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1	COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND
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4	Council Meeting
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6	
7	March 4, 2019; 2:00 p.m.
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9	
10	Talbot County Community Center
11	Easton, Maryland
12	
13	
14	COUNCIL MEMBERS:
15	Corey W. Pack
16	Chuck F. Callahan
17	Frank Divilio
18	Pete Lesher
19	Laura E. Price
20	
	Reported by
21	Diane Houlihan

TRANSCRIPT OF PROCEEDINGS  1 So this project is called g 2 gray. And what that means 3 MR. PACK: Council is now coming back into 4 session. We do now have a regular Council 5 meeting. Just for the sake of those, we're 6 going to forego the saying of the Pledge of 7 Allegiance and the opening of the prayer for 8 the sake of time. We want to thank everyone  1 So this project is called g 2 gray. And what that means 3 nature based features to gray 4 the Bay. There's a lot of gray 5 in the Bay, so riprap, breaky 6 that are used to provide prot 7 communities. But this infra 8 threat from sea level rise.	_
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8 the sake of time. We want to thank everyone 8 threat from sea level rise.	structure is under
9 for coming out. 9 And this is where I would	d ask you to look
The agenda has been printed, has been 10 at our first slide, which you'	re unable to.
11 circulated to Council. Are there any 11 But I'll just kind of read to y	ou what I have
additions, deletions, or changes to the agenda? 12 here on the presentation.	
Hearing none, the chair moves that the agenda 13 So as you may be aware,	sea rise level is
be accepted by unanimous consent. 14 a looming threat. In the Che	esapeake Bay it is
The first item on the Council's agenda is 15 estimated that the sea level v	will rise 3.7 feet
a presentation Mr. Matt Gray from Horn Point 16 by 2100. It has threatened a	lot of our
17 Laboratory. We're having some technical 17 coastal communities; Eastor	and other
difficulties on his presentation. If it comes 18 communities in Oxford, all	within your
19 up while he's talking, we'll surely show it to 19 jurisdiction. And it not only	threatens just
20 everyone. 20 these communities but also	their infrastructure
21 Dr. Gray, the floor is yours, sir. 21 and coastal infrastructure the	at is go
Page 3	Page 5
DR. GRAY: Okay. So I was asked to come 1 ahead that is supporting the	ese communities.
2 and to speak to you all about the presentation 2 There's a lot of coastal in	frastructure in
3 or the proposal that I submitted to NOAA under 3 Chesapeake Bay. So 25 per	cent of the Bay is
4 their ecological effects of sea level rise. It 4 armored in some form or fas	hion. Within some
5 was a call that came out last fall. 5 of these tributaries, more that	in 50 percent is
6 And actually I didn't submit this alone. 6 armored. Again, breakwater	rs, riprap, etc. And
7 This was also co-authored by (inaudible) Arden, 7 these armored shorelines act	ually have very
8 who is also from Horn Point Laboratory. 8 slow ecological value. It's v	ery poor habitat
0	ically or
9 MR. PACK: Thanks for coming out. 9 for a lot of important ecolog	ies.
9 MR. PACK: Thanks for coming out. 9 for a lot of important ecolog	eases, this
9 MR. PACK: Thanks for coming out. 9 for a lot of important ecolog 10 DR. GRAY: He's a modeler. And if you 10 commercially valuable species.	
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1	dampen waves and protect shoreline erosion.	1	restoration. I don't know if you've seen these
2	But as sea level rise mounts and the depth of	2	before, this is where I would show you some
3	water over top of those structures increases,	3	really impressive pictures. I don't know if
4	those waves aren't going to feel the breakwater	4	you can see that. But these are interlocking
5	anymore. They're just going to pass right over	5	blocks, and you can interlock them in all sorts
6	those and they're going to become infective.	6	of different configurations and orientations.
7	They'll essentially drown and lose their	7	And this larger center picture is a
8	effectiveness.	8	two-year-old reef that was constructed on top
9	So the question that we're wondering is	9	of oyster blocks, oyster castles.
10	can we add oysters to these structures, and by	10	So if you can get good growth, you can
11	adding oysters to these structures, can we	11	really create these really complex, robust
12	prolong their effectiveness and can we also	12	reefs in a very short amount of time. And this
13	increase their ecological value.	13	is what we're after.
14	So oysters have a number of attractive	14	MR. CALLAHAN: Where is that location?
15	traits that would be useful for creating hybrid	15	DR. GRAY: This is in southern Chesapeake
16	infrastructure. One is that they provide	16	Bay in Virginia.
17	immense ecological value. They represent	17	MR. CALLAHAN: Okay.
18	really important nursery ground for	18	DR. GRAY: So even though this technology
19	ecologically and commercially valuable species.	19	exists, there's still these remaining questions
20	They can also accrete at the same rate as sea	20	about how do you configure these blocks, what
21	level rise.	21	is their length, orientation. This is the
	Page 7		Page 9
1	So the thinking is that if we add oysters	1	question we want to address because these
2	to these breakwaters and they can accrete and	2	oyster castles have been used for stabilizing
3	grow at the same pace of sea level rise,	3	shorelines, but they've never been used to be
4	they'll continue to be effective as the water	4	integrated into existing infrastructure.
5	depth increases.	5	Actually this is a question not many people are
6	Additionally, the roughness of reefs	6	looking at at all, is how can we improve our
7	really adds to the friction of a breakwater.	7	already existing infrastructure.
8	So that added friction will actually help	8	So we have a number of study objectives
9	dampen waves. And these reefs can self repair	9	which our proposal seeks to meet. We want to
10	and maintain themselves, unlike traditional	10	create models of the breakwaters that are in
11	gray infrastructure.	11	tributaries in Harris Creek, Tred Avon, and
12	So there's a number of ways that we could	12	Little Choptank. These models will estimate
13	add oysters to breakwaters. We could do loose	13	what is the geomorphodynamic effects of
14	shell, shell bags. We don't think these are	14	integrating oysters onto breakwaters. And
15	going to be as effective because in these high	15	basically what that means is how will the
16	energy environments, they're going to be washed	16	shoreline respond, how will erosion rates
17	aside and washed away.	17	respond after we integrate oysters onto these
18	So we have been closely looking at oyster	18	breakwaters.
19	castles, which are three dimensional blocks	19	We also want to estimate the
20	that interlock. They're made of cinderblocks.	20	non-protective effects. So what is the
21	And they're traditionally used for oyster	21	benefits to the ecology after integrating
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1	oysters to these essentially baron	1	pace with sea level rise.
2	infrastructure.	2	I have some model output, which I would
3	Then we also want to validate these models	3	love to show. I can't really do that right
4	with field studies at Horn Point. So we have a	4	now. But it basically demonstrates that the
5	section, a cove at Horn Point which is rapidly	5	model that we use, which is called Del Swan,
6	eroding. So we're going to we've got	6	has the ability to predict erosion and
7	pending permits. We have provisional permits.	7	deposition rates and response of the coastline
8	And we're going to build breakwaters and then	8	to breakwaters and if we were to add oysters to
9	we're going to essentially experiment on the	9	those breakwaters.
10	value of adding oysters to those breakwaters.	10	I have a pretty picture here of Lake Cove
11	And by doing that, we can validate our models	11	where our field site will be.
12	and say these models are good and, therefore,	12	And I can field any questions that you
13	we can have better confidence that what we say	13	have about that or the process in which we're
14	will happen in Harris Creek and Tred Avon if we	14	going to execute these field studies.
15	were to build these things, that those	15	MR. LESHER: Mr. Gray, where and when
16	estimates would be good and valid.	16	natural oyster recruitment has taken place,
17	And then lastly, we want to forecast the	17	have you or your colleagues observed oysters
18	effectiveness of adding oysters to	18	attaching to hard structures in these rather
19	infrastructure in those sanctuaries. So we	19	dynamic environments?
20	want to predict what's going to happen in the	20	DR. GRAY: Yeah. I mean the recruitment
21	near term or near future but also well down the	21	rates, some of that information can be obtained
	Page 11		Page 13
1	line after sea level rise has really mounted.	1	by surveys, like by DNR's annual survey. Some
2	We want to estimate how that oyster addition	2	of the stuff we would use to help to amortize
3	will help those communities and protect the	3	likelihood of recruitment in those systems.
4	shorelines.	4	MD LEGUED C 41 41 4 4 1 4 1 1
5			MR. LESHER: So that's not yet determined
	So we've been working with county	5	or observed?
6	So we've been working with county engineers. We've identified already about 20		·
6 7	, , , , , , , , , , , , , , , , , , ,	5	or observed?
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7 8 9 10 11 12 13 14 15 16 17 18	engineers. We've identified already about 20 breakwaters in the Tred Avon and Harris Creek. And all of these breakwaters are near highly vulnerable communities. And that's not my assessment. That's NOAA's assessment of communities that are highly vulnerable to sea level rise. And this is infrastructure that would be on almost everyone's top priority list for some kind of maintenance or repair or upgrading due to sea level rise.  Additionally, I don't have to explain this to you, but these are also sanctuaries, and we think that these are prime candidates for this	5 6 7 8 9 10 11 12 13 14 15 16 17	or observed?  DR. GRAY: No. Not by us, no. And by the way, I'm done with the presentation.  MR. LESHER: I assume that you've already obtained a letter of support for this application from the Dorchester County Council?  DR. GRAY: That's right.  MR. PACK: Mr. Wolinski, the Department of Public Works has had an opportunity to look this over. Do you wish to be heard?  MR. WOLINSKI: Yeah.  MR. PACK: Why don't you just grab that chair right there, Bill, just real quick.

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1	Department of Public Works environmental	1	on, but we more than likely pre-seed these
2	engineer.	2	blocks at Horn Point. So they'd have spat
3	MR. PACK: You all looked at this. And	3	already attached to them. And then we put
4	what's your assessment, please?	4	those out.
5	MR. WOLINSKI: We have been working on	5	So you'd hopefully be jump starting the
6	this concept ourselves for a couple of years	6	population by putting thousands of oysters on
7	and applied for monies unsuccessfully ourselves	7	those blocks right on top of the breakwater.
8	to use existing breakwaters for improving	8	MR. PACK: So you're making the break
9	shoreline protection.	9	taller by adding these blocks on top of them.
10	Dr. Gray, we became aware of his interest	10	The blocks would have spats on them.
11	in this, and we thought it would be valuable to	11	DR. GRAY: Yup.
12	collaborate. We've been working with him for	12	MR. PACK: Okay. I got it.
13	over six months on developing these concepts.	13	DR. GRAY: And to be clear, so this is
14	And I think it has a high potential for	14	what we would be doing with this project is
15	improving conditions in these creeks.	15	just modeling that. We wouldn't actually be
16	A lot of money has been invested in the	16	putting anything in the water out in the
17	Harris Creek for the sanctuary and also in work	17	sanctuaries. And we would be determining the
18	underway in the Tred Avon. And by protecting	18	best way to put those blocks out, how many
19	the shorelines and minimizing the amount of	19	blocks we need to put out and what their
20	erosion, you're protecting the sanctuary from	20	orientation should be.
21	being buried and silt and sand.	21	MR. PACK: You're seeking grant
	Page 15		Page 17
1	MR. PACK: How far out does this break	1	application to do this project; is that
2	need to be, this structure need to be placed	2	correct? Horn Point is seeking a grant
3	from the water's edge?	3	application?
4	DR. GRAY: So the breakwaters are already	4	DR. GRAY: It's already been submitted.
5	in place. They're existing gray	5	MR. HOLLIS: But they're still requesting
6	infrastructure.	6	a letter of support belatedly.
7	What we're doing is trying to estimate how	7	DR. GRAY: Yeah. We would love a letter
8	we can retrofit those with oysters and prolong	8	of support. I don't think we can submit the
9	their effectiveness in the future as sea level	9	letter of support at this point. All the
10	rise	10	materials have been submitted and we're past
11	MR. PACK: So these 21 breaks that you've	11	the deadline.
12	identified here in Talbot County, they are	12	At the very least, we would like to let
13	existing? The structure is already there?	13	you know what we'd like to do. And we have
14	DR. GRAY: They are in the water. They	14	other projects that we're going to be proposing
15	exist already. This is all about	15	that we would still appreciate a letter of
16	MR. PACK: So it's just the application of	16	support that are almost identical to this.
17	spat onto those structures?	17	MR. PACK: Okay.
18	DR. GRAY: Well, it's these oyster	18	MR. CALLAHAN: When you do these
19	castles, how we would put the oyster castles	19	sanctuaries, you said there's 20 some of them?
20	and essentially that would form a framework.	20	DR. GRAY: There's 20 some breakwaters.
21	And actually it's not just putting these blocks	21	MR. CALLAHAN: Right. So what does this
	This actually it is not just putting these blocks		THE CILLIANT I. RIGHT. DO WHAT GOES HIIS

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17 Council for sure. So we've definitely got two 18 different schools of thought. 19 DR. GRAY: Can I comment on that? 20 MR. LESHER: These would not be on the 20 MR. PACK: Yeah. The shoreline will still 18 be there. 20 MR. PACK: Sure. 20 MR. PACK: The shoreline.	So that's the debate we've been hearing 15 sanctuary weren't there, could you still	have
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20 MR. LESHER: These would not be on the 20 MR. PACK: The shoreline.		
	17 Council for sure. So we've definitely got two 17 MR. PACK: Yeah. The shoreline	
	17 Council for sure. So we've definitely got two 18 different schools of thought. 19 MR. PACK: Yeah. The shoreline be there.	
bottom? These would be on rock structures up 21 DR. GRAY: The breakwaters are still there	17 Council for sure. So we've definitely got two 18 different schools of thought. 19 DR. GRAY: Can I comment on that? 11 MR. PACK: Yeah. The shoreline 12 be there. 13 DR. GRAY: Sure.	

