



TALBOT COUNTY, MARYLAND

County Council

MINUTES

January 14, 2020

Present – President Corey W. Pack, Vice President Chuck F. Callahan, Frank Divilio, Pete Leshner, Laura Price, County Manager R. Andrew Hollis, County Attorney Anthony Kupersmith, and Assistant County Attorney Mary O’Donnell.

- I. Agenda – The Agenda of Tuesday, January 14, 2020 was brought forward for approval. Mr. Pack requested to amend the Agenda to move *Item IX, Easton Elementary School Project – Architect’s fee Adjustment Request* forward on the Agenda, immediately following consideration of approval of *Item IV, Disbursements*; there was no objection. Mr. Pack then requested and received Council’s unanimous consent for approval of the Agenda of Tuesday, January 14, 2020, as amended.
- II. Minutes – Mr. Pack requested and received Council’s unanimous consent for approval of the Minutes of Tuesday, November 19, 2019, Tuesday, December 10, 2019, and Tuesday, December 17, 2019.
- III. Disbursements – Mr. Pack requested and received Council’s unanimous consent for approval of the Disbursements of Tuesday, December 24, 2019, Tuesday, December 31, 2019, Tuesday, January 7, 2020, and Tuesday, January 14, 2020.
- IV. Easton Elementary School Project – Architect’s Fee Adjustment Request – Kevin Shafer, Plant Operations and Maintenance Manager, Talbot County Public Schools; Thomas A. King, AIA, Noelker and Hull Architects, Inc. – Mr. Shafer and Mr. King briefed the Council on a request for an adjustment in the architect’s fee in the sum of \$98,383.75. The fee adjustment is related to requested or required changes to the project by the builder (Whiting Turner) and/or Talbot County Public Schools which were unforeseen at the time of the contract negotiations. Mr. King stated that several of the changes were related to State-mandated LEED (Leadership in Environmental and Engineering Design) requirements. Council discussion ensued with Mr. King, Mr. Shafer, and Chuck Weber, Talbot County’s representative for the Easton Elementary School Project. Upon motion by Mr. Callahan, seconded by Mr. Leshner, the Council approved the fee adjustment, one-half of which will be taken from remaining funds in the budget for architectural services and one-half from FY20 Contingency Funding by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner - Aye
- V. Proclamation – National Mentoring Month – January 2020 – Prior to presentation of a proclamation in recognition for National Mentoring Month, Gerson Martinez, Executive Director, Talbot Mentors, stated that Talbot Mentors has been supporting youth in one-to-one mentorships for the past 23 years. He stated that mentoring programs are recognized nationally as a proven way to strengthen communities for today as well as into the future. Mr. Martinez stated that in 2019, Talbot Mentors was the recipient of the County Department of Economic Development and Tourism Non-profit Community Impact Award and the 2019 Maryland Mentoring Program of the Year Award (the best in class program for the State of Maryland) from the National Mentoring Partnership. Mr. Martinez thanked the mentors, donors, board members and

the families and children who are served for their support. He introduced the staff members of Talbot Mentors in attendance and Council members expressed their appreciation to Mr. Martinez for the work done by his organization and encouraged anyone who is interested in being a mentor to a young person to contact Mr. Martinez. The Clerk then read a proclamation into the record in recognition of January as National Mentoring Month. The proclamation spoke of the importance of mentoring and quality mentoring programs which help adult volunteers build positive relationships with youth to help them better navigate relationships at school, socially, and at home, thereby building stronger communities. Upon motion by Mr. Callahan, seconded by Mr. Leshner, the Council approved the proclamation by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner - Aye

Mr. Divilio presented the Proclamation to Mr. Martinez and representatives of Talbot Mentors in attendance.

VI. Presentation by For All Seasons, Inc. – Beth Anne Langrell, MS, Chief Executive Officer, For All Seasons, Inc. – Ms. Langrell provided a brief definition of human trafficking which involves the use of force, lies, or threats to make victims work against their will for little or no pay, or to have sex for money or something of value such as food, shelter, clothing, or drugs. She stated that human trafficking is a growing issue both nationally and locally and outlined the efforts of For All Seasons, Inc. to help the victims of human trafficking. She briefed the Council on several upcoming events to promote awareness of human trafficking, including *Open Your Eyes to Human Trafficking*, an educational program for For All Seasons, Inc. community partners which will be held at Temple B’nai Israel on Tuesday, January 28th, *Red Devil Moon*, the story of the harvest of sugarcane in the South, on Thursday, January 30th at the Avalon Theatre in Easton, and the annual fundraiser, *Heart and Music*, at the Oxford Community Center on March 5, 6, 7, and 8th. For All Seasons, Inc. is also working with the Mid-Shore Council on Family Violence, the Department of Homeland Security and the Governor’s Office of Crime Control and Prevention to continue to serve local victims of human trafficking. Council expressed its appreciation for the work of For All Seasons, Inc.

VII. Proclamation – Human Trafficking Awareness Month – January 2020 – The Clerk read a proclamation into the record in recognition of January as Human Trafficking Awareness Month. The proclamation spoke of the growing prevalence of human trafficking throughout the world and the tremendous moral and economic toll of human trafficking on its victims and on communities. Upon motion by Mr. Callahan, seconded by Mr. Divilio, the Council approved the proclamation by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner – Aye

Ms. Price presented the Proclamation to Ms. Langrell who accepted on behalf of For All Seasons, Inc.

