



TALBOT COUNTY, MARYLAND

County Council

MINUTES

August 9, 2016

Present – President Corey W. Pack, Vice President Jennifer L. Williams, Dirck K. Bartlett, Chuck F. Callahan, Laura E. Price, County Manager R. Andrew Hollis, County Attorney Michael Pullen and Assistant County Attorney Anthony Kupersmith.

- I. Agenda – The Agenda of Tuesday, August 9, 2016 was brought forward for approval. Ms. Williams requested that the Agenda be amended to include a Work Session for the Discussion of a Proposed Cable Franchise Agreement with Easton Utilities; there was no objection. Mr. Pack then requested and received Council’s unanimous consent for approval of the Agenda of Tuesday, August 9, 2016, as amended.
- II. Disbursements – Mr. Pack requested and received Council’s unanimous consent for approval of the Disbursements of Tuesday, August 2, 2016 and Tuesday, August 9, 2016.
- III. Update from University of Maryland Shore Regional Health – Ken Kozel, MBA, FACHE, President and Chief Executive Officer; Patti Willis, Senior Vice President, Strategy and Communications – Mr. Kozel briefed the Council on the development of a Strategic Service Delivery Plan for the five-county area served by Shore Regional Health. He stated that the Plan, developed over the past 18 months with input of the employees and leadership at Shore Regional Health, the physician community, Shore Health’s partners in the community, and representatives of the community at large, focused on the five major components of healthcare provided by Shore Regional Health to its five-county service area: primary care, medical specialties, surgical specialties, behavioral health services, and cancer care. He stated that the Plan will be used as a roadmap by Shore Regional Health to determine what services will be offered where and to what extent in each of the counties served by Shore Regional Health. Mr. Kozel advised that the Plan, which was approved by the Shore Regional Health Board of Directors on June 22, 2016 will now be submitted as part of an updated Certificate of Need (CON) being forwarded to the Maryland Healthcare Commission in September 2016 for their consideration of a replacement and movement of Memorial Hospital at Easton to property adjacent to the Talbot County Community Center. He briefed the Council on State agency approvals required, as well as the criteria and anticipated timeline for completion of a replacement hospital. Council discussion ensued with Mr. Kozel and Ms. Willis as various matters related to the project were brought forward. Council members expressed their appreciation to Mr. Kozel and Ms. Willis for providing periodic updates. If approved by the State, the new facility is anticipated to open in Spring/Summer of 2022. Mr. Kozel and Ms. Willis will continue to provide periodic updates to the Council as the project moves forward.
- IV. Public Hearing:

Resolution No. 230, A RESOLUTION TO PLACE A QUESTION ON THE BALLOT AT THE NOVEMBER 2016 GENERAL ELECTION TO AMEND § 614 TALBOT COUNTY CHARTER TO DELETE THE EXISTING CONSUMER PRICE INDEX LIMITATION ON INCREASES ON REAL PROPERTY TAX REVENUES, was read into the record by the Clerk and brought forward for public hearing. Prior to the public hearing, County Attorney, Mike Pullen, stated that the original proposed amendment to § 614 of the Talbot County Charter included a word change in the first sentence of paragraph two, from “Article” to “Section,” which was, in his legal opinion at the time it was made, a non-

substantive amendment for grammatical reasons. He stated that it is now his opinion that changing the word from “Article” to “Section” would have significant legal consequences, as it would mean that the tax cap would not apply throughout Article Six of the County Charter, thus creating problems with the County’s budget process. Ms. Price made a motion to amend the Resolution to revert back to the original language of the text, to the word “Article,” and to strike the word “Section” on Line 5 of the Resolution; the motion was seconded by Mr. Bartlett. The Council approved the amendment by voting 5 – 0 as follows:

Mr. Pack – Aye
Ms. Williams – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Callahan – Aye

