and the "loop." Mr. Fearins stated that it is his understanding that Shore Health System has agreed in principle to pay up to \$1,000,000 of said costs for realignment of the building and the parking areas. Mr. Pullen clarified for the Council that although the Developers Rights and Responsibilities Agreement (DRRA) with Shore Health System has not yet been finalized, Shore Health System has agreed in principle to pay either \$1,000,000 toward the construction cost, or the actual construction cost. Council members discussed the information presented by Mr. Fearins in detail, including possible scenarios for payment of the construction costs by the various parties involved in the project. Mr. Fearins advised the Council that a commitment by Shore Health

System is required or the County will have to fund any disparities in costs in order to move forward with construction.

- X. Request for Approval of Price Proposal for Emergency Repair to Easton Airport North Terminal Apron – Mike Henry, Manager, Easton Airport – Requested Council approval to have low bidder, Dixie Construction, make emergency repairs to a 76 x 80 section of the north terminal apron at Easton Airport in the sum of \$34,966; said repair will be performed in conjunction with on-going pavement improvements at Easton Airport. Upon motion by Mr. Pack, seconded by Mr. Bartlett, the Council approved the emergency repair by voting 4 – 0 as follows:

Mr. Harrison – Aye

Mr. Pack – Aye

Mr. Foster – Aye

Mr. Pack – Aye

- XI. Quarterly Update by Talbot County Airport Board – Mike Henry, Manager, Easton Airport; Harvey Stewart, Member, Talbot County Airport Board – Mr. Henry briefed the Council that the following projects were underway or had been completed: (1) AIP-30 (Five-Year CIP Environmental Assessment) – Mr. Henry stated that 65 participants had attended the public workshop and hearing on August 5, 2010 at the Talbot County Community Center; Airport consultant URS has received the transcript of the hearing and is in the process of addressing the comments; the comment period will remain open until August 20, 2010; (2) AIP-34 (Land Acquisitions and Mitigation for Obstruction Removal – Mr. Henry stated that he, Airport Board president, Jack Pettit, and URS representatives had met with Mayor Willey of the Town of Easton and his staff regarding an easement over the Town of Easton Mistletoe Hall property for obstruction removal. Mr. Henry advised that each tree at the subject property would be measured and any tree over 45' in the area defined as Area 1 (adjacent to the runway) would be removed; any tree in the area over 70' defined as Area 2 (the second closest area to the runway) would be removed. He continued that an estimated 410 trees would be removed at a cost of \$126,000; the cost of removal includes removing the trees flush to the ground, and disposing of associated debris. He stated that he had made a presentation to the Easton Town Council on August 2, 2010 regarding the easement; however, the Town Council had tabled the matter until their meeting of August 16, 2010; (3) AIP-35 (Reconstruction and Expansion of South Apron) – Mr. Henry stated that Phase I of the project had been completed on schedule and under budget; he continued that a portion of the millings from the pavement were used to construct a road at Mistletoe Hall; the Town of Easton is stockpiling the remaining portion for possible use on other projects; (4) AIP-36 (Reconstruction and Expansion of South Apron – Alternates 2 & 3, Phases 3 & 4) – the paving for Phase 2 (Apron stub) will begin on August 16th, ahead of schedule – Phase 4 is now underway; (5) AIP-37 (Runway 4-22 Obstruction Removal) – Trees at RPM on Rt. 50 have been removed, contracts have been signed with several other property owners, and the Airport is awaiting a permit from the Maryland Department of the Environment (MDE) for the wetlands area; (6) STARS LITE – Mr. Henry advised that the Federal Aviation Administration (FAA) is currently in the process of training technicians and controllers on use of the STARS LITE radar system which should be operational by September; (7) Corporate Hangars – Blimp operation EastCor-Sanswire will conduct a test flight in September; currently they have a temporary short-term lease at the Airport with the possibility of becoming a permanent tenant; the site for Hangar 42 is under preparation and additional hangar sites on the west side of the Southwest Apron are in the design phase. Mr. Henry advised that current large dirt pile at the hangar sites will be removed and utilized by Maryland Environmental Service (MES) at the landfill site; (7) Fuel Sales – July FY2010 fuel sales compared to July FY2009 - overall fuel sales have increased 2.1%; Jet fuel sales decreased 12.7%, due in part to the shortened runway; Avgas sales increased 93.0%, due in large part to the Department of Defense contract held by one Airport tenant; (8) Trooper 6 - moved back into their hangar

on July 23, 2010 following completion of paving at the site; the plans for hangar renovations have been forwarded to the Maryland General Services Administration and the Maryland State Police for approval, appropriate permits have been requested from the Town of Easton, with project bid solicitation scheduled for mid-August; (9) Sugar Buns Café – Mr. Henry stated that the Airport café was just named best restaurant on the Eastern Shore for 2010 by magazine *Shore Update*; Mr. Henry requested Council's consideration of the Café's request for a beer and wine license, advising that the owner of the business had submitted a letter to Council regarding same. He stated that he and the Airport Board are in favor of granting the license; and (10) Easton Utilities – Mr. Henry stated that he had been negotiating with Easton Utilities on their request for an easement on Old Centreville Road for utilities to Memorial Hospital and the Talbot County Community Center. The next Airport Board meeting is scheduled for Wednesday, September 15, 2010 at 8:00 a.m.

