



Talbot County, Maryland



Easton, Maryland

MINUTES

January 10, 2012

Present – President Corey W. Pack, Vice President R. Andrew Hollis, Dirck K. Bartlett, Thomas G. Duncan, Laura E. Price, County Manager John C. Craig and County Attorney Michael Pullen.

- I. Agenda – Mr. Pack requested and received Council’s unanimous consent to approve the Agenda of January 10, 2012; a motion for approval was made by Mr. Bartlett and seconded by Mr. Hollis.
- II. Minutes – Mr. Pack requested Council’s unanimous consent to approve the Minutes of December 13, 2011. Ms. Price requested that page 4 of the Minutes be amended to reflect that Mr. Pack introduced Amendment 2 and Amendment 3 to Bill No. 1212; upon motion by Mr. Bartlett, seconded by Ms. Price, the December 13, 2011 Minutes were unanimously approved, as amended.
- III. Disbursements – Mr. Pack requested Council’s unanimous consent that the Disbursements of December 20, 2011, December 27, 2011, January 3, 2012 and January 10, 2012 be approved; upon motion by Mr. Bartlett, the Disbursements were unanimously approved.
- IV. Council Commendation to Donna Hacker, M.Ed., Executive Director, Talbot Family Network – The Clerk read a commendation into the record in recognition to Ms. Hacker’s service to the citizens of Talbot County in various capacities on the Talbot Family Network Local Management Board from 2002 to 2012. Individual Council members expressed their appreciation to Ms. Hacker for her contributions.
- V. Presentation by Talbot County Farm Bureau on Local Agricultural Issues and State Legislative Issues – Ed Heikes and Lewis Smith, Members, Board of Directors, Talbot County Farm Bureau – Mr. Heikes provided a brief history of the Talbot County Farm Bureau. He and Mr. Smith presented a brief synopsis of local policy resolutions and outlined the three top policy priorities of the Talbot County Farm Bureau as adopted at their annual meeting in October 2011 and as submitted to the Maryland Farm Bureau: (1) Retention of Extension Specialist positions within the Maryland Extension Service; (2) Recognition of working agricultural land as a resource on par with natural areas, not a defacto area for mitigation of developed land uses; (3) Support for the reform of the MALPF Building Lot Policy allowing unrestricted lot rights to be carried forward to subsequent owners of the farm, providing lots are able to be sized to conform to local zoning and environmental requirements; (4) Opposition to giving any additional authority to the Maryland Department of Natural Resources for the suspension or revocation of hunting or trapping privileges to individuals; and (5) Opposition to creation of a stormwater utility in Talbot County. Council discussion ensued with Farm Bureau representatives. Mr. Smith extended an invitation to the Council for a one-on-one tour of farms in Talbot County.
- VI. Public Hearings:

Prior to the public hearing on Amendments to Bill No. 1212, Mr. Pack read into the record each of the five (5) amendments as introduced on Tuesday, December 13, 2011. The public hearing was then held on *Proposed Amendments Only, as Introduced on Tuesday, December 6, 2011, and Proposed Amendments as Introduced on Tuesday, December 13, 2011* to Bill No. 1212, A BILL TO REPEAL AND REENACT CHAPTER 11, ALCOHOLIC BEVERAGES, TALBOT COUNTY CODE, TO ELIMINATE THE EXISTING CLASS “F” LICENSE CLASSIFICATION AND REPLACE IT WITH CLASS “B-R” AND CLASS “F-A” LICENSE CLASSIFICATIONS; TO PROVIDE THAT ALL EXISTING HOTELS AND