The public was then afforded an opportunity to comment on Resolution No. 230, as amended. Council members then expressed their rationale for introducing Resolution No. 230 and a majority of the Council expressed an opinion as to why they now are of the sentiment that the public needs more time to be educated as to why such an amendment to § 614 of the Charter is needed so that additional revenue can be raised by the County in order to continue providing vital services to County citizens at the current level. The Council emphasized that the language in § 614 of the Charter is really a revenue cap, not a tax cap, and as such, has prohibited the County from increasing its revenue to needed levels since its enactment. Upon motion by Ms. Price, seconded by Mr. Callahan, Resolution No. 230, as amended, was brought to third reader. The Council did not approve Resolution No. 230, as amended, by voting 1 – 4 as follows:

Mr. Pack – Nay
Ms. Williams – Nay
Mr. Bartlett – Aye
Ms. Price – Nay
Mr. Callahan – Nay

As Resolution No. 230, as amended, failed, it will not be submitted to the voters at the General Election on Tuesday, November 8, 2016.

V. Introduction of Legislation:

A BILL TO ESTABLISH IDENTICAL DENSITY AND MINIMUM LOT SIZE REQUIREMENTS FOR PARCELS WITH AND WITHOUT SEWER IN THE RURAL CONSERVATION (RC), RURAL RESIDENTIAL (RR), AND TOWN CONSERVATION (TC) DISTRICTS was read into the record by the Clerk and brought forward for introduction. Prior to introduction, Mr. Pullen stated that the purpose of the legislation is to create identical density and minimum lot size requirements in the Rural Conservation (RC), Rural Residential (RR), and Town Conservation (TC) Districts as outlined in the recently adopted 2016 Comprehensive Plan. He stated that the Council had adopted Tier maps which created a new Tier 3C making certain areas of the county eligible, but not planned for sewer service; however, the existing zoning ordinance does not contain any minimum lot size or density provision for lots in the RR, RC, and TC zoning districts with sewer because sewer had never previously been extended to those districts. This legislation provides for identical density and minimum lot size in each of the RR, RC and TC zoning districts for lots with and without sewer. The legislation was introduced by Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price and Ms. Williams as Bill No. 1347. A public hearing was scheduled for Tuesday, September 13, 2016 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A BILL TO DEFINE "PARCEL, PARENT" AND TO EXCLUDE ONE PARENT PARCEL FROM THE 200 FOOT SHORELINE DEVELOPMENT BUFFER FOR SUBDIVISIONS, AND TO REQUIRE THE SHORELINE DEVELOPMENT BUFFER FOR QUALIFYING PARENT PARCELS TO BE AT LEAST 100 FEET WIDE was read into the record by the Clerk and brought forward for introduction. Prior to introduction, Planning Officer, Mary Kay Verdery, stated that the purpose of the legislation is to define and exclude one "parent parcel" which was developed prior to July 1, 2008 and is located at least partially within the 200 feet measured landward from the mean high waterline or tidal waters, or edge of tidal wetlands. She provided examples of several properties whose owners are requesting to make improvements to their parcels, but without the legislation, the proposed improvements would be considered non-conforming structures due to changes in the Critical Area law since the original structure was constructed. If approved, the legislation would grandfather the original structure on the "parent parcel." The legislation was introduced by Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price, and Ms. Williams as Bill No. 1348. A public hearing was scheduled for Tuesday, September 13, 2016 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A BILL TO AMEND CHAPTER 190 OF THE *TALBOT COUNTY CODE* TO ALLOW NO MORE THAN 20 PERCENT