	Tulou County		, , , , ,
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1	and unaffected by it, if the sanctuaries are	1	prevented storm surge in New York City. And
2	established or not.	2	when those reefs went away, you got overwash
3	MR. DIVILIO: Just to reiterate my	3	and storm surge.
4	question. So these would not be oysters ever	4	That's an ecosystem service that was lost
5	to be harvested, right?	5	and we're trying to essentially create with
6	DR. GRAY: That would it would not make	6	this project.
7	sense to harvest these oysters.	7	MR. PACK: Thank you.
8	Just like if someone wanted granite,	8	Jeff, I'm going to go to you real quick.
9	you're not going to pull if off of someone's	9	MR. HARRISON: First I want to thank the
10	breakwater. It's there for a purpose to	10	Council because when this first came up a month
11	perform a function.	11	or so ago, you guys thought of us, which is
12	MR. PACK: If I may, I see you there,	12	really important, and we want to thank you for
13	Jeff. You gave me a little bit more insight	13	that.
14	than I had coming into the discussion.	14	I talked to Matt and I talked to some of
15	This is about preserving the shoreline.	15	the watermen on our oyster shell committees and
16	The oysters is icing on the cake.	16	various people, and we don't have a problem
17	DR. GRAY: It's a tool.	17	with this. We like the fact that there will be
18	MR. PACK: It's a tool to clean the water	18	more oysters in the Bay, anytime we get more
19	as well as slow down the advancing waves, the	19	oysters in the Bay.
20	wave action.	20	Plus this also does another thing of
21	DR. GRAY: They're paramount. You can't	21	stopping
	Page 23		Page 25
1	do this without the oysters.	1	MR. PACK: The wave action.
2	MR. PACK: Because of the natural growth,	2	MR. HARRISON: As long as it doesn't
3	you're saying. Because they're going to	3	affect it. The more effect we were worried
4	actually grow over?	4	about crabbing. If it was out in the water
5	DR. GRAY: The reefs that they establish	5	somewhere where it would affect the trout line
6	make this work.	6	crabbing. And they assured us that wouldn't
7	MR. PACK: As they grow over the years?	7	be. So that's why.
8	DR. GRAY: The oyster castles add one foot	8	Now, we did not sign the letter of support
9	or so to the breakwater, but the reefs that the	9	because there was some other things that we
10	oysters form, that's where you get the	10	didn't like. It was NOAA money. Sometimes
11	infrastructure.	11	when federal monies are used, kind of locks
12	MR. PACK: I heard stories going back a	12	things down forever. We've run into that
13	long, long time ago that when Jim Smith and his	13	problem.
14	boats came up the Chesapeake, there were oyster	14	And also, putting it around the shore. We
15	reefs over top of the break waves of the water	15	let him know that those oysters are going to
16	as they came around in the 1600.	16	die. That's what they do, in freezes they die.
17	So is that more the concept we're looking	17	He wasn't concerned about that because they
18	at?	18	would come back and eventually build.
19	DR. GRAY: That is exactly what the	19	That's where we were with it.
20	concept is. There's really great geological	20	MR. PACK: Great. So application has
21	evidence about how reefs actually have	21	already been forwarded off to NOAA at this
	· · · · · · · · · · · · · · · · · · ·		

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1	time.	1	SECRETARY: Mr. Callahan.
2	Our letter of support, will that still be	2	MR. CALLAHAN: Aye.
3	an asset to you?	3	SECRETARY: Ms. Price.
4	DR. GRAY: If you guys will write a letter	4	MS. PRICE: Aye.
5	of support, we'll try and submit it. I'm	5	SECRETARY: Mr. Lesher.
6	guessing they won't be able to take it because	6	MR. LESHER: Aye.
7	it's past the deadline.	7	MR. PACK: Dr. Gray, appreciate it. We'll
8	We're also going to be applying,	8	certainly love to see the presentation once we
9	Dr. William Arden and I are going to be	9	get it from you.
10	applying for an NSF grant in which we'll just	10	DR. GRAY: Who should I send that to?
11	be exploring the fundamental principles of	11	MR. PACK: Send it just to county
12	hybrid infrastructure. And it's almost	12	manager's office, either Ms. Moran or
13	identical in respect to this project in terms	13	Mr. Hollis. They'll take care of it for us.
14	of its concept.	14	Thank you very much. Appreciate it.
15	So if it's something that the Council is	15	DR. GRAY: Thank you very much.
16	supportive of and we can go to NSF and say hey,	16	MR. CALLAHAN: Thank you.
17	County Council's people that are in charge of	17	MR. PACK: Second matter on the Council's
18	safeguarding coastal communities are interested	18	agenda for the day, we have several bills that
19	in this kind of technology and information,	19	we're asked to take consideration of. These
20	that would be a very big asset for that	20	are the bills from the 2019 Maryland General
21	project.	21	Assembly.
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1	MR. PACK: Thank you, Dr. Gray.	1	Mr. Jeff Harrison is here representing the
1 2	MR. PACK: Thank you, Dr. Gray.  Hearing from county staff and hearing from	1 2	Mr. Jeff Harrison is here representing the Talbot County Watermen's Association.
	· ·		
2	Hearing from county staff and hearing from	2	Talbot County Watermen's Association.
2 3	Hearing from county staff and hearing from Mr. Harrison, the chair would ask is there a	2 3	Talbot County Watermen's Association.  What I'm going to ask Mr. Harrison to do
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2 3 4 5	Hearing from county staff and hearing from Mr. Harrison, the chair would ask is there a motion of Council to send a letter of support for this grant, although it is past the grant	2 3 4 5	Talbot County Watermen's Association.  What I'm going to ask Mr. Harrison to do for the sake of time, he's going to read the bill number, give a brief introduction.
2 3 4 5 6	Hearing from county staff and hearing from Mr. Harrison, the chair would ask is there a motion of Council to send a letter of support for this grant, although it is past the grant application date but just to give our support	2 3 4 5 6	Talbot County Watermen's Association.  What I'm going to ask Mr. Harrison to do for the sake of time, he's going to read the bill number, give a brief introduction.  Council members already have these bills description in your packet. He's going to give a brief introduction of the particular bill.
2 3 4 5 6 7	Hearing from county staff and hearing from Mr. Harrison, the chair would ask is there a motion of Council to send a letter of support for this grant, although it is past the grant application date but just to give our support to this project?	2 3 4 5 6 7	Talbot County Watermen's Association.  What I'm going to ask Mr. Harrison to do for the sake of time, he's going to read the bill number, give a brief introduction.  Council members already have these bills description in your packet. He's going to give
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Hearing from county staff and hearing from Mr. Harrison, the chair would ask is there a motion of Council to send a letter of support for this grant, although it is past the grant application date but just to give our support to this project?  MR. LESHER: So moved.  MR. PACK: Moved by Mr. Lesher. Is there a second?  MR. CALLAHAN: Second.  MR. PACK: Seconded by Mr. Callahan. Any further discussion on the matter? Any questions for Dr. Gray?  Hearing none, on the motion of the letter of support, Madam Secretary, would you please call your roll.  SECRETARY: Mr. Pack.  MR. PACK: Aye.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Talbot County Watermen's Association.  What I'm going to ask Mr. Harrison to do for the sake of time, he's going to read the bill number, give a brief introduction.  Council members already have these bills description in your packet. He's going to give a brief introduction of the particular bill.  Council can ask any question that we have at that time. Then we're going to move to the next bill.  Once all the bills have been introduced to us, the chair will ask for a motion to either support, oppose, or no action on each bill. So that's the process we're going to follow here this evening.  Gentlemen, good to see you. And Jeff, I'll turn it over to you.  MR. HARRISON: Well, as you can see, the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Hearing from county staff and hearing from Mr. Harrison, the chair would ask is there a motion of Council to send a letter of support for this grant, although it is past the grant application date but just to give our support to this project?  MR. LESHER: So moved.  MR. PACK: Moved by Mr. Lesher. Is there a second?  MR. CALLAHAN: Second.  MR. PACK: Seconded by Mr. Callahan. Any further discussion on the matter? Any questions for Dr. Gray?  Hearing none, on the motion of the letter of support, Madam Secretary, would you please call your roll.  SECRETARY: Mr. Pack.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Talbot County Watermen's Association.  What I'm going to ask Mr. Harrison to do for the sake of time, he's going to read the bill number, give a brief introduction.  Council members already have these bills description in your packet. He's going to give a brief introduction of the particular bill.  Council can ask any question that we have at that time. Then we're going to move to the next bill.  Once all the bills have been introduced to us, the chair will ask for a motion to either support, oppose, or no action on each bill. So that's the process we're going to follow here this evening.  Gentlemen, good to see you. And Jeff, I'll turn it over to you.

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1	If you also notice on the sponsors of most	1	letter on this, right, opposing it? Because
2	of these bills are western shore and they're	2	when we were in the Senate on 448, they said
3	going against the Eastern Shore basically.	3	that it was with MACo, the counties.
4	Eighty percent of the watermen are on the	4	MR. PACK: We sent a letter of 444.
5	Eastern Shore, and we can't figure out what's	5	MR. HARRISON: Forty-four
6	going on. We're being bombarded.	6	MR. PACK: I'm sorry, 448.
7	You want to start with the first?	7	MR. HARRISON: This would be 298 and 448
8	MR. PACK: Yes, sir.	8	MR. PACK: Yeah. We did for 448.
9	MR. HARRISON: First three bills. It's HB	9	MR. HARRISON: So do we want to
10	1, 145, and 40 are all about the Man-O-War	10	MR. PACK: Yeah. We've already opposed
11	Shoals. In 2009, the Oyster Advisory	11	that. So let's move onto the next one.
12	Commission before they started the sanctuary	12	MR. HARRISON: Is it House bill 348?
13	projects they said we need shells. They	13	MR. PACK: Yes, sir.
14	actually put a bill in that said we've got to	14	MR. HARRISON: We are actually in favor of
15	look into dredging Man-O-War Shoals.	15	this bill. This is natural resource oyster
16	They had a permit. It sat on the desk of	16	planning and substrate. What it amounts to is
17	DNR at that time for five years. When Hogan	17	we're saying if you're going to put anything
18	come in, they gave it to him and said put this	18	other than something natural, oyster shell in
19	in.	19	our Bay, we want it to be looked it and we want
20	They went through three years of trying to	20	to process it to go through so that, you know,
21	get this permit approved. They jumped every	21	we make sure it's safe for the Bay.
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1	hoop. It's been probably a dozen federal	1	You can use we're not talking about not
2	organizations that looked at it. It finally	2	using other substrates. You can use other
3	was approved after three years. And then this	3	substrate, but it would have to go to each
4	bill come up to stop it all.	4	county Oyster Shell Committee and they would
5	We are against this bill. We think that	5	have to approve it. So we are for this.
6	Man-O-War Shoals should be dredged because the	6	MR. LESHER: What safeguards are in place
7	most important thing to oyster restoration	7	now for that?
8	right now is oyster shell. And there's	8	MR. HARRISON: Well, there are some
9	100 million bushels up there. We're only	9	safeguards, but actually they were kind of
10	talking about taking 5 million.	10	ignored, especially when they brought the
11	MR. PACK: Opposition of HB 1, HB 40, SB	11	fossil shell up from Florida.
12		1	1 1 1
1 1	145?	12	A lot of times, and you may have seen it
13	145? MR. HARRISON: Yes.	12	A lot of times, and you may have seen it in the news, people were showing the plumes
13	MR. HARRISON: Yes.	13	in the news, people were showing the plumes
13 14	MR. HARRISON: Yes. MR. PACK: Thank you, sir. Next one.	13 14	in the news, people were showing the plumes coming off of it. And when we were told that,
13 14 15	MR. HARRISON: Yes.  MR. PACK: Thank you, sir. Next one.  MR. HARRISON: HB 298, is that what you	13 14 15	in the news, people were showing the plumes coming off of it. And when we were told that, this is what we're bringing up, you get a good,
13 14 15 16	MR. HARRISON: Yes.  MR. PACK: Thank you, sir. Next one.  MR. HARRISON: HB 298, is that what you guys have?	13 14 15 16	in the news, people were showing the plumes coming off of it. And when we were told that, this is what we're bringing up, you get a good, clean, shiny bag of these and they were
13 14 15 16 17	MR. HARRISON: Yes.  MR. PACK: Thank you, sir. Next one.  MR. HARRISON: HB 298, is that what you guys have?  MR. PACK: Yes, sir.	13 14 15 16 17	in the news, people were showing the plumes coming off of it. And when we were told that, this is what we're bringing up, you get a good, clean, shiny bag of these and they were actually stones because they had petrified
13 14 15 16 17 18	MR. HARRISON: Yes.  MR. PACK: Thank you, sir. Next one.  MR. HARRISON: HB 298, is that what you guys have?  MR. PACK: Yes, sir.  MR. HARRISON: And SB 448.	13 14 15 16 17 18	in the news, people were showing the plumes coming off of it. And when we were told that, this is what we're bringing up, you get a good, clean, shiny bag of these and they were actually stones because they had petrified them.