RESTAURANTS HOLDING AN ALCOHOLIC BEVERAGE LICENSE SHALL BE ENTITLED TO RECEIVE A CATERER'S ENDORSEMENT BY APPLYING FOR SAME, UNLESS THEY AFFIRMATIVELY DECLINE TO DO SO, TO REQUIRE SUPERMARKETS OR CHAIN STORES THAT APPLY FOR A CLASS "A" (OFF-SALE, BEER AND LIGHT WINE LICENSE), AFTER THE EFFECTIVE DATE OF THIS ORDINANCE TO OFFER ALCOHOLIC BEVERAGES FOR SALE ONLY IN A SEPARATE AREA DIVIDED FROM THE MAIN STORE BY A WALL OR PARTITION, TO GRANDFATHER EXISTING SUPERMARKETS AND CHAIN STORES FROM HAVING TO COMPLY WITH THIS REQUIREMENT, TO PROHIBIT ISSUANCE OF NEW CLASS "E" LICENSES (OFF-SALE, BEER, WINE, AND LIQUOR) FOR ANY USE EXCEPT ALCOHOL DISPENSARIES, TO GRANDFATHER EXISTING CLASS "E" LICENSES, EXCEPT FOR PHARMACIES, AND TO ALLOW EXISTING PHARMACIES HOLDING A CLASS "E" LICENSE TO RENEW SUCH LICENSE FOR ONE RENEWAL PERIOD, AND THEREAFTER TO DISALLOW CONTINUED RETAIL SALE OF LIQUOR AND ALLOW ANY SUCH PHARMACY TO CHANGE ITS LICENSE CLASSIFICATION TO A CLASS "A" LICENSE (OFF-SALE, BEER AND LIGHT WINE), AT THE EXISTING LOCATION AND RENEW IT, TO PROHIBIT NEW ALCOHOLIC BEVERAGE LICENSES TO BE ISSUED TO PHARMACIES, TO GRANDFATHER EXISTING GAS STATIONS WITH CLASS "A" LICENSES AND PROHIBIT NEW OFF-SALE LICENSES TO GAS STATIONS, TO REQUIRE CLASS "D" LICENSES (ON-AND-OFF SALE, MARINAS), TO SELL AND SERVE ALCOHOL ONLY IN CAFÉS, TO ESTABLISH A MARKET-TEST FORMULA FOR ISSUANCE OF NEW OFF-SALE LICENSES TO CLARIFY ACCOMMODATION OF THE PUBLIC AND TO PERMIT ISSUANCE OF A NEW OFF-SALE LICENSE WHEN THE TOTAL POPULATION WITHIN THE SERVICE AREA EQUALS OR EXCEEDS 750 PERSONS, TO ENACT NEW DEFINITIONS FOR "ALCOHOL DISPENSARIES" "CAFÉS" AND "GAS STATIONS," AND GENERALLY CONCERNING THE RETAIL SALE OF ALCOHOLIC BEVERAGES IN TALBOT COUNTY, AND PROVIDING THAT THIS TITLE SHALL BE A FAIR SUMMARY HEREOF, and the public was afforded an opportunity to comment on the legislation. County Attorney Mike Pullen gave a brief outline of each amendment to Bill No. 1212 as introduced on Tuesday, December 6, 2011, stating that the purpose of the amendments, referred to as the "master amendment," was to have the ordinance, as drafted, be more closely consistent with the original intent of the Blue Ribbon Commission and the County Council. Council discussion ensued. Upon motion by Mr. Bartlett, seconded by Mr. Hollis, the Council approved changing the wording of Line 63 of the "master amendment" from *sale of food and food products*, to *sale of food and food related products*. The Council approved insertion of the word "related" by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Aye

VII. Eligible for Vote:

Bill No. 1212, A BILL TO REPEAL AND REENACT CHAPTER 11, ALCOHOLIC BEVERAGES, TALBOT COUNTY CODE, TO ELIMINATE THE EXISTING CLASS "F" LICENSE CLASSIFICATION AND REPLACE IT WITH CLASS "B-R" AND CLASS "F-A" LICENSE CLASSIFICATIONS; TO PROVIDE THAT ALL EXISTING HOTELS AND RESTAURANTS HOLDING AN ALCOHOLIC BEVERAGE LICENSE SHALL BE ENTITLED TO RECEIVE A CATERER'S ENDORSEMENT BY APPLYING FOR SAME, UNLESS THEY AFFIRMATIVELY DECLINE TO DO SO, TO REQUIRE SUPERMARKETS OR CHAIN STORES THAT APPLY FOR A CLASS "A" (OFF-SALE, BEER AND LIGHT WINE LICENSE), AFTER THE EFFECTIVE DATE OF THIS ORDINANCE TO OFFER ALCOHOLIC BEVERAGES FOR SALE ONLY IN A SEPARATE AREA DIVIDED FROM THE MAIN STORE BY A WALL OR PARTITION, TO GRANDFATHER