EXPANSION FOR GOLF COURSES THAT EXISTED AS OF AUGUST 13, 1989 IN THE RURAL CONSERVATION (RC) ZONING DISTRICT was read into the record by the Clerk and brought forward for introduction. Planning Officer, Mary Kay Verdery, stated that the legislation was originally proposed by an applicant desiring to expand a legally non-conforming golf course. She stated that following the applicant's discussion with staff and the Planning Commission, it was recommended and agreed upon that a 20 percent cap on expansion of a legally non-conforming golf course was appropriate and has been outlined in the legislation being considered for introduction. The legislation was introduced by Mr. Callahan, Mr. Pack, Ms. Price and Ms. Williams as Bill No. 1349. A public hearing was scheduled for Tuesday, September 13, 2016 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A BILL TO AUTHORIZE TALBOT COUNTY, MARYLAND (THE "COUNTY") TO BORROW NOT MORE THAN TWO MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$2,800,000) IN ORDER TO FINANCE MARTINGHAM PUMP STATION AND FORCE MAIN IMPROVEMENTS AND TO EFFECT SUCH BORROWING BY THE ISSUANCE AND SALE OF ONE OR MORE SERIES OF ITS GENERAL OBLIGATION BONDS PAYABLE FROM AD VALOREM TAXES TO BE LEVIED BY THE COUNTY; EXEMPTING THE BONDS FROM THE PROVISIONS OF SECTIONS 19-205 AND 19-207 OF THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND; AUTHORIZING THE CONSOLIDATION OF SEPARATE SERIES OF BONDS INTO A SINGLE BOND; AUTHORIZING THE REFUNDING OF SUCH BONDS AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS FOR SUCH PURPOSES was read into the record by the Clerk and brought forward for introduction. Finance Director, Angela Lane, stated that the legislation authorizes the County to borrow funds for the specific project outlined in the legislation, and that the legislation is required by the County Charter. Ms. Lane stated that the County will be seeking funding for the project from the U. S. Dept. of Agriculture – Rural Development. County Engineer, Ray Clarke, stated that the loan will be repaid by the users of the Martingham System, beginning on July 1, 2016. The legislation was introduced by Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price, and Ms. Williams as Bill No. 1350. A public hearing was scheduled for Tuesday, September 13, 2016 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A BILL TO AUTHORIZE TALBOT COUNTY, MARYLAND (THE “COUNTY”) TO BORROW NOT MORE THAN EIGHT MILLION DOLLARS (\$8,000,000) IN ORDER TO FINANCE AND REFINANCE IMPROVEMENTS TO CERTAIN BIO SOLIDS FACILITIES IN THE COUNTY AND TO EFFECT SUCH BORROWING BY THE ISSUANCE AND SALE OF ONE OR MORE SERIES OF ITS GENERAL OBLIGATION BONDS PAYABLE FROM AD VALOREM TAXES TO BE LEVIED BY THE COUNTY; EXEMPTING THE BONDS FROM THE PROVISIONS OF SECTIONS 19-205 AND 19-207 OF THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND; AUTHORIZING THE CONSOLIDATION OF SEPARATE SERIES OF BONDS INTO ONE OR MORE BONDS; AUTHORIZING THE REFUNDING OF SUCH BONDS AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS FOR SUCH PURPOSES was read into the record by the Clerk and brought forward for introduction. Ms. Lane stated that the legislation authorizes the County to borrow the funds to upgrade the Klondike Road Biosolids Facility. She stated that the County will be seeking funding for the project through the U.S. Department of Agriculture – Rural Development. Mr. Clarke stated that users of the Facility will repay the loan; once the project has been completed, septage rates will increase from 6¢ to 8.5¢ per gallon; currently the Facility only accepts septage; once upgraded, grease will also be accepted. The legislation was introduced by Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price and Ms. Williams as Bill No. 1351. A public hearing was scheduled for Tuesday, September 13, 2016 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