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1	of it and said it was stones so that they	1	Captain Robert Newberry, Delmarva Fisheries
2	wouldn't have to go through.	2	Association. We represent Kent, Queen Anne's,
3	So what we want to do is to make sure that	3	Talbot, Dorchester, and Somerset Counties.
4	that type of thing also with the clam	4	The one bill here, 384, the soft-shell
5	shells. When they went overboard, they were	5	claim is basically what they're asking to do is
6	supposed to be clean. They weren't clean.	6	conform a fishery management plan for it.
7	They were rotten. They still had some of the	7	And DNR did a big head scratching on this
8	material on them, the clams.	8	because they've had, with the clam business,
9	So what this bill says is we want to make	9	they've had a management in place since the
10	sure that that doesn't happen again.	10	1950s. And what they're trying to say was, and
11	MR. PACK: Okay.	11	it was kind of moronic in my opinion, they had
12	MR. HARRISON: 377, submerged aquatic	12	a lady from Virginia from VIMs come up and
13	vegetation protection zones. And I think it's	13	testify telling us that we need to have a
14	really that one and the soft-shell clam. They	14	management plan.
15	kind of go together; is that right?	15	Well, one of our delegates reached out and
16	CAPTAIN NEWBERRY: Yeah.	16	said when was the last time you harvested white
17	MR. HARRISON: Right. And basically what		clams in Virginia. They said 1971. So you
18	it was, and this came from the Riverkeepers,	18	have no industry down there, no. Well, why are
19	Midshore Riverkeepers really. We had actually	19	you here. It's because the CBF had brought
20	met with them. There was a problem with	20	them up because the director, now the new
21	clammers. They call me up. I talked with Jeff	21	person with the CBF, that was her partner down
	Page 35		Page 37
1	Horstman.	1	there in Virginia with VIMs.
2	I set up a meeting with clammers. And the	2	So it was just kind of ridiculous. And
3	DNR, they went and they gave their problems	3	even the department said that the white clams
4	with it. And we thought it was worked out, and	4	in Maryland are the type of clams they're here
5	then these bills appear.	5	today and gone today. If you realize that last
6	Basically what it says is there's a point	6	year with the fresh (inaudible) that we had, we
7	of they want to increase they look at the	7	lost our clam industry in 48 hours. We went
8	SAVs and they change them about every three	8	from anywheres even they had one good
9	years. They want to do it every year.	9	comment. The person said that there was only
10			
11	They also wanted, if it was like from a	10	4,000 bushels of clams harvested in Maryland
11	They also wanted, if it was like from a point to a point and there was grass around the	10 11	4,000 bushels of clams harvested in Maryland last year. One of our buyers got up and he
12	•		
	point to a point and there was grass around the	11	last year. One of our buyers got up and he
12	point to a point and there was grass around the area, they wanted to go point to point.	11 12	last year. One of our buyers got up and he said I don't know where you got that, I bought
12 13	point to a point and there was grass around the area, they wanted to go point to point.  There was also a problem with buoying it	11 12 13	last year. One of our buyers got up and he said I don't know where you got that, I bought 28,000 bushels myself. So it was just shot
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		•		
	19	well, why should we allow them to do it over	19	here, period.
20 here. So those are those two bills. 20 MR. HARRISON: No. What we say with that				
	21	MR. CALLAHAN: You're for 1024, you're for	21	is that

1	Page 42		Page 44
1	MR. PACK: If your state doesn't allow	1	1.98 billion, billion gallons of untreated
2	it	2	sewage with no notification.
3	MR. HARRISON: What it really says is if	3	The last storm we had three days ago was
4	you guys in Delaware let us go crabbing in the	4	470,000 gallons. No notification.
5	Delaware Bay. Let them pass a law that says we	5	So I mean this will kind of give us an
6	can do that, and then they can come over here.	6	idea. We're keeping the numbers straight on
7	That's what I think that says.	7	it, and they are under they just did receive
8	MR. PACK: 1024 is saying that it's	8	a large \$200 million grant from EPA to start
9	prohibiting DNR from issuing a license, issuing	9	upgrading their systems. But in the City of
10	an authorization to catch crabs to non-resident	10	Baltimore, that money kind of goes different
11	unless the state of residence of the	11	places, like quail when you step on them.
12	non-resident issues a like license. So that if	12	We would support this one.
13	Delaware doesn't allow it, you can't come here.	13	And the constitutional amendment, no way.
14	MR. HARRISON: We also have New Jersey,	14	I mean there's what they don't understand,
15	some of them are from New Jersey, which is the	15	and I've talked to Delegate Lafferty about
16	Delaware Bay. They don't allow us.	16	this. We have a thing in Maryland, it's called
17	A lot of what's going on, too, when you	17	the public trust doctrine, which is basically
18	realize they have a five-inch claw law. New	18	what our Constitution is based on.
19	Jersey has a four-and-a-half-inch claw law.	19	Under those, we have natural resources
20	After alerting the people at DNR, there's	20	right out the wazoo. We don't need to have
21	been two or three of these guys pulled over	21	another bill put in so that if your neighbor
	Page 43		Page 45
1	with straight up five-inch crabs. Once they	1	don't like the way your pier looks, he can sue
2	get 25 minutes that way, they're home safe.	2	you in court.
3	MS. PRICE: Since you never know which one	3	MS. PRICE: Right. And we did go through
4	is going to get legs, you want to support them	4	this one at MACo. It just gives everybody the
_			į į į
5	both?	5	right to sue on anything.
5 6	both?  MR. HARRISON: Yeah.	5	
			right to sue on anything.
6	MR. HARRISON: Yeah.	6	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.
6 7	MR. HARRISON: Yeah. MR. PACK: That's what I was thinking,	6 7	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.  MS. PRICE: Absolutely. We oppose that.
6 7 8	MR. HARRISON: Yeah.  MR. PACK: That's what I was thinking, yeah.	6 7 8	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.  MS. PRICE: Absolutely. We oppose that.  CAPTAIN NEWBERRY: If you didn't like what
6 7 8 9	MR. HARRISON: Yeah.  MR. PACK: That's what I was thinking, yeah.  MR. HARRISON: What are we up to?	6 7 8 9	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.  MS. PRICE: Absolutely. We oppose that.  CAPTAIN NEWBERRY: If you didn't like what was going on in the Northeast River, you just
6 7 8 9 10	MR. HARRISON: Yeah. MR. PACK: That's what I was thinking, yeah. MR. HARRISON: What are we up to? MR. PACK: 472, is that right?	6 7 8 9 10	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.  MS. PRICE: Absolutely. We oppose that.  CAPTAIN NEWBERRY: If you didn't like what was going on in the Northeast River, you just pick the phone up, you got a lawsuit.
6 7 8 9 10 11	MR. HARRISON: Yeah.  MR. PACK: That's what I was thinking, yeah.  MR. HARRISON: What are we up to?  MR. PACK: 472, is that right?  MR. CALLAHAN: 417.	6 7 8 9 10 11	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.  MS. PRICE: Absolutely. We oppose that.  CAPTAIN NEWBERRY: If you didn't like what was going on in the Northeast River, you just pick the phone up, you got a lawsuit.  MS. PRICE: Absolutely.
6 7 8 9 10 11 12	MR. HARRISON: Yeah. MR. PACK: That's what I was thinking, yeah. MR. HARRISON: What are we up to? MR. PACK: 472, is that right? MR. CALLAHAN: 417. MR. PACK: My list is upside down.	6 7 8 9 10 11	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.  MS. PRICE: Absolutely. We oppose that.  CAPTAIN NEWBERRY: If you didn't like what was going on in the Northeast River, you just pick the phone up, you got a lawsuit.  MS. PRICE: Absolutely.  MR. HARRISON: So HB 720 and 830, these
6 7 8 9 10 11 12 13	MR. HARRISON: Yeah. MR. PACK: That's what I was thinking, yeah. MR. HARRISON: What are we up to? MR. PACK: 472, is that right? MR. CALLAHAN: 417. MR. PACK: My list is upside down. CAPTAIN NEWBERRY: 417 is the water	6 7 8 9 10 11 12 13	right to sue on anything.  CAPTAIN NEWBERRY: Way too much.  MS. PRICE: Absolutely. We oppose that.  CAPTAIN NEWBERRY: If you didn't like what was going on in the Northeast River, you just pick the phone up, you got a lawsuit.  MS. PRICE: Absolutely.  MR. HARRISON: So HB 720 and 830, these are called the Oyster Future bills that were
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	Page 46		Page 48
1	to possibly go in the Little Choptank, just the	1	So we don't want to touch this until we
2	tributaries off of it, the little creeks off of	2	see the amendments, that we're probably going
3	it. And it was a consensus came up after two	3	to get today.
4	years. And we go over to Annapolis. And guess	4	MR. PACK: Got you.
5	what, they passed a bill so we can't go in the	5	MR. LESHER: Maryland Watermen's
6	Little Choptank. That was the first two bills	6	Association initially supported this but
7	we talked about.	7	withdraw it because of an amendment?
8	So what we're saying is you fooled us	8	MR. HARRISON: Basically because all the
9	once, shame on you. If you fool me again. I	9	people said if you support this, the watermen,
10	served on this and told everybody. We don't	10	we're not going to be behind you. Basically
11	want to do this again. We don't want to do it	11	because of what happened to us.
12	this way.	12	They said that this bill would actually
13	It also kicks the can down the road two	13	take the politics out of the DNR or out of the
14	more years. It's going to cost two and a half	14	oyster business. But actually it doesn't do
15	million dollars. They don't know where the	15	that.
16	money comes. We're scared to death that	16	And I said if you could come up with some
17	they're going to take it out of us and our	17	sort of writing that said when we do this, that
18	oyster shell monies.	18	when we get done, one group can't go around and
19	That's what has happened with the OAC.	19	undercut it. But they said it can't be done.
20	They took the money out of us. So we're afraid	20	So then what are we doing? We're wasting
21	of that.	21	our time for two more years like we did down at
	Page 47		Page 49
1	So we're against both of these.	1	Horn Point. We wasted our time as far as I'm
2	CAPTAIN NEWBERRY: Plus we're currently	2	concerned.
3	waiting. We had a meeting yesterday. We're	3	CAPTAIN NEWBERRY: One of the biggest
4	currently awaiting amendments to this bill	4	things that was the head turner on this bill
5	because Jeff quoted a price, and I want to	5	was a text message that members of the Oyster
6	correct him on that.	6	Futures received when they said that they were
7	0 4 6.1 4 34 070 000 4 6		
8	Out of that money, it's 872,000 the first	7	not going to sit there anymore because the Bay
	year, 900,000 the second, and then it slowly	7 8	not going to sit there anymore because the Bay Foundation and Coastal Conservation Association
9			
	year, 900,000 the second, and then it slowly	8	Foundation and Coastal Conservation Association
9	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next	8 9	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is
9 10	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.	8 9 10 11	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.
9 10 11	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the	8 9 10 11	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted,
9 10 11 12	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the Department of Natural Recourses. That \$112,000	8 9 10 11 12	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted, so they went around behind the barn to the
9 10 11 12 13	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the Department of Natural Recourses. That \$112,000 is to do a \$1 million study.	8 9 10 11 12 13	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted, so they went around behind the barn to the legislators. And really the legislative body
9 10 11 12 13 14	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the Department of Natural Recourses. That \$112,000 is to do a \$1 million study.  So let's add up over that five years,	8 9 10 11 12 13 14	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted, so they went around behind the barn to the legislators. And really the legislative body of Maryland has no business in day-to-day basis
9 10 11 12 13 14 15	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the Department of Natural Recourses. That \$112,000 is to do a \$1 million study.  So let's add up over that five years, let's put 5 million on top of that 2.6. You're	8 9 10 11 12 13 14 15	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted, so they went around behind the barn to the legislators. And really the legislative body of Maryland has no business in day-to-day basis with DNR. That's why you have the Department
9 10 11 12 13 14 15 16	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the Department of Natural Recourses. That \$112,000 is to do a \$1 million study.  So let's add up over that five years, let's put 5 million on top of that 2.6. You're knocking on eight to \$10 million now. So is	8 9 10 11 12 13 14 15	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted, so they went around behind the barn to the legislators. And really the legislative body of Maryland has no business in day-to-day basis with DNR. That's why you have the Department of Natural Resources.
9 10 11 12 13 14 15 16 17	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the Department of Natural Recourses. That \$112,000 is to do a \$1 million study.  So let's add up over that five years, let's put 5 million on top of that 2.6. You're knocking on eight to \$10 million now. So is the money going to be there, it's not there.	8 9 10 11 12 13 14 15 16 17	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted, so they went around behind the barn to the legislators. And really the legislative body of Maryland has no business in day-to-day basis with DNR. That's why you have the Department of Natural Resources.  So in that text message that was sent, it
9 10 11 12 13 14 15 16 17 18	year, 900,000 the second, and then it slowly decreases by 100,000 each year for the next five years.  Out of that money, \$112,000 is left to the Department of Natural Recourses. That \$112,000 is to do a \$1 million study.  So let's add up over that five years, let's put 5 million on top of that 2.6. You're knocking on eight to \$10 million now. So is the money going to be there, it's not there. It does not you look at the fiscal footnote,	8 9 10 11 12 13 14 15 16 17 18	Foundation and Coastal Conservation Association didn't get their way. That's why this bill is here.  They didn't get exactly what they wanted, so they went around behind the barn to the legislators. And really the legislative body of Maryland has no business in day-to-day basis with DNR. That's why you have the Department of Natural Resources.  So in that text message that was sent, it said that if the CBF and the CCA are not at the

