



TALBOT COUNTY, MARYLAND

County Council

MINUTES

January 26, 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, January 26, 2016 was brought forward for approval. Mr. Pack requested Council’s consideration to remove Item VII. *Introduction of Numbered Resolution: A RESOLUTION AUTHORIZING THE TRANSFER OF A PORTION OF MAY PROT ROAD IN BOZMAN, MARYLAND, TO THE FAMILY & FRIENDS OF ASBURY & GREEN CHAPPEL, INC., AND AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED TO EFFECT THE TRANSFER*, from the Agenda, in response to a request by the Office of Law that introduction of the legislation be postponed; and to insert in its place, an update by Clay Stamp, Director of the Department of Emergency Services and Warren Edwards, Roads Superintendent. There was no objection. Mr. Pack then requested and received Council’s unanimous consent for approval of the Agenda of Tuesday, January 26, 2016, as amended.
- II. Minutes – Mr. Pack requested and received Council’s unanimous consent for approval of the Minutes of Tuesday, January 12, 2016.
- III. Disbursements – Mr. Pack requested and received Council’s unanimous consent for approval of the Disbursements of Tuesday, January 19, 2016 and Tuesday, January 26, 2016.
- IV. Proclamation: Children’s Oral Health Month – February 2016 – Prior to presentation of the proclamation, Shelley Andrews, Director of Community-Based Programs and Marketing, Choptank Community Health System, Inc., presented statistical information regarding the oral health of children in Maryland, stating that the Eastern Shore has the highest percentage of children with tooth decay, 39%. She then briefed the Council on efforts made by Choptank Community Health System, Inc.’s School-Based Dental Programs in Talbot, Dorchester and Caroline counties. The mission of the program is to increase children’s access to dental care which has been proven to improve the overall health of children, decreases the rates of school absenteeism and increases learning capabilities; approximately 8% of school-age children in Talbot County participated in the Choptank program in the 2014-2015 school year. Council discussion ensued with Ms. Andrews. The Clerk then read a proclamation into the record which acknowledged the prevalence of tooth decay in children, and emphasized the value of good oral hygiene and regular dental treatment. Council members expressed their appreciation to Ms. Andrews for the services provided by Choptank Community Health System, Inc. Upon motion by Ms. Price, seconded by Mr. Callahan, the Council approved the proclamation by voting 5 – 0 as follows:

Mr. Pack – Aye
Ms. Williams – Aye
Mr. Bartlett – Aye
Ms. Price – Aye
Mr. Callahan - Aye
- V. Presentation by Talbot County Watermen’s Association – Bunky Chance, President, Talbot County Watermen’s Association – Mr. Chance briefed the Council on the on-going oyster sanctuary projects in

various bodies of water adjacent to Talbot County, including Harris Creek, Broad Creek, and the Tred Avon River, the purpose of which is the restoration of the oyster grounds in the subject waters in order to increase oyster production and improved water quality. Mr. Chance provided information from the Department of Natural Resources website which compared the progress of the oyster sanctuary program since its inception in 2009 for the five-year timeframe through 2014, with that of the public oyster lands. He stated the while the goal of the sanctuary program is to create an environment of root stock for the oysters to increase oyster production, it is the opinion of the Watermen's Association that the statistical information does not bear that out and the cost of the project is a waste of the taxpayers' money. Mr. Chance requested a letter in support of halting the oyster restoration project until such a time that the Watermen's Association has reviewed additional data on the project, anticipated to be received by the State in July 2016. Council discussion with Mr. Chance ensued. At Council's request, the Watermen's Association will provide information referenced in the Association's letter to the Council dated January 1, 2016 and a copy of letters from Governor Hogan and Delegate Andy Harris in support of halting the project; the Council also requested an update from the Watermen's Association once they have met with Senator Mikulski the week of February 1st. At Council's invitation, Mike Roman, Ph. D., Director, Horn Point Laboratory, presented a view of the oyster restoration program from a scientific perspective; the Horn Point Laboratory operates the hatchery which places oyster spat in local waters and supports local aquaculture. Council discussion ensued with Dr. Roman. Council will continue to review the matter as the information requested is received.