- VI. Presentation on Programs Offered by Department of Corrections – Doug Devenyns, Director – Mr. Devenyns provided a brief overview of the programs offered to inmates at the Talbot County Department of Corrections, including the GED and knitting programs overseen by Ms. Susan Gold, retired teacher, Caroline County Public Schools, to the Substance Treatment and Recovery (STAR) Program, veterans re-entry services, religious counseling services, Moral Reconciliation Therapy (MRT), AA and NA Support Group, various religious services, individualized education programs (IEPs) and programs specifically geared toward women’s issues. Mr. Devenyns recognized Capt. Leone Tillman, Department of Corrections, who oversees all programs offered at the Department of Corrections, and Cindy Green, Case Manager and Classification Counselor at the Department of Corrections. Council discussion ensued with Mr. Devenyns as to the positive effect the offerings have on the inmates while at the Department of Corrections and upon their release. Director Devenyns expressed appreciation to the various agencies and organization which volunteer their services to various programs at the Department of Corrections. Council congratulated Mr. Devenyns as a recent recipient of the Achieving Excellence through Effective Programming Award at Mid-Shore Mental Health Systems, Inc. 18th Annual Caliber Awards Luncheon. The Award was presented to Mr. Devenyns for the array of services made available to the population at the Talbot County Department of Corrections and for displaying leadership and foresight into the rehabilitation of that population as program director.
- VII. Update on County Road Projects – Ray Clarke, County Engineer; Warren Edwards, Roads Superintendent - Mr. Clarke and Mr. Edwards briefed the Council on the status of the following projects: (a.) Dutchmans Lane – Mr. Clarke stated that sidewalk and road improvements on Dutchmans Lane are currently ongoing on the east side of the culvert installed in 2010, almost to the property line of Easton Club East. He stated that a bio-retention facility is also being constructed on Dutchmans Lane on property owned by the Town of Easton as part of Maryland Department of the Environment stormwater management requirements, necessitating closure of the road beginning on Monday, August 15th through Tuesday, August 16th in order to complete that portion of the project prior to the start of school on August 23rd. Mr. Clarke stated that a notice of the closure, along with a detour route, has been placed in *The Star Democrat*, and citizens who live along the route will be notified via Reverse 9-1-1 calls and an SHA message board near the location. Once the road reopens on August 16th, one-way operations will resume until the project is completed in late November or early December 2016; (b.) Mr. Edwards briefed the Council on the upcoming Goldsborough

Neck Road culvert replacement project which will involve closure of the road on Wednesday, August 17, 2016 and Thursday, August 18, 2016; the road will be reopened at 5:00 p.m. on each of those days. Council discussion ensued with Mr. Edwards as to the scope of the project.

VIII. Presentation on Process to Update Zoning Ordinance – Mary Kay Verdery, Planning Officer – Ms. Verdery stated that the Comprehensive Plan recently enacted by the Council, and which became effective on August 6, 2016, is now available on the County website; printed copies are available for viewing at the Talbot County Free Library branches and copies will be available for sale in approximately one week at a cost of \$42. Ms. Verdery stated that her office had received responses to an RFP for an update of Chapter 190 of the Talbot County Code to implement the goals and strategies of the 2016 Comprehensive Plan; a recommendation with regard to selection of a consultant will be forthcoming to the Council in the near future. She stated that the update of Chapter 190 will include such topics as agri-tourism, short-term rentals, cottage industries, and aging in place. Once the consultant has been selected, staff and the consultant will meet to develop an action plan which includes various stakeholders, including the public. She stated that as the process moves forward, Council will need to determine the role of the various County boards and committees in the update process. She emphasized that the Planning Commission and the public will have an opportunity to review and comment on the red-lined versions which will be developed following the numerous work sessions and meetings which will be scheduled. She stated that the update of Chapter 190 must incorporate State and federal regulations, Critical Area regulations, as well as amendments to the village zoning land use and bulk requirements. Ms. Verdery stated that it is the goal of staff to make the Code easier to understand so that fewer interpretations are needed. Ms. Verdery then outlined subsequent processes for implementing the policies of the Comprehensive Plan including policies related to the Comprehensive Water and Sewer Plan, sewer connection policies, zoning maps, overlay districts, master and small area plans, hazardous mitigation plan, the five pillars of community resiliency, and others. She stated that because there are many different levels of review and updates, staff needs the assistance and expertise of a trained consultant to ensure that the best product and the best outcome are produced. Council discussion ensued with Ms. Verdery regarding several matters brought forward in her presentation.