Page 50   Page 50   Page 52   Page 53   Page 54   Page 55   Page 56   Page		Tuloot County		, , , , , , , , , , , , , , , , , , , ,
2   We support this, but it's kind of a — I		Page 50		Page 52
don't know. It's confusing. I also, Delmarva CAPTAIN NEWBERRY: 841. That is a support bill there because that's from (inaudible) Clarke and Morgan from down in St. Mary's County. This basically would make it to the point where if an aquaculture operation was trying to put their gear on SAVs, they have to go to DNR and get permission for them to do it. And that sain't going to happen. So this is a hill that we would support. MR. LESHER: My understanding; there's county is particularly affected by they just have to get the permission to the point where the department would come in and  Page 51 Survey it. Like if they do have an area of expanded grasses, then they might have to move their basically giving the department. It's basically giving the department a little bit more authority that they're slowly losing every MR. LESHER: My understanding; there's MR.	1	menu. So we're going to sit down with people	1	here is HB 921, Delegate Jacobs' bill.
4 CAPTAIN NEWBERRY: 841. That is a support 5 bill there because that's from (inaudible) 6 Clarke and Morgan from down in St. Mary's 7 County. 8 This basically would make it to the point 9 where if an aquaculture operation was trying to 10 put their gear on SAVs, they have to go to DNR 11 and get permission for them to do it. And that 12 ain't going to happen. 13 So this is a bill that we would support. 14 MR LESHER: My understanding is that 15 Talbot County is particularly affected. Even 16 though it didn't originate here, that Talbot 17 County is potentially particularly affected by 18 this particular one, too. 19 CAPTAIN NEWBERRY: Correct, correct. But 19 point where the department would come in and 19 streep it. 20 they just have to get the permission to the 21 point where the department would come in and 21 survey it. 21 Like if they do have an area of expunded 31 grasses, then they might have to move their 42 lease or something like that. Then that would 43 grasses, then they might have to move their 44 lease or something like that. Then that would 45 go back in front of the department. It's 46 basically giving the department a little bit 47 more authority that they're slowly losing every 48 day. 49 MR LESHER: My understanding, there's 40 some amendments pending on this one as well? 41 CAPTAIN NEWBERRY: I think there's three 42 amendments pending on this one as well? 43 in rules right now. 44 MR LESHER: My understanding, there's 45 some amendments pending on this one as well? 46 MR LESHER: My understanding, there's 47 some amendments pending on this one as well? 48 this particular one, too. 49 MR LESHER: My understanding, there's 40 some amendments pending on this one as well? 41 they require the trash and debris ended up in 42 some amendments pending on this one as well? 43 for the proper of the pending on this one as well? 44 they require the trash and debris ended up in 45 basically giving the department a little bit 46 more authority that they're slowly losing every 46 day. 47 This is basically adding	2	like that, that's not happening.	2	We support this, but it's kind of a I
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6 Clarke and Morgan from down in St. Mary's 7 County. 8 This basically would make it to the point 9 where if an aquaculture operation was trying to 10 put their gear on SAVs, they have to go to DNR 11 and get permission for them to do it. And that 12 ain't going to happen. 13 So this is a bill that we would support. 14 MR. LESHER: My understanding is that 15 Tathot County is particularly affected. Even 16 though it didn't originate here, that Talbot 17 County is potentially particularly affected by 18 this particular one, too. 19 CAPTAIN NEWBERRY: Correct, correct. But 20 they just have to get the permission to the 21 point where the department would come in and 21 Like if they do have an area of expanded 22 grasses, then they might have to move their 23 go back in front of the department. It's 24 basically would make it to the point 25 more authority that they're slowly losing every 26 day. 27 MR. LESHER: My understanding, there's 28 on MR. LESHER: My understanding, there's 29 MR. LESHER: My understanding, there's 30 male mendments pending on it, yeah. I think it's 31 in rules right now. 40 MR. HARRISON: And you have to be careful. 51 Thris is basically adding to a water 41 that Conowings of this is like a little bit with that is now it's been in the process for over a year. So this is like a little bit with this one as well? 41 In the process for over a year. So this is like a little bit with this one as well? 42 Like if they do have an area of expanded 43 grasses, then they might have to move their 44 lease or something like that. Then that would 45 go back in front of the department. It's 46 basically giving the department a little bit 47 more authority that they're slowly losing every 48 day. 49 MR. LESHER: My understanding, there's 40 MR. LESHER: My understanding, there's 40 MR. LESHER: My understanding, there's 41 Survey it. 41 Ms. PRICE: Right. So this one, I can help you a little bit with this one, I can help you a high that they require the trash and debris removal in addition that Exelon, a/k/a Conow	4	CAPTAIN NEWBERRY: 841. That is a support	4	Fisheries is also lock step with the Clean
This basically would make it to the point where if an aquaculture operation was trying to put their gear on SAVs, they have to go to DNR 10 put their gear on SAVs, they have to go to DNR 11 and get permission for them to do it. And that 11 and get permission for them to do it. And that 11 But I mean the more friends we have at 12 aint going to happen. 12 that Conowingo situation, the better off we are. 13 So this is a bill that we would support. 13 So this is a bill that we would support. 14 MR. LESHER: My understanding is that 15 Talbot County is particularly affected. Even 16 though it didn't originate here, that Talbot 16 So MDE put in to require the nitrogen, phosphorus, sediment, and things like that as *-  19 CAPTAIN NEWBERRY: Correct, correct. But 19 SPEAKER: Your TMDLs. 19 MS. PRICE: — part to Exelon for their  20 in their application to defer. 19 What this adds, and I think it's probably because a whole bunch of debris ended up in 2 addition that is now it's been in the process for over a year. So this is like a little bot late Charlie type deal. 11 But I mean the more friends we have at that Conowingo situation, the better off we are. 12 that Conowingo Situation, the better off we are. 12 may a few are. 12 may a few are. 13 may a few are. 14 may a few are. 15 So MDE put in to require the nitrogen, phosphorus, sediment, and things like that as *-  17 Some in their application to defer. 17 MS. PRICE: — part to Exelon for their  28 in rules if they do have an area of expanded 2 survey it. 11 What this adds, and I think it's 5 speak in front of the department. It's 5 addition that Exelon, a/k/a Conowingo Dam, would have to help in removing some of that. 18 more authority that they're slowly losing every 19 day. 19 MR. LESHER: My understanding, there's 19 CAPTAIN NEWBERRY: They do about 4 wool have a proving on the department on the department shirt is 19 surjust to give you an update, Friday 19 are department does not, MDE does not take 19 action within one year, that basically it does 19 action wit	5	bill there because that's from (inaudible)	5	Chesapeake Coalition, which I'm pretty sure
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more authority that they're slowly losing every  day.  MR. LESHER: My understanding, there's  MR. LESHER: My understanding, there's  CAPTAIN NEWBERRY: They do about  A,000 tons per year.  LESHOR: They do about  A,000 tons per year.  But just to give you an update, Friday  Exelon filed a lawsuit on this. What happened  was is that they said that there is a law  MR. HARRISON: And you have to be careful.  MR. HARRISON: And you have to be careful.  MR. HARRISON: And you have to be careful.  There were amendments on Bill 448, Bill 448.  And not that we would have approved it anyway,  but when it went to vote, all the amendments  came off.  Sometimes it's real tricky over there, I'm  Thursday there was we haven't got the  decision back yet. But Thursday there was a	5	go back in front of the department. It's	5	addition that Exelon, a/k/a Conowingo Dam,
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18 came off.  19 Sometimes it's real tricky over there, I'm  20 telling you.  18 water quality permit.  19 Thursday there was we haven't got the 20 decision back yet. But Thursday there was a	16	And not that we would have approved it anyway,	16	action within one year, that basically it does
19 Sometimes it's real tricky over there, I'm 20 telling you.  19 Thursday there was we haven't got the 20 decision back yet. But Thursday there was a	17	but when it went to vote, all the amendments	17	not give the State the authority to regulate a
20 telling you. 20 decision back yet. But Thursday there was a	18	came off.	18	water quality permit.
	19	Sometimes it's real tricky over there, I'm	19	Thursday there was we haven't got the
21 CAPTAIN NEWBERRY: I guess the next one on 21 decision in the federal court.	20	telling you.	20	decision back yet. But Thursday there was a
	21	CAPTAIN NEWBERRY: I guess the next one on	21	decision in the federal court.