EXISTING SUPERMARKETS AND CHAIN STORES FROM HAVING TO COMPLY WITH THIS REQUIREMENT, TO PROHIBIT ISSUANCE OF NEW CLASS “E” LICENSES (OFF-SALE, BEER, WINE, AND LIQUOR) FOR ANY USE EXCEPT ALCOHOL DISPENSARIES, TO GRANDFATHER EXISTING CLASS “E” LICENSES, EXCEPT FOR PHARMACIES, AND TO ALLOW EXISTING PHARMACIES HOLDING A CLASS “E” LICENSE TO RENEW SUCH LICENSE FOR ONE RENEWAL PERIOD, AND THEREAFTER TO DISALLOW CONTINUED RETAIL SALE OF LIQUOR AND ALLOW ANY SUCH PHARMACY TO CHANGE ITS LICENSE CLASSIFICATION TO A CLASS “A” LICENSE (OFF-SALE, BEER AND LIGHT WINE), AT THE EXISTING LOCATION AND RENEW IT, TO PROHIBIT NEW ALCOHOLIC BEVERAGE LICENSES TO BE ISSUED TO PHARMACIES, TO GRANDFATHER EXISTING GAS STATIONS WITH CLASS “A” LICENSES AND PROHIBIT NEW OFF-SALE LICENSES TO GAS STATIONS, TO REQUIRE CLASS “D” LICENSES (ON-AND-OFF SALE, MARINAS), TO SELL AND SERVE ALCOHOL ONLY IN CAFÉS, TO ESTABLISH A MARKET-TEST FORMULA FOR ISSUANCE OF NEW OFF-SALE LICENSES TO CLARIFY ACCOMMODATION OF THE PUBLIC AND TO PERMIT ISSUANCE OF A NEW OFF-SALE LICENSE WHEN THE TOTAL POPULATION WITHIN THE SERVICE AREA EQUALS OR EXCEEDS 750 PERSONS, TO ENACT NEW DEFINITIONS FOR “ALCOHOL DISPENSARIES” “CAFÉS” AND “GAS STATIONS,” AND GENERALLY CONCERNING THE RETAIL SALE OF ALCOHOLIC BEVERAGES IN TALBOT COUNTY, AND PROVIDING THAT THIS TITLE SHALL BE A FAIR SUMMARY HEREOF

and

Amendments

Upon motion by Mr. Hollis, seconded by Mr. Bartlett, the “master amendment,” as amended, was brought forward for approval. Prior to the vote, Council discussion ensued as to comments made during the public hearing. The Council approved the “master amendment,” as amended by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Aye

Mr. Duncan made a motion to accept all five amendments outlined by Mr. Pack as one amendment; Ms. Price seconded the motion. The Council did not approve accepting all five amendments as one amendment by voting 2 – 3 as follows:

Mr. Pack – Nay
Mr. Hollis – Nay
Mr. Bartlett – Nay
Ms. Price – Aye
Mr. Duncan – Aye

At Mr. Pack’s request, Mr. Pullen read each amendment into the record prior to Council’s vote on same. Council approved Amendment No. 1: *To eliminate requirement that cashiers for off-sales of beer and light wine be at least 21 years of age*, by voting 4 – 1 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Nay

Council approved Amendment No. 2: *To amend the definition of “Supermarket” by reducing the minimum size from 20,000 gross square feet to 16,900 square feet of sales area, by voting 5 – 0 as follows:*

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Aye

Council approved Amendment No. 3: *To grandfather pharmacies with an existing Class E license, provided: all alcoholic beverages shall be offered for sale exclusively within an enclosed area not exceeding 25% of the sales area, separated from the main sales area by permanent walls or partitions at least 8 feet high, and all such sales shall be processed through a separate cashier, by voting 3 – 2 as follows:*