IX. County Manager's Report:

A. Request from Department of Planning and Zoning – Requested Council approval to submit an application for FY 2017 grant funding in the sum of \$35,000 from the Rural Maryland Prosperity Investment Fund; if approved, the funding will be used to hire a consultant to assist the Department of Planning and Zoning and the Office of Economic Development to complete a village master plan for the Village of Cordova. Mr. Hollis stated that the purpose of the village master plan will be to help determine opportunities for the Village of Cordova, with a primary focus on the redevelopment of the site formerly occupied by the Allen-Harim poultry processing facility; input from Village residents will be solicited. Matching funding from the County in the sum of \$35,000 is required, with said funding to come from Contingency Funding which Mr. Hollis certified is available. Council discussion ensued with Jeremy Rothwell, Planner I. The Council approved submittal of the grant application by voting 5–0 as follows:

Mr. Pack – Aye
Ms. Williams - Aye
Mr. Bartlett - Aye
Ms. Price – Aye
Mr. Callahan - Aye

- B. Request from Department of Public Works – Requested Council approval to submit a grant application to the Maryland Department of the Environment for Operation and Maintenance (O&M) funding in the sum of \$30,000 to help offset chemical, electrical and other expenses at the Region II Wastewater Treatment Plant in St. Michaels. County Engineer, Ray Clarke, stated that the funding is being offered to Talbot County because the Region II Plant continues its outstanding performance in meeting necessary discharge requirements. The Council approved submittal of the grant application by voting 5– 0 as follows:

Mr. Pack – Aye
Ms. Williams - Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Callahan - Aye

- C. Request from Department of Public Works – Requested Council approval of a sole source procurement for materials testing and inspection services for the Dutchmans Lane Roadway and Sidewalk Improvement Project in the sum of \$27,900. County Engineer, Ray Clarke, stated that the request is being made following notification from the State Highway Administration that they would not be performing the materials testing services as they had originally indicated. He stated that \$9,900.00 of the \$27,900 being requested had already been authorized by the County Manager for the testing services since the project was already underway before it was determined that SHA would not be conducting the testing. The Council approved the sole source procurement by voting 5 – 0 as follows:

Mr. Pack – Aye
Ms. Williams - Aye
Mr. Bartlett - Aye
Ms. Price – Aye
Mr. Callahan - Aye

- D. Request from Department of Public Works – Requested Council approval to seek a construction proposal from David A. Bramble, Inc. for work on Old Orchard Road through a Change Order to the current contract with David A. Bramble, Inc. for the Dutchmans Lane Roadway and Sidewalk Improvement Project. County Engineer, Ray Clarke, stated that he was making the request in order to expedite much needed repairs to Orchard Road which is in danger of washing out during heavy rain events. He stated that \$300,000 was allocated for the Old Orchard Road project in the FY2017 Capital Budget. At Council's request, the Department of Public Works will solicit additional proposals for the project. Once the information is obtained, Mr. Clarke will provide same to Council for their consideration.
- E. Request from Department of Parks and Recreation – Requested Council approval to submit an application to the Maryland Department of Natural Resources FY 2018 Waterway Improvement Program for grant funding for the following projects: (1) Dredging Tengers Basin (\$100,000); (2) General Public Landings Maintenance and Repair Program (\$70,000); and (3) Dredging Dogwood Harbor (\$100,000). Upon motion by Mr. Bartlett, seconded by Ms. Price, the Council approved submittal of the grant application by voting 5 – 0 as follows:

Mr. Pack – Aye
Ms. Williams - Aye
Mr. Bartlett - Aye
Ms. Price – Aye
Mr. Callahan - Aye