- VI. Update on Response to Recent Snowstorm – Clay Stamp, Director, Department of Emergency Services/Assistant County Manager; Warren Edwards, Roads Superintendent; Jim Bass, Emergency Management Coordinator – Mr. Stamp expressed his appreciation to the Council for their leadership during the recent winter storm event and thanked the various agency partners, local fire companies, media outlets, and the farming community for their cooperation and coordination during the event to assist the citizens of Talbot County. Mr. Bass stated that the mass notification system utilized by the County was a success and he encouraged those who had not done so to provide contact information to the 9-1-1 Center to make sure they receive such notifications. Mr. Edwards updated the Council on the efforts to continue to clear County roadways. Council members expressed their appreciation to Mr. Stamp, Mr. Edwards, and Mr. Bass. Mr. Pack read several emails into the record commending the Department of Emergency Services.
- VII. Quarterly Update by Board of Health – Dr. Fredia Wadley, Talbot County Health Officer – Dr. Wadley briefed the Council on the following matters: (1) the sheltering of five individuals during the recent snowstorm; (2) Health Department Accreditation – Dr. Wadley stated that she and her staff had reviewed the information required to apply for accreditation: an updated Strategic Plan with measurable goals and objectives; Performance Management Plan and Quality Improvement Plan; and a Workforce Development Plan. Dr. Wadley stated that the matter had been on hold pending the hiring of the new Health Officer; (3) Health Department Facility – Dr. Wadley stated that she had her staff had reviewed documents initially submitted which outlined the proposed square footage for the renovation or replacement of the current Health Department facility and that, in her opinion, several functions can be combined and the amount of square footage decreased; the Health Department anticipates having its new space needs assessment by March 2016; (4) Addiction Treatment Grant from the State Department of Health and Mental Hygiene – Dr. Wadley stated the State has indicated that the transition of the billing process for addiction treatment will now take place over a longer period of time than initially anticipated; (5) Flu Season – Dr. Wadley stated although January is the peak of flu season for our area, reported cases thus far are lower than anticipated; (6) Long-Term Priorities – Dr. Wadley outlined the priorities of the Talbot County Health Department as low income frail seniors and minority infants and children. She provided statistical information on each of those segments of the Talbot County population and outlined her concerns about the information from a social, health and educational perspective. Council discussion with Dr. Wadley ensued as each topic was brought forward. Dr. Wadley then requested Council's consideration to have the Health Officer serve as the Interim Medical Director of the five-county Child Advocacy Center and to include the

medical director responsibilities as part of her Health Officer duties. She then read into the record the conditions under which she would serve in the capacity. Upon motion by Mr. Bartlett, seconded by Ms. Price, the Council approved Dr. Wadley's assuming the Medical Director position on an interim basis under the conditions as outlined by voting 5 – 0 as follows:

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

Council members expressed their appreciation for her willingness to assume the medical directorship of the Child Advocacy Center until such a time as a new medical director can be recruited. Council discussion also ensued with Dr. Wadley regarding the earlier presentation by Choptank Community Health; Mr. Bartlett asked that Dr. Wadley calculate the cost of providing toothpaste and toothbrushes to the public school children of Talbot County.

VIII. County Manager's Report:

A. Bid 15-33, INMATE MEDICAL AND MENTAL HEALTH SERVICES - TALBOT COUNTY DEPARTMENT OF CORRECTIONS – TALBOT COUNTY, MARYLAND – Requested Council approval of the recommendation of the Director of the Department of Corrections to award Bid 15-33 to the low bidder, Correct Care Solutions, Inc. (CCS), in the sum of \$403,887.00 (\$339,483.00 for medical services and \$64,404.00 for mental health services); the sum is \$26,872.08 less that the County currently pays to CCS, the present provider. Upon motion by Ms. Williams, seconded by Ms. Price, the Council approved the award by voting 5 – 0 as follows:

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

B. Oxford Conservation Park – Requested Council approval of County Engineer's recommendation to award the tree planting project for Oxford Conservation Park to the sole proposer, Speakman Nurseries, in the sum of \$101,822.60; Council discussion ensued with County Engineer Ray Clarke, and Environmental Engineer Bill Wolinski regarding the caliper of the trees proposed by Speakman Nurseries. Upon motion by Mr. Callahan, seconded by Mr. Bartlett, the Council approved the proposal amount submitted by Speakman Nurseries, with the condition that staff contact the proposer to ensure that the trees to be provided include a mixture of 2" and 1" caliper trees, along with the shrubs, for the price quoted, even if the actual number of trees provided is reduced, by voting 5 – 0 as follows:

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

- C. Request from Easton Airport for Emergency Repair – Requested Council approval of the Airport Manager’s recommendation to award the proposal for an emergency repair to the hangar door of Hangar D-4 at Easton Airport to the low proposer, JOB Construction, in the sum of \$35,530.00 under the emergency procurement process; the current door has been damaged beyond repair and needs to be replaced. Upon motion by Mr. Callahan, seconded by Ms. Williams, the Council approved the award, contingent upon the fact that cost submitted by JOB Construction includes the cost of a new motor, by voting 5 – 0 as follows:

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

- D. Request from the Department of Parks & Recreation – Requested Council approval of the recommendation of the Director of the Department of Parks & Recreation to submit an application for FY 2016 Department of Natural Resources Program Open Space (POS) funding in the sum of \$5,000 toward the purchase of permanent fencing for the Home Run Baker Little League Park; the remaining \$11,000 required has been secured by Home Run Baker Little League through a grant and fundraising; \$500 of the cost will be from County funding. Upon motion by Mr. Callahan, seconded by Ms. Williams, the Council approved submittal of the POS application by voting 5 – 0 as follows:

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

- E. Talbot County Adult Public Guardianship Review Board – Requested Council approval for the reappointment of Tyler Young to a three-year term on the Adult Public Guardianship Review Board; said term will expire on January 1, 2019. Upon motion by Mr. Callahan, seconded by Ms. Williams, the Council approved the reappointment by voting 5 – 0 as follows:

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

- F. Talbot County Commission on the Aging – Requested Council approval for the reappointment of Marion Donahue (citizen representative) and Pamela “Lee” Newcomb (Department of Social Services representative) to three-year terms on the Talbot County Commission on the Aging; said terms will expire on April 1, 2019. Upon motion by Ms. Williams, seconded by Mr. Callahan, the Council approved the reappointments by voting 5 – 0 as follows:

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

- G. Talbot County Emergency Services Advisory Board – Requested Council approval for the reappointment of Debbie Timms, Steve Mroczek and Capt. Scott Mergenthaler to three-year terms on the Talbot County Emergency Services Advisory Board as representatives of Shore Regional Health, the Talbot County Fire & Rescue Association and Talbot County Sheriff's Office, respectively; said terms will expire on February 1, 2019. Upon motion by Ms. Price, seconded by Mr. Callahan, the Council approved the reappointments by voting 5 – 0 as follows:

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

- H. Talbot County Drug & Alcohol Abuse Council – Requested Council approval for the appointment of Alexandra Duff to the Talbot County Drug and Alcohol Abuse Council as a representative of the Talbot County Health Department. Ms. Duff is the new Prevention Coordinator and will complete the unexpired term of Paula Lowry who recently retired; said term will expire July 1, 2016. Upon motion by Ms. Williams, seconded by Ms. Price, the Council approved the appointment by voting 5 – 0 as follows:

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

IX. Council Comments:

- Ms. Williams - Ms. Williams stated that she had had the opportunity to attend the Martin Luther King Day (MLK) basketball classic event to see, in her opinion, very enthusiastic young people play, and had assisted in presenting a check for \$150 to the young man who won the half court shot competition. Ms. Williams stated that she had spent the afternoon at the basketball tournament with Mr. Pack, who was instrumental in starting the annual tournament and was one of the award recipients of the MLK Image Award presented at a recent dinner in recognition of the 10th anniversary of the event. She stated that Mr. Pack has been involved with the tournament since day one and continues to be fully involved. She concluded her comments by congratulating Mr. Pack on an excellent tournament and on receiving the MLK Image Award.
- Mr. Bartlett - Mr. Bartlett stated that he had been unable to attend the MLK basketball tournament, but he understood that it was quite an award. He stated that, in his opinion, it was well deserved after all the work Mr. Pack has put into the event. Mr. Bartlett stated that the Council had received a letter from the Commissioners of Kent County expressing their appreciation to Talbot County for their letter of support of the Commissioners' opposition to an application submitted by an energy company for the proposed construction of wind turbines on the Kent County countryside. He stated that the

Commissioners have advised the Council that the company has withdrawn its application for the wind turbines and replaced it with a proposal for a 60 megawatt solar generating facility. He stated that, in his opinion, the solar facility will be much better with regard to disruption of the countryside and is still a “green” facility. Mr. Bartlett stated that the Commissioners were appreciative of Talbot County’s efforts of what, in the Commissioners’ opinion, was really a matter of local control. He concluded his comments by stating that, in his opinion, Talbot County’s opposition to the project made a difference and he expressed his appreciation to his colleagues for their support of Kent County.

Ms. Price -

Ms. Price stated that she would be attending the Maryland Association of Counties (MACo) meeting on Wednesday. She stated that, in her opinion, there are several pieces of legislation that are very concerning to the counties, both large and small. She commented that, although she has half joked about it for the past five years, sometimes she wonders why the Council is here because the State continues to do things in different ways that negate, in her opinion, local control when it comes to planning, land use and comprehensive plans. She stated that, in her opinion, it is very important that we know best our own backyard. She expressed her hopes that MACo representatives can work together to let legislators know that, in her opinion, certain pieces of legislation are not needed and that local elected officials need to be able to do their jobs. Ms. Price stated that it was disturbing to see several pieces of legislation which were vetoed by the Governor last year be overturned in the first week of this year’s session and that it does not make for a very good start toward the legislators trying to work together. She expressed her opinion that she believes the Governor is very much trying to work together and there needs to be a certain level of respect that the Delegation is the Delegation, the Senate is the Senate, and the Governor has a role and has the authority to veto. She stated it will be disappointing for the state if the Delegation overturns everything they don’t like along party lines. She concluded her comments by stating that hopefully it will be better as the session progresses.

Mr. Callahan -

Mr. Callahan congratulated Mr. Pack on his award and stated that he was really proud of him. He expressed his appreciation to staff for their hard work during the recent blizzard and for keeping the Council informed. He urged using caution on icy sidewalks and roads.

Mr. Pack -

Mr. Pack stated that the Council was glad to see that Mr. Callahan had returned safely from his trip. He thanked his colleagues for their comments on the MLK Image Award and the basketball tournament. He stated that about 160 students from the tri-county area participated this year and that the event requires the coordination from all three counties. He expressed his appreciation to Preston Peper and his staff at the Talbot County Community Center, Lorraine Gould and Megan Cook with the Town of Easton, the Easton, Caroline County, and Cambridge Police Departments, and all others who had volunteered for the event. He stated that he was happy to be a part of the event and appreciated the award. Mr. Pack reminded everyone that the Office of Economic Development will be hosting a business finance forum on Thursday, January 28, 2016 at 1:30

p.m. at the Academy Art Museum. He stated that, in his opinion, Talbot County did not suffer too badly from the recent snowstorm and like Mr. Bartlett, he cannot say enough about the coordination of operations between the Department of Emergency Services under Director Clay Stamp, Sheriff Gamble and his staff and other agencies. He stated that it was a great collection of support and teamwork. Mr. Pack stated that, in his opinion, Talbot County has a very fine emergency services department who do their best to make sure that everything is in place, the message gets out, and resources are where they need to be in the county to address issues as they arise. He commended the Town of Oxford for moving forward with their volunteer fire department banquet on the Friday evening the snowstorm arrived but was glad to hear that everyone had a good time and made out well.