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Nay
Ms. Price – Aye
Mr. Duncan – Nay

Council approved Amendment No. 4: *To authorize gas stations with a pre-existing Class A off-sale beer and light wine license to re-apply for a Class A license within one year, by voting 3 – 2 as follows:*

Mr. Pack – Nay
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Nay

Council approved Amendment No. 5: *To amend § 11-4 C, B-T (non-profit theaters) on-sale licenses, to include liquor for on-premises consumption in addition to beer and light wine, by voting 4 – 1 as follows:*

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Nay
Ms. Price – Aye
Mr. Duncan – Aye

Upon motion by Mr. Bartlett, seconded by Mr. Duncan, Bill No. 1212, as amended, was brought forward for vote. Prior to the vote, Mr. Duncan, Mr. Bartlett and Ms. Price commented on the proposed legislation; Mr. Duncan also read a statement into the record. The Council approved Bill No. 1212, as amended, by voting 3 – 2 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Nay
Mr. Duncan – Nay

Following the vote, Mr. Hollis and Mr. Pack commented on Bill No. 1212, as amended.

VIII. County Manager's Report:

A. Talbot County Emergency Services Advisory Board – Requested Council approval for the reappointment of John Hanes, John Keyser, and Richard Smith to the Talbot County Emergency Services Advisory Board; Mr. Hanes and Mr. Keyser serve as representatives of the Talbot County Fire and Rescue Association, Inc. and in accordance with Bill No. 1175, as amended and enacted on November 24, 2009, Mr. Hanes' term of reappointment will expire on February 1, 2013; Mr. Keyser's term of reappointment will expire on February 1, 2015; Mr. Smith serves as an at-large representative; his term will expire on January 1, 2015. Upon motion by Mr. Hollis, seconded by Mr. Bartlett, the Council approved the reappointments by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis - Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan - Aye

B. Talbot County Local Emergency Planning Committee – Requested Council approval to forward the name of Dustin Holt to the Governor for consideration of appointment to the Talbot County Local Emergency Planning Committee as a media representative; if appointed, Mr. Holt would complete the unexpired term of Steve Nery; said term will expire August 1, 2012; requested Council approval to forward the names of Kelley Griffith, Mike Henry, and Al Santilli to the Governor for consideration of appointment to the Talbot County Local Emergency Planning Committee as representatives of Talbot County Public Schools, Easton Airport and Lowe's, respectively; if appointed, the terms will expire on August 1, 2014. Upon motion by Mr. Hollis, seconded by Ms. Price, the Council approved forwarding the names to the Governor for consideration by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Aye

C. Bid No. 11-25, BULKHEAD AND PIER REPAIRS - WYE PUBLIC LANDING – TALBOT COUNTY - Requested Council approval of the Assistant County Engineer's recommendation to award Bid No. 11-25 to the low bidder, Smith Marine Construction, in the sum of \$27,184.00; funding for the project will come from previously appropriated Capital Project Funding. Upon motion by Mr. Bartlett, seconded by Mr. Hollis the Council approved the award by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye

Mr. Duncan – Aye

- D. Bid No. 11-17, PORTABLE SANITARY CHEMICAL TOILET SERVICE, TALBOT COUNTY, MARYLAND – Requested Council approval to award the contract for portable sanitary chemical toilet services in Talbot County to the second lowest bidder, Fogle’s Environmental Services, LLC, for the remainder of the 2012 season. Mr. Craig stated that the low bidder, American Container and Trailer Storage, LLC, has advised the County it will be unable to complete the terms of the contract. Upon motion by Ms. Price, seconded by Mr. Hollis, the Council approved the award to Fogle’s Environmental Services, LLC by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- E. Bid No. 11-24, TALBOT COUNTY FREE LIBRARY FURNITURE - EASTON, MARYLAND – Requested Council approval to award the Base Bid, Add Alternates 2 through 8 and Add Alternate 10 of Bid No. 11-24 to Douron, Inc. in the sum of \$104,845.00, and to award Add Alternates 1 and 9 of Bid No. 11-24 to Liberty Systems, Inc. in the sum of \$84,489.00 for a total bid award of \$189,334.00; \$225,000.00 was budgeted for the furniture purchase. Upon motion by Mr. Bartlett, seconded by Ms. Price, the Council approved the awards by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- F. Request for Utility Easement from Town of Easton – Requested Council approval of the County Engineer’s recommendation to grant the Town of Easton a five (5) foot utility easement on the County’s portion of its property at the corner of 142 North Harrison Street and Brewers Lane; said easement is for the purpose of improvements to the property which include replacement of approximately 175 feet of concrete curbing and gutter with brick sidewalk and the installation of two street lights on Brewers Lane. Upon motion by Mr. Hollis, seconded by Mr. Duncan, the Council approved the request by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Hollis – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- G. Update of Closing of Talbot County Polling Stations – Mr. Craig updated the Council on its request to Election Director Patricia Mitchell at the Tuesday, November 22, 2011 Council meeting that the Board of Elections reconsider its decision to close the Tilghman, Bozman and Royal Oak polling stations. Council had offered at that time to include the anticipated monies saved by the proposed closures, \$5,500, in the budget for the Board of Elections in FY 2012-2013. Mr. Craig advised that the Board of Elections had chosen to proceed with the closure of the three polling stations and that the deadline for announcing the polling locations for the

2012 election year was on Tuesday, January 3, 2012, a date now past. Council members expressed concern at the Board of Election's decision to close the three polling locations and the lack of communication from the office of the Board of Elections to the County Manager, despite repeated requests by the County Manager for same. The Council reiterated that it has no authority over the Board of Elections and the Board's decisions. Voters from Tilghman will now vote in Wittman; voters from Bozman and Royal Oak will now vote in St. Michaels at the St. Michaels Library.

IX. Introduction of Numbered Resolution:

Prior to introduction of the numbered resolution, Mr. Pullen offered a change in the title of the resolution as listed on the agenda and provided a brief explanation for the change, stating that the change was being offered so that the language would more closely conform to the original legislation. A RESOLUTION TO EXTEND THE MORATORIUM ENACTED BY RESOLUTION NO. 180 IN THE VILLAGES OF ROYAL OAK, NEWCOMB, BELLEVUE, UNIONVILLE, TUNIS MILLS, AND COPPERVILLE, THAT TEMPORARILY SUSPENDED ADMINISTRATIVE PROCESSING, REVIEW, OR APPROVAL OF ANY APPLICATION TO SUBDIVIDE PARCELS ZONED "VILLAGE CENTER" THAT HAD NOT BEEN FILED ON OR BEFORE MARCH 22, 2011, FOR AN ADDITIONAL PERIOD OF 70 DAYS FROM AND AFTER FEBRUARY 24, 2012, PENDING CONSIDERATION AND ADOPTION OF SUCH LEGISLATION AS THE COUNTY COUNCIL MAY CONSIDER ADVISABLE TO PROMOTE THE PUBLIC HEALTH, SAFETY AND WELFARE was introduced by Mr. Bartlett, Mr. Duncan, Mr. Hollis, Mr. Pack, and Ms. Price as Resolution No. 191. A public hearing was scheduled for Tuesday, February 14, 2012 at 2:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