- F. Request to Amend Contract for Bid No. 16-10, HOME RUN BAKER/CORDOVA PARK WALKING TRAILS, TALBOT COUNTY, MARYLAND – Requested Council approval to amend the contract with Barker’s Landing Excavation, LLC in the sum of \$16,125 to have them place top soil, seed, and straw on the edges of the trails at the above locations in order to provide safety and stability of the trails. Preston Peper, Director of the Department of Parks and Recreation stated that, if approved, the project will still be within the budgeted amount of \$143,975.50 which is 90% reimbursable through Program Open Space. Upon motion by Ms. Price, seconded by Mr. Callahan, the Council approved amending the contract by voting 5 – 0 as follows:

Mr. Pack – Aye
Ms. Williams - Aye
Mr. Bartlett - Aye
Ms. Price – Aye
Mr. Callahan - Aye

- G. Maryland Department of Housing and Community Development (DHCD) Housing Bonds for Maryland First-time Homebuyers - Requested Council approval to transfer Talbot County’s 2015 Housing Bond allocation in the sum of \$1,324,117 back to DHCD to allow them to issue housing bonds at the State level on behalf of Talbot County; said bonds will be used by the State for its various housing programs. Upon motion by Ms. Williams, seconded by Ms. Price, the Council approved the transfer of Talbot County’s 2016 housing bond allocation back to the State by voting 5 – 0 as follows:

Mr. Pack – Aye
Ms. Williams - Aye
Mr. Bartlett - Aye
Ms. Price – Aye
Mr. Callahan - Aye

X. Council Comments:

Ms. Williams – Ms. Williams stated that the previous weekend had been a busy one for Talbot County. She stated that on Friday night the Talbot Paramedic Foundation sponsored the Great Chesapeake Balloon Festival at Triple Creek Winery. She stated that, although there were some hang-ups with the parking, in her opinion, it was a super event, attended by close to 15,000 people compared to about 2,500 a year ago. She stated that *Washingtonian Magazine* wrote about the event as something not to be missed for the summer which brought a tremendous number of people from across the bridge. She commended everyone who was involved in the event and for the amount of work they put into organizing it, specifically mentioning Wayne Dyott. Ms. Williams concluded her comments by stating that she had attended the Cordova Firemen’s Parade and Carnival on Saturday night and had won a cake.

- Mr. Bartlett - Mr. Bartlett stated that he, Bill Wolinski, Mr. Lindstrom, the contractor for the Oxford Conservation Park project and the gentleman from Speakman Nurseries, had recently toured the Park, including the grassy knoll which looks out over the serpentine-shaped water feature currently under construction. Mr. Bartlett stated that, in his opinion, once complete, it will be a great place for families to enjoy. He stated that various forms of wildlife have already started to occupy the site, a crushed concrete path has been put down, and in his opinion, it is exciting to see the project coming along; current construction is anticipated to be completed sometime in September, with asphaltting of the trails to be completed next spring. Mr. Bartlett concluded his comments by commending the contractor for doing, in his opinion, a good job with the project.
- Ms. Price - Ms. Price stated that the Council would be attending the Maryland Association of Counties (MACo) Summer Conference in Ocean City, Wednesday and Thursday of next week. She stated that the Conference is an opportunity to get together with other elected officials from around the state to work on the initiatives the counties want to put forth in the next legislative session in Annapolis.
- Mr. Callahan - Mr. Callahan reiterated Ms. Williams' comments that the balloon festival was a phenomenal event, congratulated Wayne Dyott for this work with the event and all the people who helped volunteer, including the Talbot County Sheriff's Department and the Maryland State Police. He stated that he hoped the event would be somewhat better from a logistical standpoint next year and apologized to those who got hung up in traffic because of the unexpected crowds. He stated that he and his colleagues had attended the Farm Bureau picnic; Maryland Secretary of Agriculture, Senator Eckardt and Delegate Mautz were also in attendance. Mr. Callahan concluded his comments by stating that the Watermen's Association benefit will be held at the Chesapeake Bay Maritime Museum on Sunday, August 14th, with the Governor expected to be in attendance.
- Mr. Pack - Mr. Pack congratulated the Easton Police Department and Preston Peper, Director of Talbot County Department of Parks and Recreation and his staff on the 10th Annual National Night Out on Tuesday in Moton Park. He stated that all Council members had attended and that, in his opinion, it was another successful event with a good turn out by the community. He encouraged everyone to come out for the community unity event will be held at Idlewild Park on Tuesday, August 16, 2016 from 5:00 p.m. to 8:00 p.m. He reiterated Ms. Price's statement that the Council will be attending the MACo Summer Conference next week and stated that while there they would be meeting with Department of Transportation Secretary Rahn regarding a number of items. He stated that, in his opinion, the Farm Bureau luncheon was successful; good crabs and good weather and a lovely time with local farmers. Mr. Pack concluded his comments by congratulating the farmers on another successful season and harvest.