	Talout County		
	Page 54		Page 56
1	The State court threw out Exelon's	1	side.
2	petition because it was premature. So they	2	CAPTAIN NEWBERRY: Yeah. We've already
3	figured the feds were going to do the same.	3	discussed 448 with the House bill.
4	So now they're basically suing the State	4	MR. HARRISON: What do you guys got?
5	again. We went through the document this	5	MR. PACK: SB 7, which is (inaudible) 145,
6	weekend. It's 589 pages of why they shouldn't	6	right?
7	have to control what pollution they put into	7	MR. HARRISON: Right. We're just really
8	the Bay.	8	seeing these for some reason.
9	MR. PACK: My goodness.	9	CAPTAIN NEWBERRY: I don't think any of
10	CAPTAIN NEWBERRY: It's getting more and	10	these here is the one I've got.
11	more interesting.	11	Do you have on there do you have Senate
12	But yeah. This would be a help, but is it	12	Bill 876?
13	the big one or not.	13	MR. PACK: Yes.
14	MR. HARRISON: We did 1024. 1153.	14	CAPTAIN NEWBERRY: We'll go onto 876 is
15	MR. PACK: Yeah. Okay.	15	leases in water column riparian rights of first
16	MR. HARRISON: Is the tidal fish oyster	16	refusal.
17	authorization revocation.	17	This is also from down St. Mary's County.
18	What that is, it was trying to be put	18	And I think what it does is you see it here in
19	through last year. It's basically, the way the	19	Talbot County. We also have it in Dorchester
20	law is written now, it says DNR shall take	20	County. Riparian rights are like hunting
21	someone's license if they have one violation.	21	blocks. If you don't license your shore, then
	Page 55		Page 57
1	That's it, one violation	1	someone else can come sit off the end of your
2	MS. PRICE: Sorry. What's that bill	2	dock and hack your geese and your ducks for
3	number again?	3	you. And a lot of people are smart enough to
4	MR. HARRISON: It's 1153.	4	go ahead and realize they have to do it. Some
5	MS. PRICE: Thank you.	5	people make the mistake.
6	MR. HARRISON: And they want to change	6	This basically would give the riparian
7	that shall to may. And the reason being	7	first refusal. If someone has and I happen
8	because there are some people, and every once	8	to see their point of it. If I take my
9	in a while you may make a mistake. We don't	9	retirement money and build a \$2 million house
10	want someone who might make a mistake basically	10	on a nice river and I want to look out, I don't
11	with a tide change could do it if you're	11	want to see a bunch of buoys and cages off the
12	working close to some line somewhere. The tide	12	end of my dock floating out there to ruin my
13	could change, you make one pass over here. And	13	pristine.
14			
14	guess what, you've lost your license. Not for	14	So if I have the ability to say hey, I'd
15	guess what, you've lost your license. Not for two years, not for three years. Forever.	14 15	So if I have the ability to say hey, I'd like to do a bottom lease here and not a column
			• • • •
15	two years, not for three years. Forever.	15	like to do a bottom lease here and not a column
15 16	two years, not for three years. Forever.  And there are two or three cases in Talbot	15 16	like to do a bottom lease here and not a column lease, if the property owner would like to
15 16 17	two years, not for three years. Forever.  And there are two or three cases in Talbot County of that happening.	15 16 17	like to do a bottom lease here and not a column lease, if the property owner would like to invest in that or invest in it and hire someone
15 16 17 18	two years, not for three years. Forever.  And there are two or three cases in Talbot  County of that happening.  MR. PACK: So in support of 1153?	15 16 17 18	like to do a bottom lease here and not a column lease, if the property owner would like to invest in that or invest in it and hire someone like Jeff to come do it, that would be fine.

	Tulou county		·
	Page 58		Page 60
1	here, too.	1	Do you know they didn't even want us to do
2	MR. LESHER: Under this, they wouldn't	2	that to see because that stuff that's filled up
3	actually have to take advantage of that?	3	that reservoir could be valuable. There could
4	CAPTAIN NEWBERRY: No, they don't have to.	4	be a good reuse for that material. And Exelon
5	It's not a shotgun law. They could. It gives	5	doesn't even want us to do that and test and
6	them the first refuel to let them it's	6	see what's in there because if there's a way to
7	another notification. Come to them, say a guy	7	resell it, you have a cost to dredge it out,
8	has applied for a lease in front of your	8	but then you have a revenue stream. So they
9	property, we're going to give you first shot at	9	just seem to be fighting Maryland on
10	it, do you want it. If the person say yeah	10	everything.
11	because it keeps them from being there, maybe I	11	CAPTAIN NEWBERRY: Council, if I can just
12	can get another person to do something	12	say one other thing, too. It's a little put
13	different, or they can just say who cares.	13	out I give out every time after I do these when
14	Yeah. The other one I have is HJ 8, which	14	I testify.
15	is Conowingo pollution cleanup costs.	15	The one thing we're seeing here with these
16	That's	16	watermen, they're all good, hard-working men
17	MR. HARRISON: What number is that?	17	and women. And the amount of money that is
18	CAPTAIN NEWBERRY: It's a House	18	generated in this county, which is in the tens
19	resolution, joint resolution eight.	19	of millions of dollars, they're being directly
20	And I mean that's I guess a feel good, to	20	affected by people that are I use the term
21	be honest. It's just getting Conowingo to	21	picking the low hanging fruit, and it's the
	Page 59		Page 61
1	basically help pay 25 percent of costs	1	environmental groups.
2	associated with the river watershed	2	And what they're doing, and we see it in
3	implementation plan.	3	every meeting that Jeff and I sit with, is that
4	MS. PRICE: And they have an ability to	4	there is the science out there, they cherry
5	pass it on to some of their rate payers.	5	pick the science and they make it look to these
6	CAPTAIN NEWBERRY: Correct.	6	legislators that we're horrible people, that
7	MS. PRICE: Doesn't come straight out	7	we're doing wrong. But when we get up and
8	of	8	refute the science to the point where even in
9	CAPTAIN NEWBERRY: We did the numbers on	9	Senator Pinsky's hearing two week ago, DNR was
10	that. And last year with all the material that	10	going to get up and give informational science
11	was dumped in the Bay, Exelon really helped out	11	on this with their biologists. He refused to
12	a lot and gave us \$25,000.	12	let them speak.
13	MR. PACK: 25,000?	13	So the thing I just want you to remember
14	CAPTAIN NEWBERRY: \$25,000.	14	is what's happening here in Maryland, and I've
15	Just to let you know, during that storm	15	been saying this, this is my 32nd year I've
16	event, in one day they generated \$4.7 million	16	been in Annapolis, and I've been saying it for
17	in electricity going to Pennsylvania.	17	about the past ten years. When you politicize
18	MS. PRICE: You know what's really sad?	18	any natural resource, and I mean any natural
19	So Maryland I think it's \$3 million that we're	19	resource, trees, fish, oysters, snails,
20	spending to test that, to do a small dredging	20	gardens, anything, two things happen. And it's
21	sample.	21	happening now. Is the demise of that resource
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	Page 62		Page 64
1	and the demise of industry based upon that	1	CAPTAIN NEWBERRY: That was I don't
2	resource by the politics getting into it.	2	know. That was a good bill. I don't know if
3	And I do applaud you for that letter that	3	you saw the bumper sticker that was going out.
4	you did put out in opposition to 298, as did	4	We called that the bumper sticker bill. There
5	the we worked very hard with the Rural	5	was a picture of the map of the state of
6	County Coalition in MACo on that and getting it	6	Pennsylvania with a crab and it says hey, PA,
7	out.	7	stop polluting my bay. And the crab is peeing
8	And we've really been carrying the	8	on Pennsylvania (inaudible).
9	working with Talbot County here, we work with	9	MR. PACK: I don't think I saw that one.
10	Kent, Queen Anne's, Dorchester, and Somerset	10	CAPTAIN NEWBERRY: I mean the guy did like
11	also. And these guys are doing a good job.	11	5,000 bumper stickers. He got rid of them in a
12	It's hard for them to take a day off, like	12	week.
13	today we've got to leave here and go over to	13	But that basically is saying that and
14	Annapolis. We've got a good daughter of the	14	this is one we're just not going to touch
15	county, Jeannie Haddaway Riccio has her	15	because this has a lot of commerce issues with
16	nominations hearing today at five o'clock. I	16	it. Because it's saying we're not going to do
17	think we're going to do good with Jeannie. She	17	any business with Pennsylvania if you're coming
18	knows what she's doing.	18	into our state to do work.
19	MR. PACK: Give her our best when you see	19	And the problem we have with that is our
20	her.	20	ag industry, because a lot of our grains go up
21	I got three separate bills that you didn't	21	there. They could say we don't want your
	Page 63		Page 65
1	touch on. I don't know whether or not you want	1	grains. And I'm a farmer, also. Man, my grain
2	to cover. I have SB 7, SB 332	2	prices are going down the shoot every day and I
3	MS. PRICE: That's a double cross	3	get rid of it every place I can.
4	(inaudible).	4	MS. PRICE: So no position and that.
5	MR. PACK: Is that the cross filed?	5	MR. PACK: No action on that.
6	MR. HARRISON: Some of those might have	6	CAPTAIN NEWBERRY: No position.
7	been.	7	MR. PACK: What about
8	CAPTAIN NEWBERRY: Some of those are cross	8	MR. HARRISON: 683.
9	filed.	9	MR. PACK: Yes, thank you.
10	MR. HARRISON: Yeah.	10	CAPTAIN NEWBERRY: That's the one we
11	MR. PACK: So SB 7 was with?	11	testified on the other day. We support that.
12		l	MD DACK, Ol
	MS. PRICE: HB 145.	12	MR. PACK: Okay.
13	MS. PRICE: HB 145.  CAPTAIN NEWBERRY: Yeah. That was for	12	CAPTAIN NEWBERRY: The study. It's DNR
13 14			•
	CAPTAIN NEWBERRY: Yeah. That was for	13	CAPTAIN NEWBERRY: The study. It's DNR
14	CAPTAIN NEWBERRY: Yeah. That was for that. The fin fish trout lines repeal of	13 14	CAPTAIN NEWBERRY: The study. It's DNR had basically no position on that. They
14 15	CAPTAIN NEWBERRY: Yeah. That was for that. The fin fish trout lines repeal of sunset.	13 14 15	CAPTAIN NEWBERRY: The study. It's DNR had basically no position on that. They weren't opposed to it.
14 15 16	CAPTAIN NEWBERRY: Yeah. That was for that. The fin fish trout lines repeal of sunset.  MR. HARRISON: We're for that. That's a	13 14 15 16	CAPTAIN NEWBERRY: The study. It's DNR had basically no position on that. They weren't opposed to it.  But what it does is it exemplifies the
14 15 16 17	CAPTAIN NEWBERRY: Yeah. That was for that. The fin fish trout lines repeal of sunset.  MR. HARRISON: We're for that. That's a DNR bill.	13 14 15 16 17	CAPTAIN NEWBERRY: The study. It's DNR had basically no position on that. They weren't opposed to it.  But what it does is it exemplifies the fact that we need to start looking at what
14 15 16 17 18	CAPTAIN NEWBERRY: Yeah. That was for that. The fin fish trout lines repeal of sunset.  MR. HARRISON: We're for that. That's a DNR bill.  MR. PACK: What about SB 332?	13 14 15 16 17 18	CAPTAIN NEWBERRY: The study. It's DNR had basically no position on that. They weren't opposed to it.  But what it does is it exemplifies the fact that we need to start looking at what Virginia is doing more because Virginia is

			,
	Page 66		Page 68
1	generated 200 million bushels of shells,	1	MR. LESHER: Mr. Pack, I've got one
2	\$74 million in revenue, and 60 million bushels	2	question quick.
3	of oysters that the environmentalists killed on	3	MR. PACK: Yes.
4	us.	4	MR. LESHER: For the Watermen's
5	Now Virginia has that plan. They have the	5	Association.
6	dredge that used to sit right here at Love	6	HB 348 on the substrate, you've got a
7	Point from Langenfelder. It's sitting down in	7	support statement on that. Is that going
8	Virginia. They're at a million bushels this	8	could that have some potential unintended
9	year because they used our seed and shell	9	consequences for the availability of substrate
10	program, which we should be doing right now.	10	if all of the if there's a limited shell
11	And that's the important Man-O-War Shoals.	11	resource and if that gets used for sanctuaries,
12	MR. HARRISON: That's Man-O-War.	12	it might
13	CAPTAIN NEWBERRY: And Man-O-War, the	13	CAPTAIN NEWBERRY: The Hershey bill, Steve
14	biggest question you got to ask yourself is	14	Hershey's bill?
15	that all these bills, you see all these	15	MR. HARRISON: Yeah. But it does allow
16	creation of sanctuaries and plantings and all	16	for the use of other substrates, those bills
17	this that these environmental people want to	17	do.
18	do. Where are they going to get the shell? I	18	MR. LESHER: Yeah.
19	mean the only place we have shell is Man-O-War	19	MR. HARRISON: But the thing that it does
20	Shoals and other areas.	20	it is it at least allows the county Oyster
21	Virginia has now limited us. We send	21	Shell Committee to allow to know where it's
	Page 67		Page 69
1	200,000 bushels down, we get 120 back.	1	going beforehand.
2	So right now over the past ten years we're	2	Like what happened in Harris Creek and
3	2.7 million bushels behind in what we should be	3	Tred Avon, we had absolutely no say. The 13
4	getting back. They have agreed to give us	4	boats that ran around in Harris Creek, that
5	150,000 this year. But guess what, the price	5	wouldn't have happened if we'd have been there
6	is going up. It's going from 2.75 to \$3 now.	6	to say hey, you can't do this.
7	MR. PACK: Okay. So Council has these	7	Am I saying that we're going to use shell
8	bills in front of us now for consideration for	8	in all places and not use stone, no. I think
9	either a letter of support.	9	there's places that we can use stone. And like
10	I'm going to allow just some brief public	10	you say, shell is hard to come by. If they
11	comment. Anyone want to come and use that	11	want to use stone up in sanctuaries where we're
12	mike, want to give us your name and your	12	never going to be able to work, then we want
13	address and which one of these bills you're	13	all the shell.
14	here to speak on.	14	MR. PACK: Sure. Any further questions?
15	I'm going to hold you to two minutes for	15	I don't see anyone in the chair to give
16	the sake of time since we do have a number of	16	testimony. So what I'm
17	bills.	17	MS. PRICE: Do you want to do them one at
18	So if anyone wish to come up, just come up	18	a time or take them as a group?
19	and take that chair, give us your name and	19	MR. PACK: I'm going to do them one at a
20	address and let us length by hill name an acceler	20	time, just run straight down through them.
21	address and let us know the bill number you're speaking on.	21	What I'm going to do is read the bill, ask