X. Introduction of Legislation:

Prior to introduction of the legislation, Mr. Pullen offered a change in the title of the legislation as listed on the agenda. He stated that the legislation, a companion document to the numbered resolution, had been drafted with the understanding that the consensus of the joint meeting of the Planning Commission and the Public Works Advisory Board on November 2, 2011 had been that no more than two (2) lots could be subdivided from an original parcel for a total of three (3) lots. Mr. Pullen stated that since the drafting of the legislation, the Planning Commission had revisited the matter and it had now been called to his attention by Mr. Hughes of the Planning Commission that the consensus of the group had been that no more than one (1) additional parcel be subdivided from an original parcel for a total of two (2) lots. Mr. Pullen stated that the language now being offered reflects the intent of the joint, unanimous recommendation of the Planning Commission and Public Works Advisory Board to the Council. A BILL TO ENACT DENSITY PROVISIONS OF ONE (1) DWELLING UNIT PER TWO (2) ACRES FOR THE VILLAGE CENTER, VC-1, AND VC-2 ZONING DISTRICTS; TO PROVIDE THAT THE MINIMUM LOT SIZE SHALL BE ONE (1) ACRE; TO PROVIDE THAT NO MORE THAN ONE (1) LOT SHALL BE SUBDIVIDED FROM AN ORIGINAL PARCEL, DEFINED AS A PARCEL, LOT, OR TRACT RECORDED AMONG THE COUNTY LAND RECORDS AS OF MARCH 22, 2011; TO MAKE THESE PROVISIONS APPLICABLE TO SUBDIVISIONS THAT HAVE NOT RECEIVED PRELIMINARY PLAT APPROVAL PRIOR TO MARCH 22, 2011; AND TO PROVIDE THAT THESE PROVISIONS ARE TO REMAIN IN EFFECT FOR THREE (3) YEARS AND THEREAFTER SHALL BE ABROGATED AND OF NO FURTHER FORCE AND EFFECT was introduced by Mr. Bartlett, Mr. Duncan, Mr. Hollis, Mr. Pack, and Ms. Price as Bill No. 1214. A public hearing was scheduled for Tuesday, February 14, 2012 at 2:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

XI. Council Comments:

- Ms. Price - No comments. Following Mr. Pack's comments, Ms. Price commented that the Council had recently attended the Maryland Association of Counties (MACo) Conference and had had an opportunity to meet with elected officials in other counties to discuss matters of mutual concern. She stated that, in her opinion, it was heartening to see how MACo represents the counties in various matters.
- Mr. Bartlett – Mr. Bartlett stated that the County had recently received some good news with regard to land preservation projects. He stated that a resident from the Village of Longwoods had donated a substantial number of easements on property, thus removing development rights from the property and preserving a large parcel of land within the Village of Longwoods as well as on its outskirts. Mr. Bartlett also stated that Robert Pascal recently announced that he had donated a 950 acre parcel in Neavitt for preservation. He congratulated both parties for these gifts of preservation to Talbot County.
- Mr. Duncan – Mr. Duncan requested that Council write letters of thanks to the individual from the Village of Longwoods and Mr. Pascal for their generous donations of conservation easements to the citizens of Talbot County.
- Mr. Pack - Mr. Pack concurred with Mr. Bartlett's statements, adding that Mr. Pascal's donation is one of the largest parcels in Maryland to have been placed in preservation and thanked Mr. Pascal for his generous donation. He encouraged everyone to attend the 6th Annual Dr. Martin Luther King, Jr. Basketball Classic to be held on Monday, January 16, 2012 at Easton Middle School and the Y.M.C.A., stating that the event is being offered free of charge thanks to several corporate sponsors. He stated that an "Officer's Challenge," which includes a \$250 purse is being offered by the Fraternal Orders of Police in Easton and Cambridge to anyone who can make a shot from half court. Mr. Pack later congratulated Mr. Duncan for having been elected as Second Vice President on the MACo Board of Directors.
- Mr. Hollis- No comments.

XII. Upon motion by Mr. Hollis, seconded by Mr. Duncan, the Council voted to adjourn to Executive Session for discussion of legal, personnel, and real estate matters; and to reconvene on Tuesday, January 24, 2012 at 5:00 p.m. in Executive Session for discussion of legal, personnel, and real estate matters, and for the legislative session at 6:00 p.m. by voting 5 – 0 as follows:

- Mr. Pack – Aye
Mr. Hollis - Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Duncan - Aye

The meeting adjourned at 4:20 p.m.