- XI. Upon motion by Ms. Williams, seconded by Mr. Callahan, the Council voted to reconvene in Closed Session for discussion of legal, personnel, and real estate matters as listed on the Statement for Closing the Meeting which is available for public review. The Council will be holding a work session at 5:00 p.m. for a discussion of Kent County's Fiber Network Project and Possible Future Application to Talbot County and for a work session at 6:00 p.m. for discussion of a proposed franchise agreement with Easton Utilities with Talbot County Attorney, Mike Pullen. The County Council will reconvene on Tuesday, August 23, 2016 at 6:00 p.m. The Council will be convening in Open Session at 5:00 p.m. and immediately adjourning into

Closed Session for discussion of legal, personnel and real estate matters as listed on the Statement for Closing that meeting by voting 5– 0 as follows:

Mr. Pack – Aye
Ms. Williams - Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Callahan - Aye

The meeting adjourned at 4:30 p.m.

The transcript of the August 9, 2016 County Council meeting is available for review in the Office of the County Manager during regular office hours.

- XII. On Tuesday, August 9, 2016 a Closed Session of the Talbot County Council convened at 12:30 p.m. in the County Council Conference Room. Upon motion by Ms. Price, seconded by Mr. Callahan, the Council met in Closed Session by voting 5 - 0 as follows:

Mr. Bartlett – Aye
Mr. Callahan – Aye
Mr. Pack – Aye
Ms. Price – Aye
Ms. Williams – Aye

In accordance with General Provisions Article § 3-305(b)(1)(i)(3)(7)(8) the purpose of the Closed Session was for personnel matters to discuss appointments to various County boards and committees; to discuss a vacancy for Economic Development Coordinator; and to discuss a personnel matter in the Department of Emergency Services; for legal matters for an update on litigation involving Talbot County and for an update on a Code enforcement matter; and for a real estate matter to discuss the possible acquisition of property for a public purpose. The Closed Session recessed at 1:30 p.m. and reconvened at 6:35 p.m. The Closed Session ended at 7:20 p.m.

- XIII. Work Session for Discussion of Kent County’s Fiber Network Project and Possible Future Application to Talbot County – Mark Cohoon, Talbot County GIS Manager; Scott Boone, Director of Information Technology, Kent County Government – The purpose of the work session was to hear how the current project in Kent County, Maryland might be feasible for Talbot County. For several months, Talbot County staff, and representatives from Easton Utilities, Atlantic Broadband, Talbot County Public Schools, Maryland Broadband Cooperative, Mid-Shore Regional Council and Choptank Electric have met as an ad-hoc group to discuss the feasibility of providing a similar fiber network to Talbot County residents. Mr. Boone outlined the current project in Kent County to bring a network or backbone of “dark-fiber” to the unincorporated areas of the county. He stated that Kent County allocated \$5 million in funding toward the project over a five-year timeframe and has hired FTS Fiber to construct the physical network, or dark-fiber rings, to anchor institutions such as County offices, schools, etc.; actual Internet service will then be provided by ThinkBig Networks. Council discussion ensued with representatives in attendance, including Brett Hill, CEO of FTS Fiber, on various matters related to broadband connectivity, including the view by the public that access to broadband is now seen as a necessity, Infrastructure costs, cost for individual/business Internet service, etc. were also discussed. At Council’s request, FTS will develop a proposal for Council’s review.
- XIV. Work Session for Discussion of Proposed Cable Television Franchise Agreement with Easton Utilities Commission – Mike Pullen, County Attorney reviewed a draft proposed cable television franchise

