



TALBOT COUNTY, MARYLAND

County Council

MINUTES

December 12, 2017

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

- I. Agenda – Ms. Williams requested and received Council’s unanimous consent for approval of the Agenda of Tuesday, December 12, 2017.
- II. Minutes – Ms. Williams requested and received Council’s unanimous consent for approval of the Minutes of Tuesday, November 14, 2017 and Tuesday November 28, 2017.
- III. Disbursements – Ms. Williams requested and received Council’s unanimous consent for approval of the Disbursements of Tuesday, December 5, 2017, and Tuesday, December 12, 2017.
- IV. Presentation of Certificate of Recognition to Leonard Rieck – The Clerk read a certificate of recognition into the record in commemoration of Mr. Rieck having attained 100 years of age. The certificate of recognition outlined Mr. Rieck’s extensive work history as a resident of Talbot County and highlighted his civic activities, including his almost 75 years as a member of the Easton Volunteer Fire Department. Upon motion by Mr. Callahan, seconded by Mr. Pack, the Council approved the Certificate of Recognition by voting 5 – 0 as follows:

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

Council presented the Certificate of Appreciation to Mr. Rieck and congratulated him on his lifetime of achievements.

- V. Introduction of Numbered Resolution:

A RESOLUTION TO APPROVE EXECUTION OF A LEASE OF APPROXIMATELY 1,600 SQUARE FEET OF OFFICE SPACE AT THE TALBOT COUNTY BUSINESS CENTER, 28712 GLEBE ROAD, EASTON, MARYLAND 21601, FURTHER DESCRIBED AS TAX MAP 25, PARCEL 58, TO GLOBAL VISION 2020, INC., FOR A TERM OF ONE (1) YEAR WITH A BASE RENT OF FOUR THOUSAND EIGHT HUNDRED DOLLARS (\$4,800) PER YEAR, PLUS A PROPORTIONATE SHARE OF ALL TAXES, UTILITIES, AND COMMON AREA MAINTENANCE EXPENSES, AMONG OTHER CHARGES was read into the record by the Clerk and brought forward for introduction. The resolution was introduced by Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price and Ms. Williams as Resolution No. 256. A public hearing was scheduled for Tuesday, January 9, 2018 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington St., Easton, Maryland 21601.

VI. Introduction of Legislation:

A BILL TO ESTABLISH A CLEAN ENERGY LOAN PROGRAM FOR COMMERCIAL PROPERTIES PURSUANT TO LOCAL GOVERNMENT ARTICLE § 1-1101 ET SEQ., MARYLAND ANNOTATED CODE was read into the record by the Clerk and brought forward for introduction. The legislation was introduced by Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price and Ms. Williams as Bill No. 1379. A public hearing was scheduled for Tuesday, January 9, 2018 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington St., Easton, Maryland 21601.

VII. Eligible for Vote:

Bill 1376, A BILL TO AMEND THE OFFICIAL ZONING MAPS OF TALBOT COUNTY, MARYLAND (SPECIFICALLY, MAPS 1, 4, 5, 10, 11, 12, 14, 16, 22, 24, 31, 32, 40, 40A, 41, 42, AND 48) AND THE CATALOG OF LIMITED DEVELOPMENT AREAS (“LDA’S”) AND INTENSELY DEVELOPED AREAS (“IDA’S”) OF TALBOT COUNTY, MARYLAND (SPECIFICALLY, LDA MAPS 32, 42, 48, 52, 53, 58, 69, AND 70) TO MODIFY VILLAGE CENTER ZONING DISTRICT (“VC ZONE”) BOUNDARIES FOR THE VILLAGES OF BOZMAN, CLAIBORNE, CORDOVA, COPPERVILLE, LONGWOODS, MCDANIEL, NEWCOMB, ROYAL OAK, SKIPTON, TUNIS MILLS, WITTMAN, WILLIAMSBURG AND WYE MILLS AS RECOMMENDED IN THE 2016 TALBOT COUNTY COMPREHENSIVE PLAN (THE “COMPREHENSIVE PLAN”), AND TO REZONE AFFECTED LANDS REMOVED FROM THE VC ZONE TO ZONING CLASSIFICATIONS CONSISTENT WITH THE COMPREHENSIVE PLAN AND IN ACCORDANCE WITH THE SURROUNDING AREAS, was read into the record by the Clerk and brought forward for vote. Prior to the vote, Anthony Kupersmith, Acting County Attorney, stated that staff wished to offer non-substantive amendments to the legislation for the purpose of correcting several minor drafting errors affecting maps 40, 41, and 48. Mary Kay Verdery, Planning Officer, outlined the map amendments as follows: Map 40 – a parcel inadvertently designated as RC (within the Critical Area) is outside the Critical Area and should be zoned WRC; Map 41 – the paper copy of parcels 68, 97 and 145 inadvertently did not reflect the complete parcels as reflected on the digital maps; and Map 48 – parcels 19, 20 and 113 were inadvertently left in the VC zone and should have been designated as agricultural conservation (AC) per the property owner’s request. Ms. Verdery stated that the Planning Commission, at its meeting on December 7, 2017 recommended adopting the map amendments. Upon motion by Mr. Pack, seconded by Mr. Callahan, the Council approved acceptance of the amendments as presented by voting 4 – 1 as follows:

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

Upon motion by Mr. Bartlett, seconded by Ms. Price, the Council approved moving Bill No. 1376, as amended, to third reader by voting 4 – 1 as follows:

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

Council members expressed their appreciation to Ms. Verdery and the Office of Law for their many hours of work on the maps which, Council reiterated, had been developed following a lengthy process of meetings with

21 of the 22 villages thus far, being fully vetted with the public, and being determined by the Planning Commission to be consistent with the 2016 Comprehensive Plan.

Upon motion by Mr. Bartlett, and no objection by the Council, a full reading of the legislation was waived.

The Council approved Bill No. 1376, as amended, by voting 4 – 1 as follows:

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

Bill No. 1376 will become effective as provided for in the legislation.

Following Council’s vote, Ms. Verdery stated that approval of the maps is required prior to moving forward with the next phase, the zoning designations for the villages.

VIII. County Manager’s Report:

- A. Bid No. 17-19, LED LIGHTING UPGRADES TO LANDSIDE PUBLIC USE AREAS EASTON / NEWNAM FIELD AIRPORT – EASTON, MARYLAND – Requested Council approval to have Easton Airport apply for and accept grant funding from the Maryland Aviation Administration (MAA). If approved, funding will be utilized for a back-up weather system and the installation of new LED lighting at the Airport; total cost of the projects is \$57,475.00; Easton Airport will pay 25%, or \$14,369.00. Mr. Hollis stated that the back-up weather system will be provided by Wolen, LLC, which is currently under contract with Easton Airport for tower systems maintenance, at a cost of \$23,376.00. He stated that Mr. Henry is recommending that Bid No. 17-19 be awarded to Chuck’s Electrical Service in the sum of \$34,099; both projects are contingent upon receipt of MAA grant funding. Mr. Henry state that Chuck’s Electrical Service was the bidder with the lowest Return-On-Investment and the highest yearly cost savings compared to other bidders. Upon motion by Mr. Pack, seconded by Mr. Callahan, the Council approved the requests as presented by voting 5 – 0 as follows:

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

IX. Public Hearings:

Resolution No. 253, A RESOLUTION TO APPROVE EXECUTION OF A LEASE OF APPROXIMATELY 1,044 SQUARE FEET OF OFFICE SPACE AT THE TALBOT COUNTY BUSINESS CENTER, 28712 GLEBE ROAD, EASTON, MARYLAND 21601, FURTHER DESCRIBED AS TAX MAP 25, PARCEL 58, TO SUPERIOR STAGING & REDESIGN, LLC, FOR A TERM OF ONE (1) YEAR WITH BASE RENT OF SIX THOUSAND TWO HUNDRED AND SIXTY-FOUR DOLLARS (\$6,264) PER YEAR PLUS A PROPORTIONATE SHARE OF ALL TAXES, UTILITIES, AND COMMON AREA MAINTENANCE EXPENSES, AMONG OTHER CHARGES, was read into the record by the Clerk and brought forward for public hearing. Prior to the public hearing, Cassandra Vanhooser, Director of Economic Development and

Tourism, briefed the Council on the services provided by Superior Staging & Redesign, LLC, the subject of Resolution No. 253, and Global Vision 2020, Inc., the subject of Resolution No. 256, just introduced. The public hearing was then held on Resolution 253 and the public was afforded an opportunity to comment on the proposed resolution. Upon motion by Ms. Price, seconded by Mr. Pack, the Council approved Resolution No. 253 by voting 5 – 0 as follows:

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

Resolution No. 253 is effective immediately.

