



TALBOT COUNTY, MARYLAND

County Council

MINUTES

July 25, 2017

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

- I. Agenda – Ms. Williams requested and received Council’s unanimous consent for approval of the Agenda of Tuesday, July 25, 2017.
- II. Minutes – Ms. Williams requested and received Council’s unanimous consent for approval of the Minutes of Tuesday, July 11, 2017.
- III. Disbursements – Ms. Williams requested and received Council’s unanimous consent for approval of the Disbursements of Tuesday, July 18, 2017, and Tuesday, July 25, 2017.
- IV. Presentation by the Honorable Stephen H. Kehoe, Judge, Circuit Court for Talbot County; Douglas A. Collison, President, Talbot County Bar Association – Judge Kehoe briefed the Council on the history of maintenance of funds for the Talbot County Bar Library, located on the ground level in the South Wing of the Courthouse. Judge Kehoe stated that it is the recommendation of the Administrative Office of the Courts (AOC) that a new procedure be implemented. He outlined and requested Council approval of a procedure whereby inventory for the Talbot County Law Library would be received by the Judge’s Chambers, invoices for the inventory would be forwarded to the Law Librarian for approval and subsequently submitted to the Talbot County Finance Office for payment. Council discussion ensued with Judge Kehoe, Mr. Collison, and Anthony Kupersmith, the current Law Librarian. Upon motion by Mr. Pack, seconded by Ms. Price, the Council approved the procedure as presented by voting 4 – 0 as follows:

Ms. Williams – Aye
Ms. Price – Aye
Mr. Bartlett – Aye
Mr. Pack - Aye
- V. Update by Habitat for Humanity Choptank – Nancy Andrew, Executive Director, Habitat for Humanity Choptank – Ms. Andrew briefed the Council on the goal and mission of Habitat for Humanity Choptank, which serves Talbot and Dorchester counties: to provide affordable houses to qualified buyers; to provide education and support to the buyers; and to build lasting relationships with the buyers. Ms. Andrew outlined the criteria by which potential homeowners are selected and the homeowner’s responsibilities before, during, and after construction or renovation. She stated that Habitat for Humanity currently has six homes in progress in Easton, Cambridge, and Hurlock. She encouraged everyone to donate their still serviceable appliances, furniture, etc. to the Habitat’s ReStore in Easton and stated that proceeds received from sales at the store, which opened in 2010, help fund the mission of Habitat. Ms. Andrew stated that she will provide Council with information on upcoming events in celebration of Habitat for Humanity Choptank’s 25th anniversary in 2017.

- VI. Council Consideration to Join Habitat for Humanity’s Annexation Petition to the Town of St. Michaels for a portion of the Property Abutting Brooks Lane (Map 0200/Parcel 1688) – Sarah Abel, Town Planner/Zoning Officer for the Town of St. Michaels, stated that during the annexation petition process by Habitat for Humanity Choptank, it was discovered that the County is the owner of a small portion of property at the end of Brooks Lane. She stated that the Town of St. Michaels had forwarded letters to property owners on the south side of Brooks Lane requesting that they join the annexation petition and that the required 25% of property owners have signed on to the petition. She stated that the Town St. Michaels is requesting that the County become an official petitioner; a pending petition for annexation had been received from staff earlier in order to get the process moving. Upon motion by Mr. Bartlett, seconded by Mr. Pack, the Council approved officially joining the petition for annexation by voting 4 – 0 as follows:

Ms. Williams – Aye

Ms. Price – Aye

Mr. Bartlett – Aye

Mr. Pack - Aye

- VII. Presentation of Draft Master Plans for the Villages of Bellevue and Tilghman – Miguel Salinas, Assistant Planning Officer; Jim Klein, Lardner/Klein Landscape Architects – Mr. Salinas briefed the Council on the history of the development of the draft master plans for the villages of Bellevue and Tilghman, which have been in process for approximately a year. He stated that the draft master plans are a follow-up to the Comprehensive Plan which calls for development of master plans in village planning areas to identify and protect the character of the historic villages and to identify the most compatible type of land uses and the infrastructure to support those uses. Mr. Salinas stated that funding for the hiring of a consultant to assist with development of the master plans came through the Maryland Working Waterfront Enhancement Grant Program. He stated that the purpose of the Program is to protect and revitalize historic working waterfronts and to encourage those communities to identify emerging business and environmental trends and to look at alternative uses of waterfronts in those communities. Mr. Klein provided a brief outline of the geographical characteristics of Bellevue and Tilghman, the challenges facing each community, including traffic and road maintenance, and outreach efforts and engagement with citizens of both communities, including the appointment of a Citizen Advisory Committee in each community to focus on the issues important to their particular community. Mr. Klein stated that his firm reviewed the age, history and architecture of the various buildings in each village, as well as sizes of the lots in each village to ascertain the historic core of each village. He then outlined several goals of each master plan, including preserving the historic core of the village and to preserving and improving some of the working waterfront assets of the villages. Council discussion ensued with Mr. Klein and Mr. Salinas. At Council’s direction, staff will draft legislation to incorporate the master plans into the 2016 Comprehensive Plan.

- VIII. Public Hearing:

Resolution No. 247, A RESOLUTION CONCERNING THE PROPOSED ANNEXATION OF TWO PARCELS OF LAND LOCATED AT 8007 AND 7987 INDUSTRIAL PARK DRIVE, EASTON, MARYLAND, FURTHER DESCRIBED AS TAX MAP 35 PARCELS 54 AND 82, LYING ON THE EAST SIDE OF EASTON INDUSTRIAL PARK, CONSISTING OF 4.446 ACRES OF LAND, MORE OR LESS, OWNED BY CELESTE INDUSTRIES CORPORATION, FINDING THAT THE PROPOSED REZONING FROM THE COUNTY’S EXISTING LIMITED INDUSTRIAL (“LI”) ZONE TO THE TOWN’S INDUSTRIAL (“I”) ZONE WILL ALLOW A SUBSTANTIALLY HIGHER DENSITY, EXCEEDING 50%, THAN COULD BE GRANTED FOR DEVELOPMENT OF THE PROPERTY UNDER THE COUNTY’S EXISTING “LI” ZONING, AND FINDING THAT THE PROPOSED REZONING WILL ALLOW LAND USES THAT ARE SUBSTANTIALLY DIFFERENT FROM

THOSE PERMITTED UNDER THE COUNTY’S EXISTING “LI” ZONING, AND WAIVING THE 5-YEAR HOLD ON THE PROPOSED REZONING IN ACCORDANCE WITH MD. CODE, LOCAL GOV’T ARTICLE, § 4-416 was read into the record by the Clerk and brought forward for public hearing. Prior to the public hearing, Mr. Pack stated that he would like to introduce an amendment proposed by staff. The Clerk then read the proposed amendment into the record. The purpose of the amendment is to also include Industrial Park Road in the annexation process; Ms. Price seconded the amendment. Mary Kay Verdery, Planning Officer, stated that the Planning Commission, at their meeting on Wednesday, July 5, 2017, favorably recommended that the zoning waiver request be approved by the County Council and recommended that the Council condition the waiver of the five-year hold on the Town of Easton’s acceptance of the deed conveying title to the road into the Town. A public hearing was then held on Resolution No. 247 and the public was afforded an opportunity to comment on the legislation and proposed amendment. Upon motion by Mr. Bartlett, seconded by Mr. Pack, the Council approved the amendment to Resolution by voting 5 – 0 as follows:

- Ms. Williams – Aye
- Ms. Price – Aye
- Mr. Bartlett – Aye
- Mr. Pack – Aye
- Mr. Callahan – Aye (via absentee ballot)

Upon motion by Mr. Pack, seconded by Mr. Bartlett, Resolution No. 247, as amended, was brought to third reader with the Council voting 4 – 0 as follows:

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

Upon motion by Mr. Bartlett, and no objection by the Council, a full reading of the resolution was waived. Upon motion by Ms. Price, seconded by Mr. Bartlett, the Council approved Resolution No. 247, as amended, by voting 5 – 0 as follows:

- Ms. Williams – Aye
- Ms. Price – Aye
- Mr. Bartlett – Aye
- Mr. Pack – Aye
- Mr. Callahan – Aye (via absentee ballot)

Resolution No. 247, as amended, is effective immediately.