XIII. On Tuesday, January 10, 2012, an Executive Session of the Talbot County Council convened at 12:35 p.m. in the County Council Conference Room and the Bradley Meeting Room. Upon motion by Mr. Hollis, seconded by Mr. Bartlett, the Council met in Executive Session by voting 5 - 0 as follows:

- Mr. Bartlett – Aye
- Mr. Duncan – Aye
- Mr. Hollis – Aye
- Mr. Pack – Aye
- Ms. Price – Aye

In accordance with State Article §10-508(a)(1)(i)(3)(4)(7)(8) the purpose of the Executive Session was for discussion of personnel matters to discuss appointments to various County boards and committees and to discuss the Golf Professional vacancy; for a legal/real estate matter for legal advice concerning possible relocation of Memorial Hospital at Easton to County-owned property and the timetable for same; for a legal matter for legal advice regarding a contract and for an update regarding litigation involving Talbot County; and for a real estate matter to discuss possible acquisition of property for a public purpose. The meeting recessed at 1:30 p.m. and reconvened at 4:30 p.m. The Executive Session ended at 7:40 p.m.

The transcript of the January 10, 2012 County Council meeting is available for review in the Office of the County Manager during regular office hours.

CASH STATEMENT 12/20/2011

BALANCE 12/13/2011	\$10,132,759.57
UHC CLAIMS THRU 12/13/2011	(22,844.48)
RETURNED CHECKS	(105.00)
DEPOSITS	3,903,687.16
CHECKS	(902,218.70)
BALANCE 12/20/2011	<u>\$13,111,278.55</u>

AIRPORT ACCOUNTS

NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS		--
AIP-34		16,346.21
AIP-35	BALANCE 12/13/2011	\$37,351.39
	DEPOSITS	2,755.00
AIP36	BALANCE 12/13/2011	8,519.87
	DEPOSITS	529.00
AIP37	BALANCE 12/13/2011	854.50
	DEPOSITS	3,000.00
AIP38	BALANCE 12/13/2011	--
	DEPOSITS	16,528.00
	CHECKS	(11,700.00)
AIRPORT ACCOUNTS TOTAL BALANCE		<u>\$74,183.97</u>

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
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02/18/2011	12/20/11	0.56%	3,000,000.00
07/19/2011	01/17/12	0.31%	3,000,000.00
07/19/2011	04/17/12	0.41%	4,000,000.00
07/19/2011	07/17/12	0.61%	4,000,000.00
10/18/2011	07/18/12	0.26%	3,000,000.00
10/18/2011	07/18/12	0.26%	5,000,000.00
10/18/2011	10/18/12	0.41%	4,000,000.00

PNC-MLGIP INVESTMENTS TOTAL 0.09% 13,000,000.00

TOTAL INVESTED \$39,000,000.00

PETTY CASH BALANCE \$6,800.00

GRAND TOTAL ALL FUNDS \$52,192,262.52

CASH STATEMENT 12/27/2011

BALANCE 12/13/2011 \$13,111,278.55

SALE&INTEREST ON CD@BB&T 3,014,038.35

PURCHASE CD@TALBOT BANK (3,000,000.00)

12 MONTHS@.37%, 12/20/2012

UHC CLAIMS THRU 12/20/2011 (34,014.43)

INTEGRA 1/2012 (14,073.99)

STATE BOARD OF ELECTIONS PPE 11/29/2011 (4,726.59)

MD STATE RETIREMENT ANNUAL BILL FY2012 (1,204,677.00)

PAYROLL-FD/SS/MS WH 12/22/2011 (95,489.80)

SECUR DED (9,098.75)

DEFERRED COMP DED (10,077.56)

MD WH (26,990.15)

PENSION DED (28,444.56)

ACH TRANSFER (10,866.00)

FLEX SPENDING ACCT (2,492.51)

DEPOSITS 1,165,636.34

CHECKS (773,287.69)