XII. County Manager's Report:

- A. Bid No. 10-20, PLANNED STONE REVETMENT - WINDY HILL PUBLIC LANDING - Requested Council approval of the Assistant County Engineer's recommendation to award Bid No. 10-20 to the low bidder, Schwaninger Excavation, in the sum of \$20,440.00; said project will be funded by an existing Waterway Improvement Program Grant, no County funding is required. Upon motion by Mr. Foster, second by Mr. Bartlett, the Council approved the award by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett - Aye

- B. Bid No. 10-21, TALBOT COUNTY, MARYLAND – DEPARTMENT OF EMERGENCY SERVICES WEBSITE REDESIGN AND EXPANSION – Requested Council approval of the Department of Emergency Services' recommendation to award Bid No. 10-21 to the low bidder, Vantage Point Solutions Group, LLC in a sum not to exceed \$24,000; said project will be funded by Maryland Department of the Environment and Homeland Security grants; no County funding is required. Upon motion by Mr. Bartlett, seconded by Mr. Foster, the Council approved the award by voting 4 – 0 as follows:

Mr. Harrison - Aye
Mr. Pack – Aye
Mr. Foster - Aye
Mr. Bartlett – Aye

- C. Bid No. 10-22, TALBOT COUNTY, MARYLAND – DEPARTMENT OF EMERGENCY SERVICES EMS DIVISION – NEW AMBULANCE PROCUREMENT– Requested Council approval of the Ambulance Committee's recommendation to award Bid No. 10-22 to the second lowest bidder, Keystone Emergency Vehicles, in the sum of \$187,450.00 for the purchase of a Braun ambulance; the Committee advised that the warranty provisions and service availability were determining factor in the recommendation. Upon motion by Mr. Pack, seconded by Mr. Bartlett, the Council approved the by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett - Aye

- D. Talbot County Economic Development Commission - Requested Council approval for the appointment of Mark Ensor to a three-year term on the Talbot County Economic Development Commission; said term will expire June 30, 2013. Upon motion by Mr. Foster, seconded by Mr. Bartlett, the Council approved the appointment by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett - Aye

- E. Talbot County Drug and Alcohol Abuse Council – Requested Council approval for the reappointment of Sharon Dundon to a four-year term on the Talbot County Drug and Alcohol Abuse Council; said term will expire July 1, 2014. Upon motion by Mr. Pack, seconded by Mr. Foster, the Council approved the reappointment by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett - Aye

- F. Talbot County Tourism Board - Requested Council approval for the reappointment of John Booth to a four-year term on the Talbot County Tourism Board as a Bay Hundred representative; said term will expire July 1, 2014; requested the appointment of Langley Shook for a four-year term as a Countywide Cultural Attraction representative; said term will expire July 1, 2014; and requested the appointment of Erik H. Neil, Ph.D. as a Countywide Cultural Attraction representative; said term will complete the term of Chris Brownawell and will expire July 1, 2012. Upon motion by Mr. Foster, seconded by Mr. Pack, the Council approved the reappointment and the appointments by voting 4 - 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett – Aye

- G. Talbot County Animal Control Board – Requested Council approval for the appointment of Darian Sump to a three-year term on the Talbot County Animal Control Board as a representative of the agricultural community; said term will expire July 1, 2013. Upon motion by Mr. Pack, seconded by Mr. Foster, the Council approved the appointment by voting 4 – 0 as follows:

Mr. Harrison – Aye
Mr. Pack – Aye
Mr. Foster – Aye
Mr. Bartlett – Aye

XIII. Council Comments:

Mr. Harrison – Prior to Council comments and in reference to a previous question by Mr. Bartlett regarding sewer, Mr. Harrison requested, with Mr. Bartlett's permission, that County Engineer Ray Clarke provide Council with an update on the cost of the sewer line to the Talbot County Community Center Athletic Complex Addition at the Tuesday, August 24, 2010 meeting. Following Mr. Foster's comments, Mr. Harrison stated that after the Council had forwarded the Board of Education a letter on the grading policy matter, he had received a telephone call from Board of Education member Bob Burris and subsequently a telephone call from the Board that it had discussed the matter at their meeting, followed by a personal note that the new policy will be grandfathered until October 2nd, at which time the Bayside Conference will vote on eligibility. Mr. Harrison stated that Ms. Hopkins, Ms. Farrare, Mr. Burris and Mr. Bowie were the members present. Mr. Harrison again thanked the Board of Education for their quick response and for their thoughtfulness to the Council's letter, and echoed Mr. Foster's sentiment of a better working relationship with the Board of Education.