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1	is there a motion either to	1	MR. PACK: So Madam Secretary, our next
2	MR. LESHER: I spent a bit of time on	2	Council meeting is what date?
3	these. Do we need to act on these today? Can	3	SECRETARY: Tuesday, March 12th.
4	we spend some time making sure that we're all	4	MR. PACK: March 12th.
5	read up on these and understand the amendments	5	MR. LESHER: Eight days away.
6	that are on them?	6	MR. PACK: So we can postpone making a
7	CAPTAIN NEWBERRY: Yeah. Because there	7	decision until March 12th?
8	are a few that are kind of seesawed right now.	8	CAPTAIN NEWBERRY: That might be a little
9	And I'm going to get briefed at seven o'clock	9	close.
10	tonight by the staff. If the amendments are	10	I would think maybe what Council could do
11	there and I can get that right back to you.	11	is say that they oppose the Bill 830 out coming
12	Or if you want, and probably easier, our	12	of amendments that are in the works right now
13	website is delmarvafisheries.com or .org. The	13	because it is very contentious. I mean it's
14	minute I get them they go right on our website.	14	the hottest one we got over there right now.
15	You can key in on all these bills and see	15	MR. PACK: Can the other bills, other than
16	exactly where they are, where they're in	16	830, can they be acted upon at our next
17	committee so you don't have to do all that.	17	meeting?
18	MS. PRICE: So here is the problem. We're	18	CAPTAIN NEWBERRY: Yes.
19	in public right now. We need to take positions	19	MR. PACK: Ask Council to direct your
20	if any of them I don't know whether we	20	attention to 830 only then at this time.
21	should take positions today and if something	21	MR. HARRISON: And I can speak more to
	Page 71		Page 73
1	changes, we can	1	that, because like I said, I was on the Oyster
2	MR. PACK: Are any of the bills you want	2	Advisory Commission and also on Oyster Futures.
3	to put off on this discussion tonight from	3	MR. PACK: Go ahead. Go ahead, Jeff.
4	action tonight?	4	
1	action tonight:	4	MR. HARRISON: Like I said with the Oyster
5	MR. LESHER: I've spent a bit of time on	5	MR. HARRISON: Like I said with the Oyster Futures, basically we sat down with Chesapeake
5	-		·
	MR. LESHER: I've spent a bit of time on	5	Futures, basically we sat down with Chesapeake
6	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that	5	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature
6 7	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this,	5 6 7	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps,
6 7 8	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that	5 6 7 8	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically
6 7 8 9	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are	5 6 7 8 9	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was
6 7 8 9 10	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830.	5 6 7 8 9	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.
6 7 8 9 10	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830.  830 is a very contentious bill now, and that is	5 6 7 8 9 10	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers. We spent two years. We even went on a
6 7 8 9 10 11 12	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830. 830 is a very contentious bill now, and that is the AOC, the new committee.	5 6 7 8 9 10 11	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.  We spent two years. We even went on a Super Bowl Sunday we were all so dedicated.
6 7 8 9 10 11 12 13	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830. 830 is a very contentious bill now, and that is the AOC, the new committee.  MR. PACK: Is that time sensitive? Are	5 6 7 8 9 10 11 12 13	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.  We spent two years. We even went on a Super Bowl Sunday we were all so dedicated. There were sometimes with three-day meetings;
6 7 8 9 10 11 12 13	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830. 830 is a very contentious bill now, and that is the AOC, the new committee.  MR. PACK: Is that time sensitive? Are they taking a vote for that?	5 6 7 8 9 10 11 12 13	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.  We spent two years. We even went on a Super Bowl Sunday we were all so dedicated. There were sometimes with three-day meetings; Friday, Saturday, and Sunday.
6 7 8 9 10 11 12 13 14 15	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830. 830 is a very contentious bill now, and that is the AOC, the new committee.  MR. PACK: Is that time sensitive? Are they taking a vote for that?  CAPTAIN NEWBERRY: They're supposed to	5 6 7 8 9 10 11 12 13 14 15	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.  We spent two years. We even went on a Super Bowl Sunday we were all so dedicated. There were sometimes with three-day meetings; Friday, Saturday, and Sunday.  We went through a lot of information, but
6 7 8 9 10 11 12 13 14 15	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830. 830 is a very contentious bill now, and that is the AOC, the new committee.  MR. PACK: Is that time sensitive? Are they taking a vote for that?  CAPTAIN NEWBERRY: They're supposed to meet with the president of the Senate, the	5 6 7 8 9 10 11 12 13 14 15	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.  We spent two years. We even went on a Super Bowl Sunday we were all so dedicated. There were sometimes with three-day meetings; Friday, Saturday, and Sunday.  We went through a lot of information, but we got input from all sides. And like I say,
6 7 8 9 10 11 12 13 14 15 16 17	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830. 830 is a very contentious bill now, and that is the AOC, the new committee.  MR. PACK: Is that time sensitive? Are they taking a vote for that?  CAPTAIN NEWBERRY: They're supposed to meet with the president of the Senate, the speaker of the House at seven tonight in a	5 6 7 8 9 10 11 12 13 14 15 16 17	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.  We spent two years. We even went on a Super Bowl Sunday we were all so dedicated. There were sometimes with three-day meetings; Friday, Saturday, and Sunday.  We went through a lot of information, but we got input from all sides. And like I say, we came down to a census on probably maybe 16 recommendations that right now are in the Oyster Management Plan that DNR has. They are
6 7 8 9 10 11 12 13 14 15 16 17 18	MR. LESHER: I've spent a bit of time on this over the weekend, but I don't know that I'm fully up to speed on any of this, particularly because of some amendments that are  CAPTAIN NEWBERRY: I would emphasize 830. 830 is a very contentious bill now, and that is the AOC, the new committee.  MR. PACK: Is that time sensitive? Are they taking a vote for that?  CAPTAIN NEWBERRY: They're supposed to meet with the president of the Senate, the speaker of the House at seven tonight in a staff meeting.	5 6 7 8 9 10 11 12 13 14 15 16 17	Futures, basically we sat down with Chesapeake Bay Foundation, CCA, it was the Nature Conservancy, it was NOAA, it was Army Corps, and it was seven watermen. It was basically and it was a couple of aquaculturists. It was also some seafood buyers.  We spent two years. We even went on a Super Bowl Sunday we were all so dedicated. There were sometimes with three-day meetings; Friday, Saturday, and Sunday.  We went through a lot of information, but we got input from all sides. And like I say, we came down to a census on probably maybe 16 recommendations that right now are in the

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	Page 74		Page 76
1	this bill is is that 298 and 448, Senate bill	1	And that's what I've seen from going over
2	448, they go against completely everything that	2	there. A lot of times when we go in with these
3	we did for two years down there because some of	3	committees and give testimony, it could be
4	the things that we did that are actually going	4	eight or nine senators there. And the first
5	into the Oyster Management Plan that DNR has	5	people come on who are for it. They listen to
6	right now will not be able to happen.	6	every word they say, ask them a bunch of
7	And it's all because of the CCA and the	7	questions. When we come on, half the people
8	CBF basically are putting bills in to undercut	8	leave the room. It's like it's almost like
9	what we did for two years.	9	what are we doing here.
10	This bill would make us go through that	10	I mean even if we get your letter, we
11	same process again. This time not just for the	11	stand a chance this still is going to probably
12	Dorchester and Talbot County area, but the	12	go through. That's the truth of it all.
13	whole Bay. And what they want to do is they	13	Twenty-nine senators signed on this bill,
14	want to have 60 percent watermen and 40 percent	14	29. You only need 25 to have veto-proof bill.
15	other groups. We would have to come to that 75	15	So that's what we're and all 29 of them are
16	percent consensus.	16	from the western shore. All of this stuff,
17	Our problem with the bill as it's written	17	most of it has to deal with the Eastern Shore.
18	now, it doesn't say that after we've spent	18	Eighty percent of the watermen are here.
19	another two years and another two and a half,	19	The most watermen in any county
20	\$3 million that these groups, if it didn't come	20	historically has been Talbot County. Right now
21	out the way they want it to, could go ahead and	21	there's more oystermen in Talbot County.
	Page 75		Page 77
1	put some bill in that says no, you can't do	1	Dorchester County is the second. We probably
2	that. That's our problem with this bill as it	2	have about half of the oystermen on the Bay.
3	stands.	3	But look at what we have. We have three
4	MR. LESHER: Isn't this a better way to go	4	of the major sanctuaries that we're talking
5	to get watermen at the table about this	5	about that we'll never be able to harvest in,
6	decision-making, as opposed to the 298 448?	6	and that's what those two bills will say.
7	I mean my understanding is that 298 448,	7	We've been affected more by what's going
8	some of those are hardwire requirements that	8	on in Annapolis, and we really don't have a
9	would preclude the possible conclusions of the	9	say. And that's been our concern all along.
10	existing Oyster Futures agreement or the	10	We're at a point where we are getting put out
11	potential statewide. Of course, we can't say	11	of business. And that's where we're at.
12	what those outcomes would be.	12	And so yes, to your point. This bill
13	But if there are 60 percent of the	13	probably will pass. Will I be on it, I said I
14	participants are watermen.	14	wouldn't but I probably will because we do get
15	MR. HARRISON: See, that was my point	15	a say. But it still doesn't guaranty that
16	exactly. And they asked, was there anything,	16	anything is going to come out of it is what I'm
17	any kind of language that we could do to let	17	saying.
18	830 pass. I said yeah, throw out 448 and 298	18	MR. LESHER: To my reading, this bill and
19	right now and show us some good faith, but	19	298 448 are counter to one another.
20	they're not going to do that because they're	20	CAPTAIN NEWBERRY: Yeah, they are. Right.
21	going to get what they want.	21	MR. LESHER: And it's this one that,
41	going to get what they want.		

and I grant those points, but still puts  and I grant those points, but still puts  and a decision-making.  CAPTAIN NEWBERRY: It does. But we have  to see with 298.  What happens with these bills is that when  448 and 298 were put in, Mr. Hershey got  involved with a senator from Anne Amudel  president of the Senate that these bills were  going to be held back.  See with 298.  Westerday - excuse me. Saturday at a  meeting, we had the president of the Senate's  chief of staff was notified that  Senator Pinsky's bill. 448, came out. And he's  like what. He's like that wasn't supposed to  bappen.  So it's kind of weird things are happening  over there right now.  Page 79  But just what Jcff was saying about when the House and the Senate were briefed by the chen chesapeake with our scientists that we have, if we could bring a panel of watermen, no. Four hours and 30 minutes they got briefed by the Bay Foundation, CCA, NOAA, Nature Conservancy, Virginia. We asked if we could go to Mr. Barbane. He said no, we don't want to be hear what you got to say.  So by that bill. I mean with 830, we could live with that bill. I mean with 830, we could live with that bill, but the other problem is you got two like the same outcome has got to be a pretty impressive group.				,
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19 So if we can get those held up or thrown 20 out, then we could work with this. But there 20 too. The watermen gave concessions, too. And	17	that bill, but the other problem is you got two	17	the same outcome has got to be a pretty
20 out, then we could work with this. But there 20 too. The watermen gave concessions, too. And	18	bigger ones blocking it.	18	impressive group.
	19	So if we can get those held up or thrown	19	MR. HARRISON: And we gave concessions,
21 still has to be that writing in blood, which we 21 that's what I was trying to tell everybody all	20	out, then we could work with this. But there	20	too. The watermen gave concessions, too. And
	21	still has to be that writing in blood, which we	21	that's what I was trying to tell everybody all