- X. Upon motion by Ms. Williams, seconded by Mr. Callahan, the Council voted to adjourn to Executive Session for discussion of legal, personnel and real estate matters; to reconvene on Tuesday, February 2, 2016 at 4:00 p.m. in the Bradley Meeting Room for a work session with the Mayor and Easton Town Council to discuss the Easton Point project; to reconvene on Wednesday, February 3, 2016 at 5:00 p.m. in the Meeting Room of the Talbot County Free Library for a joint meeting with the Commissioners of Caroline, Kent and Queen Anne's counties to discuss a waste-to-energy analysis at the Midshore Regional Landfill; to reconvene on Tuesday, February 9, 2016 at 12:30 p.m. in Executive Session for discussion of legal, personnel, and real estate matters, and for the regularly scheduled meeting at 1:30 p.m. 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 8:28 p.m.

The transcript of the January 26, 2016 County Council meeting is available for review in the Office of the County Manager during regular office hours.

- XI. On Tuesday, January 26, 2016, an Executive Session of the Talbot County Council convened at 5:00 p.m. in the Bradley Meeting Room and the County Council Conference Room. Upon motion by Ms. Williams, seconded by Mr. Callahan, the Council met in Executive Session by voting 4 - 0 as follows:

Mr. Bartlett – Aye
Mr. Callahan – Aye
Mr. Pack – Aye
Ms. Price – Absent (arrived at 5:05 p.m.)
Ms. Williams – Aye

In accordance with State Article § 10-508 (a)(1)(i)(3)(7)(8) the purpose of the Executive Session was for personnel matters to discuss appointments to various County boards and committees; and to discuss hiring a part-time assistant for Liquor Board; for a real estate matter to discuss acquisition of property for a public purpose; and for a legal/real estate matter for legal advice regarding infringement on County property. The

Executive Session recessed at 6:00 p.m. and reconvened at 8:35 p.m. The Executive Session ended at 8:50 p.m.

CASH STATEMENT 01/19/2016

BALANCE 01/12/2016		\$33,687,168.30
INTEGRA THRU 1/11/2016		(114,518.50)
STATE REPORT 12/2015		(1,465,268.40)
ST ADMIN ELECTION BOARD PPE 12/22/2015		(8,418.76)
RETURNED CHECK		(100.00)
PAYROLL-FD/SS/MS WH PPE 01/01/2016		(125,691.24)
MD WH		(31,463.93)
PENSION DED		(32,101.49)
SECU DED		(5,224.11)
DEFERRED COMP		(9,571.78)
ACH TRANSFER		(14,006.75)
DEPOSITS		1,082,346.34
CHECKS		(1,010,083.84)
BALANCE 01/19/2016		<u>31,953,065.84</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 **160,152.36**

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
PNC-MLGIP INVESTMENTS TOTAL		0.09%	18,000,000.00

TOTAL INVESTED **\$18,000,000.00**

PETTY CASH BALANCE **\$15,570.00**

GRAND TOTAL ALL FUNDS **\$50,128,788.20**

CASH STATEMENT 01/26/2016

BALANCE 01/19/2016		\$31,953,065.84
INTEGRA CLAIMS THRU 1/19/2016		(59,526.27)
WELLS FARGO/GC EQUIP LEASE 12/31/2015		(4,222.00)
USDA QTRLY BOND RONB REGION 3 SANITARY DISTRICT		(9,478.60)
USDA BOND AIRPORT SEWER LOAN DEC 15 & JAN 16		(2,608.00)
ELECTION BOARD PPE 01/05/2016		(8,357.62)

FD/SS/MS WH PPE 11/30/2015		(583.42)	
DEPOSITS		875,890.16	
CHECKS		(311,267.59)	
VOID CHECK #304483		33,333.00	
BALANCE 01/26/2016		<u>32,466,245.50</u>	
<u>AIRPORT ACCOUNTS</u>			
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		0.27%	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>\$50,641,967.86</u>