Bill No. 1377, A BILL TO AMEND CHAPTER 11 OF THE TALBOT COUNTY CODE (ALCOHOLIC BEVERAGES) TO ESTABLISH A CLASS “T” LICENSE FOR ALCOHOL DISPENSARY BISTROS AUTHORIZING THE HOLDER THEREOF TO SELL AT RETAIL BOTH PACKAGED CONTAINERS OF BEER, WINE, AND LIQUOR FOR CONSUMPTION OFF-PREMISES AND CRAFT BEER AND WINE FOR CONSUMPTION ON-PREMISES AT THE SAME LOCATION DESCRIBED IN THE LICENSE, was read into the record by the Clerk, brought forward for public hearing and the public was afforded an opportunity to comment on the proposed legislation. Upon motion by Ms. Price, seconded by Mr. Callahan, Bill No. 1377 was brought to third reader with the Council voting 5 – 0 as follows:

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

Upon motion by Mr. Bartlett, and no objection by the Council, a full reading of the legislation was waived. Upon motion by Ms. Price, seconded by Mr. Pack, Bill 1377 was brought forward for vote with the Council voting 5 – 0 as follows:

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

The Council approved Bill 1377 by voting 5 – 0 as follows:

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

X. Council Comments:

Ms. Price – Ms. Price stated that, in her opinion, last week’s MACo Conference was three days of wonderful discussions and information, and the Council received a preview of

what's coming up in Annapolis. She stated that there were also opportunities following the sessions to mix and mingle, which, in her opinion, are sometimes more informative than the discussions themselves; they provide an opportunity to build relationships with other elected officials and the Governor's staff so that even if there is disagreement on a piece of legislation, you have that mutual respect you only get through building those relationships through the MACo conferences. Following Mr. Bartlett's comments, Ms. Price stated that Governor Hogan had rearranged his schedule to be present for the dinner and swearing in of the MACo officers for the next year.

Mr. Bartlett- Mr. Bartlett stated that he, too, had enjoyed the MACo Conference and concurred with Ms. Price's statement that it was a great opportunity to chat with elected officials from other jurisdictions, to get to know people better, and to learn that we are all pretty much fighting a lot of the same issues. Mr. Bartlett expressed his appreciation to MACo for their hard work putting together, in his opinion, such a fantastic conference; it was well done. Mr. Bartlett concluded his comments by complimenting the Governor for making his staff very accessible so that they are aware of the issues, and that the Governor deserves a lot of credit for that accessibility.

Mr. Callahan - Mr. Callahan stated that, in his opinion, we are very fortunate to have both a governor and MACo who think so much of the counties that their respective staffs engage with the counties. He stated that it's just a pleasurable, friendly environment. He stated that, in his opinion, the dinners were great, and it is great to be a part of something like MACo which makes a difference.

Mr. Pack - Mr. Pack stated that MACo was, in his opinion, great again this year. He congratulated Ms. Price for again representing the Council on the MACo Board of Directors, and thanked the Governor for rearranging his schedule to attend the dinner on Wednesday. He stated that he, Mr. Bartlett and Ms. Price had an opportunity to meet with representatives on the preliminary study regarding another Bay crossing and to let them know their feelings on any potential crossing that involved Talbot County, and gave them some suggestions. Mr. Pack congratulated Linda Webb, Director, Talbot County Department of Social Services, and her staff for hosting their annual foster parents Christmas dinner at the Easton Volunteer Fire Department. He stated that, in his opinion, the foster parents who bring young children and adolescents into their homes year after year need to be acknowledged and thanked for the job they do in providing such a valuable service to the community. Mr. Pack also expressed his appreciation to Marilyn Neal, Executive Director, and her staff at the Neighborhood Service Center for the job they do in reaching out and serving the community. Mr. Pack concurred with his colleagues that the MACo Winter Conference was great and concluded his comments by again congratulating Ms. Price for representing the Council on the MACo Board of Directors.