	Turou County		
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1	along.	1	CAPTAIN NEWBERRY: Motion to oppose.
2	The environmental people and the watermen,	2	MS. PRICE: let us know and then we can
3	we're looking for the same thing. We're	3	always just scrap the letter.
4	looking for a clean Chesapeake Bay, we're	4	CAPTAIN NEWBERRY: Correct. We could do
5	looking for more oysters in the Bay. We should	5	that.
6	be able to come to that. Why does it always	6	MS. PRICE: So I would make that motion,
7	come to we're the poachers, we're the ones that	7	then, to oppose HB 720 SB 830 knowing that in
8	are destroying it. What we're doing is great	8	the next day or so we might just be able to
9	and wonderful.	9	scrap it.
10	Oysters, what they've got people to	10	CAPTAIN NEWBERRY: They might be there
11	believe is that oysters are going to heal the	11	today. I mean I don't have my phone with me.
12	Bay. What we say is heal the Bay, stop the	12	So I wouldn't know. I'm sorry.
13	pollution going into it, and the oysters will	13	MR. PACK: So we do have a motion by
14	come back.	14	Ms. Price.
15	There's no science that has brought the	15	MR. LESHER: But Mr. Hershey is one of the
16	oysters back in Virginia. They basically over	16	cosponsors on this at this point?
17	time through nature through natural things have	17	CAPTAIN NEWBERRY: He is a
18	adapted resistances to these diseases. They'll	18	cosponsor/helping her out a little bit because
19	tell you that. It was nothing they did in a	19	she's a freshman senator. I think he kind of
20	scientific lab. Those oysters did that.	20	intervened a little bit because he saw that as
21	Eventually that's going to come up our way.	21	a direct result, it's kind of a weird turn
	Page 83		Page 85
1	We've even tried to get seed from Virginia	1	because you have two bills which are 448 and
2	that's there that does show some resistance to	2	298, were created by the Bay Foundation and CCA
3	dermo and MSX. And we're bringing it up here.	3	because they didn't like what went on in the
4	We even suggested that to them when they were	4	Oyster Future.
5	doing all this work that they've been doing in	5	So then all of a sudden then they put this
6	Harris Creek. But no, we don't want to do	6	bill in to recreate the Oyster Futures and get
7	that. Let's build our own resistance up here.	7	rid of the Oyster Advisory Committee. So it's
8	MS. PRICE: What day is the bill hearing	8	crazy.
9	on this? When is the bill hearing?	9	MR. PACK: We've already written a letter
10	CAPTAIN NEWBERRY: On 830, it was last	10	to oppose 448.
11	week. But with the amendments, they might have	11	So the other bills at Mr. Lesher's
12	an emergency hearing on the amendments	12	request, and we always want to honor a Council
13	MS. PRICE: So what you want from us,	13	member's request to set something aside, we'll
14	, , , , , , , , , , , , , , , , , , ,		
1 4	then, is a motion that to take a position on	14	set aside the other bills until our March the
15	•	14 15	set aside the other bills until our March the 12th meeting. Then I'll call for those matters
	then, is a motion that to take a position on		
15	then, is a motion that to take a position on this. But if you hear of some amendments	15	12th meeting. Then I'll call for those matters
15 16	then, is a motion that to take a position on this. But if you hear of some amendments CAPTAIN NEWBERRY: I might even hear by	15 16	12th meeting. Then I'll call for those matters to be brought back forward.
15 16 17	then, is a motion that to take a position on this. But if you hear of some amendments CAPTAIN NEWBERRY: I might even hear by I mean if I can get a number, I might be able	15 16 17	12th meeting. Then I'll call for those matters to be brought back forward.  But tonight on matters SB 830, HB 720,
15 16 17 18	then, is a motion that to take a position on this. But if you hear of some amendments CAPTAIN NEWBERRY: I might even hear by I mean if I can get a number, I might be able to call someone and leave a message tonight,	15 16 17 18	12th meeting. Then I'll call for those matters to be brought back forward.  But tonight on matters SB 830, HB 720, there's a motion to forward a letter from

	Turbot County		, , , , , , , , , , , , , , , , , , ,
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1	MR. CALLAHAN: Second.	1	Natural Resources is discussing the amendments
2	MR. PACK: Seconded by Mr. Callahan. Any	2	because they've got to work
3	further discussion?	3	MS. PRICE: Correct. But do you have that
4	MR. LESHER: I still, given these	4	verbiage of what would make it tolerable for
5	alternatives here that are on the table, I'm	5	you?
6	still not fully sure I understand why TWA is	6	CAPTAIN NEWBERRY: No.
7	opposing this as not the better option on the	7	MS. PRICE: You do not have that?
8	table.	8	CAPTAIN NEWBERRY: No.
9	CAPTAIN NEWBERRY: Until we see, I mean	9	MS. PRICE: So we can't write that because
10	we're holding our feet solid, until we see the	10	we don't have what they want.
11	exact amendments to that bill. No one knows	11	MR. PACK: Right now what we have in front
12	what the amendments are now. They've bounced	12	of us is a motion on bill HB 720 and SB 830 by
13	around like a BB in a box cart. Until we find	13	Ms. Price, seconded by Mr. Callahan to oppose
14	out exactly what, it will probably be this	14	these bills.
15	evening or tomorrow morning at the latest,	15	Is there any further discussion on that
16	we're opposed to the bill.	16	motion?
17	MR. LESHER: Should we perhaps hold off	17	MS. PRICE: The motion was predicated on
18	until we see	18	getting some amendments. Let me rephrase my
19	MR. PACK: We have a motion and a second,	19	motion.
20	Mr. Lesher.	20	MR. CALLAHAN: I'll withdraw my second.
21	MS. PRICE: It's going to be too late by	21	MS. PRICE: Motion to oppose it predicated
	Page 87		Page 89
1	next week.	1	on the amendments.
2	CAPTAIN NEWBERRY: Because this bill is	2	When you find out what the amendments are
3	going to fly, believe me. This bill is going	3	that you like, then we can edit that letter to
4	to go through like grease when they get the	4	a support with amendments, like what you're
5	amendments on it.	5	talking about. We need more information but we
6	But I mean I would be opposed to the bill	6	have to do something today.
7	out coming approvement (sic.) of amendments.	7	CAPTAIN NEWBERRY: Great. Yes.
8	MR. LESHER: Would we modify this to a	8	MR. LESHER: But we don't have do we
9	support with amendment, which is another	9	have an opportunity to do that if we don't have
10	solution?	10	an open session for eight days?
11	CAPTAIN NEWBERRY: Support with proper	11	MS. PRICE: I guess what we're
12	amendments. I would	12	MR. LESHER: I think we're being asked to
13	MR. LESHER: But are those particular	13	take a stand right now with incomplete
14	amendments on the table that you could	14	information.
15	articulate	15	MS. PRICE: I think what I'm saying is I'm
16	CAPTAIN NEWBERRY: We don't know. I mean	16	going to trust that the amendments, that if
17	they've stripped them. They've stripped every	17	they're
18	bill	18	MR. PACK: We haven't seen the amendments
19	MS. PRICE: Do you have amendments that	19	Either we're going forward with this motion
20	would make the bill tolerable?	20	right now or we're not. We have a motion. We
21	CAPTAIN NEWBERRY: The Department of	21	have a second. Either we're going forward. If
		1	

	Tulou County		<u> </u>
	Page 90		Page 92
1	you want to withdraw your motion at this time	1	will go to the House and rules.
2	and wait, I'm happy to do so.	2	MR. PACK: I'm going to
3	MS. PRICE: So the support with amendments	3	CAPTAIN NEWBERRY: That's like four or
4	couldn't be	4	five days. So I think the time frame would be
5	CAPTAIN NEWBERRY: Well, our position	5	probably Kosher with that.
6	along with the county coalition is no support.	6	MR. PACK: I'm going to call
7	Bottom line, no support.	7	MR. DIVILIO: Before you do that, I'm
8	MS. PRICE: So my motion stands to oppose.	8	still unclear how this is going to work.
9	And if we need to support with amendment, we	9	So are we offering we're going to
10	can't do that until next week.	10	oppose it now and provide that letter.
11	CAPTAIN NEWBERRY: That's fine.	11	MR. PACK: I'm just calling the vote. The
12	MR. PACK: Any further discussion?	12	motion is to oppose it.
13	MR. DIVILIO: So just to clarify how this	13	This sounds like there may some additional
14	is going to play out, are we going to receive	14	amendments that may come out on this particular
15	the amendments or information	15	matter that may change the opinion of the
16	CAPTAIN NEWBERRY: I will get them to you	16	Watermen's Association of this particular
17	ASAP. As soon as I get them, I'll get them to	17	MR. LESHER: Do we have eight days?
18	you.	18	MR. PACK: piece of legislation, but we
19	MR. CALLAHAN: With your recommendations?	19	don't know what that is.
20	CAPTAIN NEWBERRY: Yes.	20	MS. PRICE: So now you're telling us we
21	MR. CALLAHAN: Okay.	21	have eight days?
	Page 91		Page 93
1	MR. DIVILIO: So if you send those to	1	CAPTAIN NEWBERRY: I'm pretty sure. Like
2	Andy, Andy sends them to us, and then the	2	I said, if it comes out with amendments, it's
3	letter will come out? Is that how this is	3	going to have to go over to the House and the
4	going to play?	4	rules side and then it goes to subcommittee.
5	MR. HOLLIS: So part of the conversation	5	And they're so loaded up right now
6	was to schedule it for the 12th if it can be so	6	MS. PRICE: So first you told us we didn't
7	you can discuss it in public again.	7	have eight days. Now we have eight days. So
8	So we're looking for direction from the	8	I'll withdraw my motion and we'll take this up
9	Council.	9	on the 12th.
10	MR. LESHER: I would support adding it to	10	MR. PACK: Motion has been withdrawn by
11	the agenda on the 12th.	11	Ms. Price on the bill. Is there any objection
12	MR. PACK: So you're holding off on the	12	to that? Mr. Callahan
13	letter until the 12th.	13	MR. CALLAHAN: I'll withdrawn my second.
14	MR. LESHER: I understand that these	14	MR. PACK: Second has also been withdrawn.
15	things can move quickly, and we	15	So what we're going to do is kick all
16	MS. PRICE: I made a motion and a second.	16	these bills that we just went over tonight to
17	So we have to vote on that.	17	our March the 12th meeting.
18	MR. PACK: I understand that.	18	If you find anything out, just shoot it
19	CAPTAIN NEWBERRY: I think we might be all	19	over as quickly as possible.
20	right because it has to if it comes out of	20	CAPTAIN NEWBERRY: I'll get it as soon as
21	committee, it's going over to the House and it	21	I can. It might be when I leave the parking
			1 0