IX. Eligible for Vote:

Bill No. 1358, A BILL TO AMEND THE APPROPRIATIONS FOR THE PLANNING, DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO ALLOW THE ACCEPTANCE, PROCESSING, AND DISPOSAL OF GREASE BY UPGRADING THE COUNTY’S EXISTING BIO-SOLIDS TREATMENT FACILITY LOCATED ON 9786 KLONDIKE RD., EASTON, MARYLAND, IN AN AMOUNT NOT TO EXCEED \$5,783,000 AND TO AUTHORIZE REFINANCING OF \$2,650,000 ON THE LOAN INCURRED TO PURCHASE THE FACILITY, FOR A TOTAL CAPITAL EXPENDITURE OF \$8,433,000, ALL OF WHICH SHALL BE REPAID EXCLUSIVELY FROM THE REVENUES

GENERATED FROM OPERATION OF THE FACILITY was read into the record by the Clerk and brought forward for vote.

Bill No. 1359, A BILL TO AUTHORIZE A PUBLIC LANDINGS MAINTENANCE PROGRAM was read into the record by the Clerk and brought forward for vote.

Bill No. 1360, A BILL TO AUTHORIZE A CAPITAL PROJECT FOR THE CONNECTION OF THE TRICEFIELDS COMMUNITY TO THE REGION II WASTEWATER TREATMENT PLANT was read into the record by the Clerk and brought forward for vote.

Bill No. 1361, A BILL TO AMEND THE APPROPRIATION FOR THE MAPPING AND EVALUATION AND REHABILITATION OR REPLACEMENT OF COUNTY CULVERTS was read into the record by the Clerk and brought forward for vote.

Bill No. 1362, A BILL TO AUTHORIZE A CAPITAL PROJECT FOR REHABILITATION AND IMPROVEMENTS TO THE REGION II SEWER SYSTEM was read into the record by the Clerk and brought forward for vote.

Bill No. 1363, A BILL TO AUTHORIZE A CAPITAL PROJECT FOR THE PURCHASE AND INSTALLATION OF AN EMERGENCY GENERATOR FOR THE ST. MICHAELS AND MARTINGHAM SANITARY DISTRICTS was read into the record by the Clerk and brought forward for vote.

Bill No. 1364, A BILL TO AMEND THE APPROPRIATION FOR THE WATERSHED IMPROVEMENT PLAN FOR THE EAST AND NORTHEAST AREAS OF THE REGION II WASTEWATER TREATMENT PLANT AREA was read into the record by the Clerk and brought forward for vote.

Bill No. 1365, A BILL TO AUTHORIZE IMPROVEMENTS TO BELLEVUE ROAD was read into the record by the Clerk and brought forward for vote.

Bill No. 1366, A BILL TO AUTHORIZE IMPROVEMENTS TO BLACK DOG ALLEY was read into the record by the Clerk and brought forward for vote.

Bill No. 1367, BILL TO AMEND THE APPROPRIATION FOR A CAPITAL PROJECT TO MAINTAIN BLACK WALNUT POINT STONE REVETMENT, TO INCLUDE PLACEMENT OF NEW STONE was read into the record by the Clerk and brought forward for vote.

Bill No. 1368, A BILL TO AMEND THE APPROPRIATION FOR A CAPITAL PROJECT FOR SECURITY ENHANCEMENTS TO COUNTY FACILITIES was read into the record by the Clerk and brought forward for vote.