Mr. Bartlett - Mr. Bartlett congratulated County staff and department heads for doing a great job and for their understanding during the County's time without a County Manager; he thanked Acting County Manager Clay Stamp for taking charge during the interim, adding that he had not noticed anything that had not been done the way it always had been done. He continued that he realizes it will be a while before the County Manager arrives on October 1st, and as the Council wrestles with filling the Human Resources position, and again thanked everyone for all their hard work.

Mr. Pack – No comments.

Mr. Foster- Mr. Foster congratulated St. Michaels Fire Department on their carnival and the Cordova Fire Department on their carnival and the jousting tournament, adding that, in his opinion, the St. Michaels carnival had gone off particularly well, and he hoped that it was the beginning of the renewal of a relationship with the Board of Education which, in his opinion, was beneficial to both parties. He congratulated the Board of Education for quickly recognizing the difficulties with retroactively imposing the new grading policy; the grading policy will now be imposed prospectively, as had been recommended by the Council to the Board of Education, and which the Board of Education had come to the conclusion on their own was in the best interest of everyone.

XIV. Upon motion by Mr. Pack, seconded by Mr. Foster, the Council voted to adjourn into Executive Session for discussion of legal, personnel and real estate matters, and to reconvene into Executive Session on Tuesday, August 24, 2010 at 12:30 p.m. for discussion of legal, personnel and real estate matters by voting 4 – 0 as follows:

Mr. Harrison - Aye
Mr. Pack – Aye
Mr. Foster– Aye
Mr. Bartlett – Aye

The meeting adjourned at 7:10 p.m.

XVII. On Tuesday, August 10, 2010 an Executive Session of the Talbot County Council convened at 12:45 p.m. in the County Council Conference Room and Bradley Meeting Room. Upon motion by Mr. Bartlett, seconded by Mr. Pack, the Council met in Executive Session by voting 3-0 as follows:

Mr. Pack – Aye
Mr. Duncan – Absent
Mr. Foster – Aye
Mr. Bartlett – Aye

Mr. Harrison arrived at 1:10 p.m.

In accordance with State Article §10-508(a)(1)(i) (3) the purpose of the Executive Session was for a discussion of personnel matters to discuss appointments to various County boards and committees; and to discuss hiring of Director for Administrative Services; and for a real estate matter to discuss the possible acquisition of parcels for a public purpose. The meeting recessed at 1:30 p.m. and reconvened at 7:15 p.m. The Executive Session ended at 7:55 p.m.

The transcript of the August 10, 2010 County Council meeting is available for review in the Office of the County Manager during regular office hours.

CASH STATEMENT 8/03/2010

BALANCE 7/27/2010	\$17,641,099.11
SALE&INTEREST ON CD@BB&T	6,068,212.60
PURCHASE CD@TALBOT BANK 364 DAYS@0.51% , 7/26/2011	(6,000,000.00)
PURCHASE CD@TALBOT BANK 273 DAYS@0.36% , 4/26/2011	(3,000,000.00)
PURCHASE CD@TALBOT BANK 182 DAYS@0.26% , 1/25/2011	(3,000,000.00)
PURCHASE CD@TALBOT BANK 91 DAYS@0.21% , 10/26/2010	(3,000,000.00)
RETURNED CHECK	(9,981.21)
UHC CLAIMS THRU 7/27/2010	(23,293.93)
TRANS LOCAL SHARE TO AIP29	(682.76)
TRANS LOCAL SHARE TO AIP34	(340,095.00)
MD DEPT. ENVIRONMENT WATER QUALITY REVOLV LOAN	(44,903.86)
2006 TAL CO MD CONSOLDTD PUBLIC IMP&REF BOND	(102,342.53)
POSTAGE WIRE	(3,000.00)
GLEBE ROAD PROJECT/HIGGINS	(21,635.60)

BOARD OF EDUCATION 7/2010	(2,860,742.00)
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DEPOSITS	10,706,784.32
CHECKS	(501,931.50)

BALANCE 8/03/2010	<u>15,507,487.64</u>
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AIRPORT ACCOUNTS