Page 94 lot.  MR. PACK: I hope not that soon. Captain	1 2	Page 96 different one, I apologize, from the one I had before. I did print it up.
MR. PACK: I hope not that soon. Captain	1 2	
NT 1 T CC .1 1		• •
Newberry, Jeff, thank you guys very much for	3	And Mr. Kupersmith, were you briefing us
coming out. It was a pleasure talking with	4	on this or no?
you.		MR. KUPERSMITH: I can give you a brief
	6	update based on my understanding of it.
noving forward with yourself and Bruce, with	7	So I believe this is the Parrot, Delegate
our watermen so we can help you guys out as	8	Parrot, bill. My understanding of it is that
much as we possibly can.	9	under this bill, this would authorize the
MR. HARRISON: Thank you very much.	10	individual counties to set a minimum wage that
CAPTAIN NEWBERRY: And if you ever want to	11	would have to be at least as stringent as the
get an update on where these bills exactly are	12	federal standard.
to the minute, like I said, our website,	13	MR. PACK: Right.
delmarvafisheries.com. And we have updates	14	MS. PRICE: Right.
every day twice a day.	15	MR. KUPERSMITH: That should be drawn in
MR. LESHER: The document that you	16	contrast to a bill that would set a minimum
provided us with all the links to the	17	wage across the board for the State. That
legislation and the fiscal note	18	would be one approach. And this would give the
CAPTAIN NEWBERRY: It's all right on that	19	different jurisdictions the authority to set
website. Instead of having to go to your	20	their own.
computer, you get on our website, click, then	21	MR. PACK: Right. We have
Page 95		Page 97
you got it right there.	1	MS. PRICE: So everything we took this
MR. LESHER: That's been enormously	2	up last week at MACo. We could not, as for
helpful. Thank you.	3	MACo's standpoint, on the minimum wage, we did
CAPTAIN NEWBERRY: Thank you very much.	4	not take a position because it definitely was a
MR. PACK: Thank you very much guys.	5	difference between the more urban counties, who
Appreciate it.	6	were supporting the minimum wage, and the more
Council, just on your agenda we have	7	rural 16 counties.
Council consideration of HB 976. This is the	8	And we wrote a letter for the Rural County
labor and employment minimum wage bill.	9	Coalition, which then the Council, we had it on
Council has already taken this matter up.	10	our agenda a couple of weeks ago, took a
This is just for the public record.	11	position to support with the rural counties, to
MS. PRICE: This is a different one. This	12	oppose the minimum wage. And I went up and
is different. If you'll	13	offered that testimony.
MR. PACK: Okay. Wait a second, hold on.	14	This one is different. This one, as
I apologize. Let me jump forward to my	15	Mr. Kupersmith said, goes county by county.
agenda.	16	This one is can I say dead on arrival to
MS. PRICE: This is the one by Delegate	17	the nth degree. I mean it's just not going to
MR. PACK: Yes. This is the one	18	happen because it goes even beyond going below,
i i		
MS. PRICE: County by county.	19	giving the counties ability to go even below
	19 20	giving the counties ability to go even below the 10.10. It goes back. It would give the
y mon good e plo ve con the contract of the co	And again, we want to keep this dialogue moving forward with yourself and Bruce, with our watermen so we can help you guys out as much as we possibly can.  MR. HARRISON: Thank you very much.  CAPTAIN NEWBERRY: And if you ever want to get an update on where these bills exactly are to the minute, like I said, our website, delmarvafisheries.com. And we have updates every day twice a day.  MR. LESHER: The document that you provided us with all the links to the egislation and the fiscal note  CAPTAIN NEWBERRY: It's all right on that website. Instead of having to go to your computer, you get on our website, click, then  Page 95  You got it right there.  MR. LESHER: That's been enormously melpful. Thank you.  CAPTAIN NEWBERRY: Thank you very much.  MR. PACK: Thank you very much guys.  Appreciate it.  Council, just on your agenda we have  Council consideration of HB 976. This is the abor and employment minimum wage bill.  Council has already taken this matter up.  This is just for the public record.  MS. PRICE: This is a different one. This is different. If you'll  MR. PACK: Okay. Wait a second, hold on.  I apologize. Let me jump forward to my agenda.	And again, we want to keep this dialogue noving forward with yourself and Bruce, with our watermen so we can help you guys out as much as we possibly can.  MR. HARRISON: Thank you very much. CAPTAIN NEWBERRY: And if you ever want to get an update on where these bills exactly are to the minute, like I said, our website, delmarvafisheries.com. And we have updates every day twice a day.  MR. LESHER: The document that you forovided us with all the links to the egislation and the fiscal note CAPTAIN NEWBERRY: It's all right on that evebsite. Instead of having to go to your computer, you get on our website, click, then  Page 95  Wou got it right there.  MR. LESHER: That's been enormously nelpful. Thank you.  CAPTAIN NEWBERRY: Thank you very much.  MR. PACK: Thank you very much guys.  Appreciate it.  Council, just on your agenda we have Council consideration of HB 976. This is the abor and employment minimum wage bill.  Council has already taken this matter up.  This is just for the public record.  MS. PRICE: This is a different one. This is different. If you'll  MR. PACK: Okay. Wait a second, hold on. I apologize. Let me jump forward to my agenda.

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1	minimum wage of \$7.25.	1	MS. PRICE: You wouldn't send a letter of
2	So not only is it not tolerable to the	2	no position. You would just be silent.
3	legislature, but then it goes down to 7.25.	3	MR. CALLAHAN: That's what I'm saying.
4	The rural counties discussed maybe going	4	MS. PRICE: It's just unfortunate.
5	to a regional approach, which was the exact	5	MR. CALLAHAN: Okay.
6	same testimony we gave a week and a half ago on	6	MR. PACK: So is there a motion for no
7	minimum wage bill, saying please let us do it	7	position? Made by Mr. Callahan. Is there a
8	by region. And there's a way to do that with	8	second?
9	prevailing wage and you can look at that.	9	MS. PRICE: Second.
10	But this one is not going anywhere. So	10	MR. PACK: Second by Ms. Price. Any
11	the rural counties discussed whether or not we	11	further discussion?
12	would take a position on this bill. We knew	12	MR. LESHER: Does this require action?
13	that it would just be unfortunately a waste of	13	MR. PACK: No.
14	ink because it's not going anywhere on a county	14	MR. LESHER: Then okay.
15	by county.	15	MR. PACK: The motion is made and seconded
16	Had we done so, we would have done it by	16	of Council to take no position on HB 976.
17	region as opposed to county by county. So	17	Madam Secretary, please call your roll.
18	that's what I know on this particular bill.	18	SECRETARY: Mr. Pack.
19	I know Delegate Parrott is looking for at	19	MR. PACK: Aye.
20	least some letters of support, but it's not	20	SECRETARY: Mr. Divilio.
21	going anywhere.	21	MR. DIVILIO: Aye.
	Page 99		Page 101
1	MR. PACK: We've already done this	1	SECRETARY: Mr. Callahan.
2	electronically.	2	MR. CALLAHAN: Aye.
3	MS. PRICE: Not this one.	3	SECRETARY: Ms. Price.
4	MR. CALLAHAN: I don't think this one.	4	MS. PRICE: Aye.
5	MS. PRICE: Not this one. We did the	5	SECRETARY: Mr. Lesher.
6	minimum wage one.	6	MR. LESHER: I fail to understand what I'm
7	MR. PACK: The minimum wage.	7	voting on here.
8	MS. PRICE: \$15. This is the opposite.	8	MS. PRICE: That we're not going to do
9	MR. PACK: Okay. Any additional comment	9	anything.
10	on the matter? This is asking us for a letter	10	MR. PACK: To not send a letter of
11	of support from Delegate Parrott.	11	support, nor are we sending a letter of
12	I am getting it confused with the other	12	opposition.
13	minimum wage bill, I apologize, that we've	13	MR. LESHER: But we didn't need a motion
14	already written our letter for.	14	and a second to do that.
15	If there's no more comment, is there a	15	MR. PACK: To not send a letter of support
16	motion either to send a letter of support, an	16	or a letter of opposition. So you're motion
17	opposition, or no position on this at this	17	is?
18	time?	18	You can always abstain.
19	MR. CALLAHAN: No position.	19	MS. PRICE: Don't worry. (Inaudible) all
20	MR. PACK: Mr. Callahan is saying a letter	20	the time.
21	of no position.	21	MR. PACK: You can always abstain.
			· · · · · · · · · · · · · · · · · · ·

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1	MS. PRICE: no position. So we're	1	reviewed by the Oxford Fire Department and they
2	taking a vote on no position.	2	meet their approval?
3	MR. LESHER: Okay.	3	MR. KUPERSMITH: Yes. According to their
4	MR. PACK: I can't make the vote for you.	4	attorney, the trustees of the fire company
5	So you have to make it yourself for the record.	5	voted to approve this from their side last
6	MR. LESHER: I will support the no	6	Thursday evening.
7	position I suppose. Aye.	7	MR. PACK: Okay.
8	MR. PACK: Thank you.	8	MS. PRICE: Make a motion to approve.
9	Now, next matter we have before us is an	9	MR. CALLAHAN: Second it.
10	approval for a contract on the Oxford Volunteer	10	MR. PACK: Motion by Ms. Price. Second by
11	Fire Station easement. Who will be here for	11	Mr. Callahan. Any further discussion on the
12	that? I guess Mr. Kupersmith is back up for	12	matter before us?
13	that one.	13	Hearing none, Madam secretary, please call
14	MR. KUPERSMITH: Sure. So just briefly to	14	your roll.
15	summarize, we have two documents here for you	15	SECRETARY: Mr. Pack.
16	all to consider and we're seeking your approval	16	MR. PACK: Aye.
17	on these.	17	SECRETARY: Mr. Divilio.
18	One is the confirmatory easement, which	18	MR. DIVILIO: Aye.
19	would confirm existing land rights that are	19	SECRETARY: Mr. Callahan.
20	already of record that the Oxford Volunteer	20	MR. CALLAHAN: Aye.
21	Fire Company has, is entitled to use. And this	21	SECRETARY: Ms. Price.
	Page 103		Page 105
1	is a 50-foot wide strip of land that is on the	1	MS. PRICE: Aye.
2	county Oxford Park property directly adjacent	2	SECRETARY: Mr. Lesher.
3	to the fire company. The fire company would	3	MR. LESHER: Aye.
4	use it, does use it, has used it for ingress	4	MR. KUPERSMITH: Thank you.
5	and egress to and from the fire company	5	MR. PACK: Thank you. Okay. County
6	property. So this is just confirming those	6	manager's report. Mr. Hollis.
7	rights that they already have.	7	MR. HOLLIS: Council, one quick item. You
8	And the second document is a neutral	8	already have in your budget over \$259,000 for a
9	release agreement that is something of a	9	replacement of the central control panel at the
10	housekeeping measure just as part of the	10	Detention Center. We're asking for sole source
11	process of going through and doing this	11	procurement approval to let that job to
12	confirmatory easement. The parties, the county	12	Montgomery Technologies System in the amount of
13	and the fire company, are respectively	13	\$234,300.
14	releasing any claims that they have related to	14	You received a memo from the director in
15	this easement area since the confirmatory	15	your packet.
16	easement clarifies and confirms what the	16	MR. PACK: Got it. Any questions?
17	parties rights are.	17	MR. HOLLIS: Or I can quickly go into it.
18	So staff would request that you all	18	MR. PACK: No.
19	consider and take a vote to approve these two	19	MR. HOLLIS: Or not.
20	documents.	20	MR. PACK: We've already seen it. It has
21	MR. PACK: And they've already been	21	already been done.
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	Taibot County	Work Session March 4, 2019
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1	MR. HOLLIS: Correct.	1 STATE OF MARYLAND 2 I, Diane Houlihan, a Notary Public in and
2	MR. PACK: Is there a motion?	for the State of Maryland, County of Anne Arundel,
3	MR. CALLAHAN: I'll make a motion.	3 do hereby certify that the within named, Talbot County Council Audio, personally appeared before me
4	MR. PACK: Motion by Mr. Callahan.	4 at the time and place herein set according to law,
5	MR. LESHER: Second.	was interrogated by counsel. 5
6	MR. PACK: Second by Mr. Lesher. Any	I further certify that the examination was 6 recorded stenographically by me and then transcribed
7	further discussion?	from my stenographic notes to the within printed
8	Hearing none, Madam Secretary, please call	7 matter by means of computer-assisted transcription in a true and accurate manner.
9	your roll.	8
10	SECRETARY: Mr. Pack.	I further certify that the stipulations 9 contained herein were entered into by counsel in my
11	MR. PACK: Aye.	presence.
12	SECRETARY: Mr. Divilio.	I further certify that I am not of counsel
13	MR. DIVILIO: Aye.	11 to any of the parties, not an employee of counsel, nor related to any of the parties, nor in any way
14	SECRETARY: Mr. Callahan.	12 interested in the outcome of this action.
15	MR. CALLAHAN: Aye.	AS WITNESS my hand Notorial Seal this 8th day of March, 2019
16	SECRETARY: Ms. Price.	14 day of Maich, 2013
17	MS. PRICE: Aye.	15 16
18	SECRETARY: Mr. Lesher.	Diane Houlihan
19	MR. LESHER: Aye.	17 Notary Public 18
20	MR. HOLLIS: Thank you. That's all.	19
21	MR. PACK: Council comment. Mr. Divilio,	20 My commission expires September 16, 2021 21
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1	anything from you?	
2	MR. DIVILIO: No. I'm good.	
3	MR. PACK: Mr. Callahan.	
4	MR. CALLAHAN: Nope. I'm good.	
5	MR. PACK: Ms. Price.	
6	MS. PRICE: No.	
7	MR. PACK: Mr. Lesher.	
8	MR. LESHER: I have nothing.	
9	MR. PACK: I have nothing. And I don't	
10	have anything Ms. Morris, I'm looking at	
11	you. I don't have any statement to read. So I	
12	have nothing either.	
13	Thank you all very much for coming out.	
14	Really appreciate it.	
15	Next Council meeting be will on	
16	March 12th.	
17	SECRETARY: Yeah.	
18	(Meeting concluded at: 3:34 p.m.)	
19	• •	
20		
21		

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