Bill No. 1369, A BILL TO AUTHORIZE THE ARCHITECTURAL AND ENGINEERING FEES ASSOCIATED WITH THE CONSTRUCTION OF THE EASTON ELEMENTARY SCHOOL was read into the record by the Clerk and brought forward for vote.

Bill No. 1370, A BILL TO AMEND THE APPROPRIATION AND AUTHORIZE THE DESIGN OF ROOF REPLACEMENT SYSTEMS AND THE ROOF REPLACEMENT AT ST. MICHAELS ELEMENTARY AND MIDDLE/HIGH SCHOOLS was read into the record by the Clerk and brought forward for vote.

Bill No. 1371, A BILL TO AUTHORIZE THE PURCHASE AND INSTALLATION OF A METASYS HVAC SYSTEM AT EASTON HIGH SCHOOL was read into the record by the Clerk and brought forward for vote.

Bill No. 1372, A BILL TO AUTHORIZE THE PURCHASE AND INSTALLATION OF A SCOREBOARD AT ST. MICHAELS HIGH SCHOOL was read into the record by the Clerk and brought forward for vote.

After the bills had been read into the record and brought forward for vote, Ms. Williams requested Council's consideration to hold a cumulative vote on the bills collectively instead of voting separately on each individual bill; there was no objection. Upon motion by Ms. Price, seconded by Mr. Bartlett, the Council approved Bill Nos. 1358-1372 by voting 5 – 0 as follows:

Ms. Williams – Aye
Ms. Price – Aye
Mr. Bartlett – Aye
Mr. Pack – Aye
Mr. Callahan – Aye (via absentee ballot)

X. County Manager's Report:

A. Talbot County Parks & Recreation Advisory Board – Requested Council approval for the appointment of Kevin Shafer to a four-year term on the Talbot County Parks & Recreation Advisory Board as a representative of the Talbot County Board of Education; said term will expire on July 1, 2021. Upon motion by Mr. Pack, seconded by Mr. Bartlett, the Council approved the appointment by voting 4 - 0 as follows:

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

XI. Council Comments:

Mr. Pack - Mr. Pack stated that his thoughts and prayers are with our neighbors to the north in Stevensville and Bay City in Queen Anne's County. He stated that although trees were blown over, and homes knocked down; they can be rebuilt. He expressed his thankfulness that there was no loss of life.

Ms. Price - Ms. Price concurred with Mr. Pack's comments.

Mr. Bartlett - Mr. Bartlett thanked Mr. Pack for his thoughts and prayers for those affected by the recent storm in Stevensville. He stated that he was amazed by the damage which could be seen from the highway as he had been traveling across the bridge. He stated that, in his opinion, it just have easily could have been our community which was hit and which has had its share of close calls with those kinds of storms in the summertime. Mr. Bartlett stated that approximately 7,000 homes were without power. Mr. Pack commented that Talbot County had sent equipment to Queen Anne's County to assist.

Ms. Williams - Ms. Williams stated that several sites have been set up in the Kent Island area for collection of water, clothing, and household goods to assist those who have lost everything. Ms. Price stated that it is her understanding that the Grasonville Fire Department is one of the collection sites.

- XII. Upon motion by Mr. Pack, seconded by Ms. Price, the Council voted to adjourn the meeting and to reconvene in Open Session at 4:30 p.m. on Tuesday, August 8, 2017 and immediately adjourn into Closed Session for discussion of legal, personnel and real estate matters as listed on the Statement for Closing the Meeting, and at 6:00 p.m. for the regularly scheduled meeting by voting 4 – 0 as follows:

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

The meeting adjourned at 7:24 p.m.

The transcript of the July 25, 2017 County Council meeting is available for review in the Office of the County Manager during regular office hours.