AIP29	BALANCE 7/27/2010	\$ (1,350.65)	
	LOCAL SHARE	682.76	
	DEPOSITS	667.89	
AIP30			991.39
AIP33-DSA			2,505.00
NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS			0.00
AIP34	BALANCE 7/27/2010	\$ 9,246.37	
	LOCAL SHARE	340,095.00	
	CHECKS	(340,095.00)	9,246.37
AIP-35			67,153.62
AIP36			0.00
AIP37			0.00

AIRPORT ACCOUNTS TOTAL BALANCE	<u>\$79,896.38</u>
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INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
03/30/2010	08/17/10	0.31%	3,000,000.00
09/29/2009	08/31/10	0.79%	3,000,000.00
11/06/2009	08/31/10	0.62%	3,000,000.00
04/13/2010	09/14/10	0.21%	3,000,000.00
11/24/2009	09/28/10	0.60%	6,000,000.00
07/27/2010	10/26/10	0.21%	3,000,000.00
06/29/2010	12/28/10	0.47%	3,000,000.00
07/27/2010	01/25/11	0.26%	3,000,000.00
05/11/2010	02/15/11	0.50%	3,000,000.00
06/15/2010	03/15/11	0.56%	3,000,000.00
06/29/2010	03/29/11	0.61%	3,000,000.00
07/13/2010	01/18/11	0.47%	3,000,000.00
07/13/2010	04/26/11	0.61%	5,000,000.00
07/27/2010	04/26/11	0.36%	3,000,000.00
07/27/2010	07/26/11	0.51%	6,000,000.00
PNC-MLGIP INVESTMENTS TOTAL		0.21%	3,000,000.00

TOTAL INVESTED	<u>\$56,000,000.00</u>
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PETTY CASH BALANCE	<u>\$6,800.00</u>
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GRAND TOTAL ALL FUNDS **\$71,594,184.02**

CASH STATEMENT 8/10/2010

BALANCE 8/03/2010	\$15,507,487.64
INTEGRA 8/2010	(12,555.84)
INCOME TAX 7/2010	1,312,586.31
GOLF COURSE EQUIPMENT LEASE 8/2010	(1,309.20)
UHC CLAIMS THRU 8/3/2010	(53,230.95)
UTMC QUARTERLY BOND PAYMENT	(2,833.00)
RETURNED CHECKS	(2,609.74)
TRANSFER LOCAL SHARE TO AIP29	(12,754.20)
PAYROLL-FD/SS/MS WH 8/06/2010	(125,023.31)
SECU DED	(10,025.81)
DEFERRED COMP DED	(9,568.45)
MD WH	(30,973.80)
PENSION DED	(21,576.01)
ACH TRANSFER	(10,110.00)
FLEX SPENDING ACCT	(2,519.83)
DEPOSITS	6,723,762.55
CHECKS	(2,531,453.49)
BALANCE 8/10/2010	<u>20,717,292.87</u>

AIRPORT ACCOUNTS

AIP29	BALANCE 8/03/2010	\$	--	
	LOCAL SHARE		12,754.20	
	CHECKS		(12,754.20)	---
AIP30			991.39	
AIP33-DSA			2,505.00	
NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS			0.00	
AIP34			9,246.37	
AIP-35			67,153.62	
AIP36			0.00	
AIP37			0.00	
AIRPORT ACCOUNTS TOTAL BALANCE			<u>\$79,896.38</u>	

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
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03/30/2010	08/17/10	0.31%	3,000,000.00
09/29/2009	08/31/10	0.79%	3,000,000.00
11/06/2009	08/31/10	0.62%	3,000,000.00
04/13/2010	09/14/10	0.21%	3,000,000.00
11/24/2009	09/28/10	0.60%	6,000,000.00
07/27/2010	10/26/10	0.21%	3,000,000.00
06/29/2010	12/28/10	0.47%	3,000,000.00
07/27/2010	01/25/11	0.26%	3,000,000.00
05/11/2010	02/15/11	0.50%	3,000,000.00
06/15/2010	03/15/11	0.56%	3,000,000.00
06/29/2010	03/29/11	0.61%	3,000,000.00
07/13/2010	01/18/11	0.47%	3,000,000.00
07/13/2010	04/26/11	0.61%	5,000,000.00
07/27/2010	04/26/11	0.36%	3,000,000.00
07/27/2010	07/26/11	0.51%	6,000,000.00
PNC-MLGIP INVESTMENTS TOTAL		0.21%	3,000,000.00
TOTAL INVESTED			<u>\$56,000,000.00</u>
PETTY CASH BALANCE			<u>\$6,800.00</u>
GRAND TOTAL ALL FUNDS			<u>\$76,803,989.25</u>