XI. Upon motion by Mr. Pack, seconded by Mr. Callahan, the Council voted to adjourn and to reconvene in Open Session at 4:30 p.m. on Tuesday, December 19, 2017, a Special Legislative Day, and immediately adjourn into Closed Session for discussion of legal, personnel and real estate matters as listed on the Statement for Closing the Meeting, and at 6:00 p.m. for the regularly scheduled meeting by voting 5 – 0 as follows:

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

The meeting adjourned at 6:50 p.m.

The transcript of the December 12, 2017 County Council meeting is available for review in the Office of the County Manager during regular office hours.

XII. On Tuesday, December 12, 2017 a Closed Session of the Talbot County Council convened at 4:40 p.m. in the Bradley Meeting Room and County Council Conference Room. Upon motion by Mr. Bartlett, seconded by Mr. Callahan, the Council met in Closed Session by voting 5 – 0 as follows:

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

In accordance with General Provisions Article § 3-305(b)(1)(i) (7)(8) the purpose of the Closed Session was for personnel matters to discuss a personnel matter involving the Sheriff’s Office; to discuss appointments to various County boards and committees; and to discuss a personnel matter in Planning and Zoning; and for legal matters for legal advice regarding litigation involving *Clayland Farm Enterprises, LLC vs. Talbot County, et al.* The Closed Session ended at 5:30 p.m.

CASH STATEMENT 12/05/2017

BALANCE 11/28/2017	\$35,580,905.31
TOTAL ADP PAYROLL PPE 11/17/2017	(562,318.51)
TOTAL ADP PAYROLL PPE 11/30/2017	(14,073.30)
DEFERRED COM DED PPE 11/17/17 & 11/30/17	(16,195.73)
PENSION DED PPE 11/17/17 & 11/30/17	(35,696.53)
SECU DED PPE 11/17/17	(4,479.64)
DEF COMP PPE 11/17/17 PLAN 401(A)	(2,695.17)
FLEX SPENDING PPE 11/30/2017	(233.33)
FLEX SPENDING PPE 11/17/2017	(3,172.53)
BOARD OF EDUCATION 11/2017	(4,196,201.00)
INTEGRA CLAIMS THRU 11/27/2017	(80,126.98)
DEC2017 RETIREE HEALTH INS PLAN #727	(25,562.46)
DEPOSITS	960,008.90
CHECKS	(567,984.76)
VOIDED CHECK #(S) 319185, 320872	1,075.75
BALANCE 12/05/2017	<u>31,033,250.02</u>

AIRPORT ACCOUNTS

AIP42 0.00

AIRPORT ACCOUNTS TOTAL BALANCE 0.00

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
-------------------------	----------------------	-------------	---------------

PNC-MLGIP INVESTMENTS TOTAL		1.12%	8,000,000.00
1880 BANK			10,002,054.99

TOTAL INVESTED \$18,002,054.99

PETTY CASH BALANCE \$15,570.00

GRAND TOTAL ALL FUNDS \$49,050,875.01

CASH STATEMENT 12/12/2017

BALANCE 12/05/2017 \$31,033,250.02

2017 EMPLOYEE HOLIDAY BONUS CHECKS	(88,578.67)
ELECTION BOARD PPE 10/24/2017 & 11/7/2017	(13,758.67)
INTEGRA CLAIMS THRU 12/4/2017	(62,179.11)
2017 RETIREMENT BILL BREAKDOWN FY2018	(1,084,960.00)
2017 RETIREMENT BILL BREAKDOWN FY2018	(20,985.00)
STATE REPORT 11/2017	(147,075.16)
USDA/RD MTHLY SEWER BOND PYMT DECEMBER 2017	(1,304.00)
WF/GF EQUIP LEASE 11/2017	(4,222.00)

DEPOSITS	7,277,419.74
CHECKS	(752,566.39)

BALANCE 12/12/2017 36,135,040.76

AIRPORT ACCOUNTS

AIP42 0.00

AIRPORT ACCOUNTS TOTAL BALANCE 0.00

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
-------------------------	----------------------	-------------	---------------

PNC-MLGIP INVESTMENTS TOTAL		1.12%	8,000,000.00
1880 BANK			10,002,054.99

TOTAL INVESTED \$18,002,054.99

PETTY CASH BALANCE

\$15,570.00

GRAND TOTAL ALL FUNDS

\$54,152,665.75