- XIII. On Tuesday, July 25, 2017 a Closed Session of the Talbot County Council convened at 4:30 p.m. in the County Council Conference Room. Upon motion by Mr. Pack, seconded by Mr. Bartlett, the Council met in Closed Session by voting 4 – 0 as follows:

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

Mr. Callahan was absent.

In accordance with General Provisions Article § 3-305(b)(1)(i)(7) the purpose of the Closed Session was for personnel matters to discuss appointments to various County boards and committees; to discuss a personnel matter at the Department of Corrections; and to discuss a personnel matter at Planning and Zoning; and for legal matters for legal advice concerning enforcement of minimum livability code. The Closed Session ended at 6:00 p.m.

- XIV. Council Tour of Unionville Exhibit at Historical Society of Talbot County (James Neall House) – At the invitation of the Historical Society of Talbot County, on Tuesday, July 25, 2017 at 4:00 p.m., the County Council toured the Unionville Exhibit currently on display at the Historical Society. Representatives of the Board of Directors of the Historical Society greeted the Council and gave a brief history of the artifacts which are on display from May 27, 2017 through July 29, 2017 as part of the 150th anniversary of the founding of Unionville.

CASH STATEMENT 7/18/2017

BALANCE 7/11/2017	\$20,633,241.17
FD/SS/MS WH PPE 6/30/2017	(147,330.42)
DEFERRED COMP DED PPE 6/30/17	(13,726.48)
MD WH PPE 6/30/17	(35,911.64)
PENSION DED PPE 6/30/17	(33,505.63)

SECU DED PPE 6/30/17	(4,486.11)
DEFERRED COMP PPE 6/30/2017 PLAN 401(A)	(2,620.19)
FLEX SPENDING PPE 6/30/2017	(193.33)
FLEX SPENDING PPE 6/30/2017	(3,082.74)
ACH TRANSFERS	(12,851.79)

INTEGRA CLAIMS THRU 7/10/2017	(26,162.44)
JULY 2017 RETIREE HEALTH INS PLAN #727	(25,562.46)
WF/GF EQUIP LEASE 6/2017	(4,222.00)
STATE REPORT 5/2017	(24,334.99)
STATE REPORT 6/2017	(896.30)
USDA/RD MTHLY SEWER BOND PYMT JULY 2017	(1,304.00)
BANK CHARGES 6/2017	(3,348.69)
INTEREST ON ACCOUNTS 6//2017	12,813.45

DEPOSITS	8,416,619.43
CHECKS	(1,491,594.46)
VOIDED CHECK(S) #316983	512.80

BALANCE 7/18/2017 **27,232,053.18**

AIRPORT ACCOUNTS

AIP42	0.00
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AIRPORT ACCOUNTS TOTAL BALANCE **0.00**

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
PNC-MLGIP INVESTMENTS TOTAL		0.99%	18,000,000.00

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

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

GRAND TOTAL ALL FUNDS **\$45,247,623.18**

CASH STATEMENT 7/25/2017

BALANCE 7/18/2017	\$27,232,053.18
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RETIREEES HEALTH CLAIMS JUN 2017	(5,500.00)
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RETIREEES HEALTH CLAIMS JUN 2017	(10,000.00)
INTEGRA CLAIM THRU 7/17/2017	(106,010.68)

DEPOSITS	10,240,839.34
CHECKS	(1,006,145.44)

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VOIDED CHECK(S) #317080, #317483

2,478.29

BALANCE 7/25/2017

36,347,714.69

AIRPORT ACCOUNTS

AIP42

0.00

AIRPORT ACCOUNTS TOTAL BALANCE

0.00

INVESTMENTS – CERTIFICATES OF DEPOSIT

CERTIFICATE DATE

MATURITY DATE

RATE

AMOUNT

PNC-MLGIP INVESTMENTS TOTAL

1.00%

18,000,000.00

TOTAL INVESTED

\$18,000,000.00

PETTY CASH BALANCE

\$15,570.00

GRAND TOTAL ALL FUNDS

\$54,363,284.69