agreement with Easton Utilities which is patterned after the current cable television franchise agreement with Atlantic Broadband, with certain exceptions, which he noted. Council discussion ensued with Mr. Pullen and Steve Ochse, Chief Financial Officer, Easton Utilities Commission regarding various aspects of the draft agreement. At Council’s request, Easton Utilities will provide a more legible copy of the listing of channels included in the proposed agreement. Legislation authorizing the execution of the agreement is scheduled for introduction on Tuesday, August 23, 2016.

CASH STATEMENT 08/02/2016

BALANCE 7/26/2016	\$42,421,492.01
INTEGRA CLAIMS THRU 7/25/2016	(51,100.95)
FLEX SPEND PPE 7/1/16	(3,005.77)
FLEX SPEND PPE 7/15/16	(40.00)
RETIREE HEALTH INS AUGUST 2016	(19,752.81)
RETURNED CHECK	(676.64)
PAYROLL-FD/SS/MS WH PPE 7/15/2016	(155,550.32)
DEFERRED COMP DED	(11,368.98)
MD WH	(37,558.94)
PENSION DED	(33,961.35)
SECU DED	(5,041.43)
ACH TRANSFER	(13,736.75)
DEPOSITS	7,064,971.92
CHECKS	(1,216,340.07)
VOID CHECK #S 308015 & 308852	629.95
BALANCE 8/02/2016	<u>47,938,959.87</u>

AIRPORT ACCOUNTS

AIP-RUNWAY 4-22 EXTENSION ANALYSIS	0.00
AIP37	16,762.37
AIP39	73,794.25
AIP40	30,252.21
AIP41	39,343.53
AIRPORT ACCOUNTS TOTAL BALANCE	<u>160,152.36</u>

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
PNC-MLGIP INVESTMENTS TOTAL		0.38%	18,000,000.00
TOTAL INVESTED			<u>\$18,000,000.00</u>
PETTY CASH BALANCE			<u>\$15,570.00</u>

GRAND TOTAL ALL FUNDS **\$66,114,682.23**

CASH STATEMENT 08/09/2016

BALANCE 08/02/2016	\$47,938,959.87
INTEGRA CLAIMS THRU 8/01/2016	(31,429.82)
FLEX SPEND PPE 7/31/16	(193.33)
BD OF EDUCATION JULY 2016	(3,197,521.00)
RETURNED CHECKS	(2,215.38)
PAYROLL-FD/SS/MS WH PPE 7/31/2016	(2,901.48)
DEFERRED COMP DED	(1,240.00)
MD WH	(535.34)
PENSION DED	(336.00)
DEPOSITS	5,108,989.35
CHECKS	(1,515,898.79)
VOID CHECK #S 206824, 308954 & 309235	2,570.38
BALANCE 08/09/2016	<u>48,298,248.46</u>

AIRPORT ACCOUNTS

AIP-RUNWAY 4-22 EXTENSION ANALYSIS	0.00
AIP37	16,762.37
AIP39	73,794.25
AIP40	30,252.21
AIP41	39,343.53
AIRPORT ACCOUNTS TOTAL BALANCE	<u>160,152.36</u>

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
PNC-MLGIP INVESTMENTS TOTAL		0.38%	18,000,000.00
TOTAL INVESTED			<u>\$18,000,000.00</u>
PETTY CASH BALANCE			<u>\$15,570.00</u>
GRAND TOTAL ALL FUNDS			<u>\$66,473,970.82</u>