VOID CHECK NO. 273431 166.47

BALANCE 12/27/2011 \$12,076,880.68

AIRPORT ACCOUNTS

NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS --

AIP-34 16,346.21

AIP-35 40,106.39

AIP36 9,048.87

AIP37 3,854.50

AIP38 BALANCE 12/20/2011 4,828.00 --

TRANS FR GEN ACCT 11,700.00 16,528.00

AIRPORT ACCOUNTS TOTAL BALANCE \$85,883.97

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
07/19/2011	01/17/12	0.31%	3,000,000.00
07/19/2011	04/17/12	0.41%	4,000,000.00
07/19/2011	07/17/12	0.61%	4,000,000.00
10/18/2011	07/18/12	0.26%	3,000,000.00
10/18/2011	07/18/12	0.26%	5,000,000.00
10/18/2011	10/18/12	0.41%	4,000,000.00
12/20/2011	12/20/12	0.37%	3,000,000.00

PNC-MLGIP INVESTMENTS TOTAL 0.08% 13,000,000.00

TOTAL INVESTED \$39,000,000.00

PETTY CASH BALANCE \$6,800.00

GRAND TOTAL ALL FUNDS \$51,169,564.65

CASH STATEMENT 1/03/2012

BALANCE 12/27/2011 \$12,076,880.68

BOARD OF EDUCATION 12/2011 (2,700,250.00)

RONB QUARTERLY BOND PAYMENT (9,478.00)

DEPOSITS 1,169,184.13

CHECKS (856,378.20)

VOID CHECK NO. 271751 33.60

BALANCE 1/3/2012 \$9,679,991.61

AIRPORT ACCOUNTS

NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS --

AIP-34 16,346.21

AIP-35 40,106.39

AIP36 9,048.87

AIP37 BALANCE 12/27/2011 3,854.50

CHECK (3,158.19) 696.31

AIP38 16,528.00

AIRPORT ACCOUNTS TOTAL BALANCE \$82,725.78

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
07/19/2011	01/17/12	0.31%	3,000,000.00
07/19/2011	04/17/12	0.41%	4,000,000.00
07/19/2011	07/17/12	0.61%	4,000,000.00
10/18/2011	07/18/12	0.26%	3,000,000.00

10/18/2011	07/18/12	0.26%	5,000,000.00
10/18/2011	10/18/12	0.41%	4,000,000.00
12/20/2011	12/20/12	0.37%	3,000,000.00
PNC-MLGIP INVESTMENTS TOTAL		0.08%	13,000,000.00
TOTAL INVESTED			<u>\$39,000,000.00</u>
PETTY CASH BALANCE			<u>\$6,800.00</u>
GRAND TOTAL ALL FUNDS			<u>\$48,769,517.39</u>

CASH STATEMENT 1/10/2012

BALANCE 1/03/2012		\$9,679,991.61
UHC CLAIMS THRU 1/3/2012		(40,806.37)
PAYROLL-FD/SS/MS WH 1/6/2012		(100,967.75)
SECUR DED		(9,104.69)
DEFERRED COMP DED		(10,077.72)
MD WH		(27,784.74)
PENSION DED		(28,692.17)
ACH TRANSFER		(11,281.75)
FLEX SPENDING ACCT		(2,642.51)
DEPOSITS		860,264.54
CHECKS		(670,163.31)
BALANCE 1/10/2012		<u>\$9,638,735.14</u>

AIRPORT ACCOUNTS

NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS		--
AIP-34		16,346.21
AIP-35		40,106.39
AIP36		9,048.87
AIP37		696.31
AIP38		16,528.00
AIRPORT ACCOUNTS TOTAL BALANCE		<u>\$82,725.78</u>

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
07/19/2011	01/17/12	0.31%	3,000,000.00
07/19/2011	04/17/12	0.41%	4,000,000.00
07/19/2011	07/17/12	0.61%	4,000,000.00
10/18/2011	07/18/12	0.26%	3,000,000.00
10/18/2011	07/18/12	0.26%	5,000,000.00
10/18/2011	10/18/12	0.41%	4,000,000.00
12/20/2011	12/20/12	0.37%	3,000,000.00

PNC-MLGIP INVESTMENTS TOTAL	0.08%	13,000,000.00
TOTAL INVESTED		<u>\$39,000,000.00</u>
PETTY CASH BALANCE		<u>\$6,800.00</u>
GRAND TOTAL ALL FUNDS		<u>\$48,728,260.92</u>