VIII. Update on Request by VFW Post 5118 for Memorials for Talbot County KIAs from World War I, World War II, and Korean War on Courthouse Grounds – Agnes Blades and Nancy Gooding, VFW Post 5118 – Ms. Blades and Ms. Gooding updated the Council on VFW Post 5118’s request and proposal to the County for the placement of memorials on the Courthouse grounds to Talbot County soldiers Killed In Action

(KIAs) from World War I, World War II, and Korea. They provided an artist’s rendering of the proposed memorials, the dimensions of each memorial, anticipated costs of construction and landscaping, and fundraising goals. Council had previously expressed their support for the project via straw vote. Ms. Gooding stated that the Town of Easton Historic District Commission had unanimously approved the project moving forward for the monument only, with the condition that before the monuments are installed, a landscaping plan be presented to the Commission for independent review. Council discussion ensued with Ms. Blades and Ms. Gooding. Upon motion by Mr. Leshner, seconded by Mr. Callahan, the Council approved having them move forward with the design and fundraising by voting 5 – 0 as follows:

- Mr. Pack – Aye
- Mr. Divilio – Aye
- Mr. Callahan – Aye
- Ms. Price – Aye
- Mr. Leshner – Aye

At Council’s request, Brian Moore, Facilities Manager, will meet with the landscaper selected by VFW Post 5118 to discuss the landscaping portion of the project.

- IX. Presentation by Talbot County Agricultural Community - Jack King, District Conservationist, Natural Resources Conservation Service (NRCS); John Swaine, III, Chairman, Board of Supervisors, Talbot Soil Conservation District; Howard Callahan, Nutrient Management Specialist, Nutrient Management Program, Maryland Department of Agriculture; Ed Heikes, Member, Board of Directors, Talbot County Farm Bureau; Shannon Dill, Extension Educator – AGNR, University of Maryland Extension – Talbot County; John Barga, County Executive Director, U.S. Department of Agriculture/Talbot County Farm Service Agency – Shannon Dill briefed the Council on the upcoming 68th Annual Corn Club and 49th Annual Soybean Improvement Program Recognition Dinner and noted several recently held educational workshops including estate planning, a Women in Agriculture Conference, farm management classes, food safety programs and grain marketing workshops. She stated that the annual Farm Tour with the Council will be held on Saturday, May 9, 2020 and that invitations to Plein Air on the Farm, scheduled for July 13, 2020, will be forthcoming to the Council. The representatives then briefed the Council on the following topics: policies approved by the Talbot County Farm Bureau affecting agriculture, which were forwarded to the Maryland Farm Bureau and American Farm Bureau Federation for their consideration, including: support of the Maryland Agricultural Land Preservation Foundation’s (MALPF’s) definition of prime farmland with regard to solar siting; opposition to the State of Maryland’s participation in the classification of any food as “carbon intensive” which, Mr. Swaine stated, is about the use of fuel and other energy used to produce a crop; support of adoption of requirements for comprehensive seed labeling for branded seed; support of legislation to allow utility co-ops to apply for grants in order to extend rural broadband service to underserved areas; and support of legislation to assist resource-based industries and value-added enterprises. Mr. Heikes provided information on the top three (3) policies Talbot County Farm Bureau would like to see the State pursue, as well as a national policy recommendation. Other items brought forward included Stormwater Management Plans, exemptions for truck traffic on Black Dog Alley, and conservation efforts by the agricultural community. Council discussion ensued with the representatives as various matters were brought forward. Representatives of the Talbot County agricultural community will continue to update the Council on a regular or as needed basis.

- X. Introduction of Legislation:

A BILL TO AUTHORIZE TALBOT COUNTY, MARYLAND (THE “COUNTY”) TO BORROW NOT MORE THAN TWENTY FOUR MILLION SEVEN HUNDRED NINETY FIVE THOUSAND DOLLARS (\$24,795,000) IN ORDER TO FINANCE AND REFINANCE IMPROVEMENTS TO THE PLANNING, DESIGN, CONSTRUCTION AND FURNISHING OF A NEW EASTON ELEMENTARY

SCHOOL AND THE DEMOLITION OF THE EXISTING ELEMENTARY SCHOOL AND TO EFFECT SUCH BORROWING BY THE ISSUANCE AND SALE OF ONE OR MORE SERIES OF ITS GENERAL OBLIGATION BONDS PAYABLE FROM AD VALOREM TAXES TO BE LEVIED BY THE COUNTY; EXEMPTING THE BONDS FROM THE PROVISIONS OF SECTIONS 19-205 AND 19-206 OF THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND; AUTHORIZING THE CONSOLIDATION OF SEPARATE SERIES OF BONDS INTO ONE OR MORE BONDS; AUTHORIZING THE REFUNDING OF SUCH BONDS AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS FOR SUCH PURPOSES was read into the record and brought forward for introduction. Prior to introduction, Angela Lane, Talbot County Finance Director, stated that the County was authorized to spend \$30 million for the new Easton Elementary School project; \$5,205,000 was transferred to the Capital Projects Fund from the General Fund for the new Easton Elementary School, leaving a balance of \$24,795,000 which the County is borrowing. The legislation was introduced by Mr. Callahan, Mr. Leshner, Mr. Pack, and Ms. Price as Bill No. 1441. A public hearing was scheduled for Tuesday, February 11, 2020 at 6:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

A BILL TO AMEND CHAPTER 11 OF THE TALBOT COUNTY CODE (ALCOHOLIC BEVERAGES) TO ALLOW THE BOARD OF LIQUOR LICENSE COMMISSIONERS TO ISSUE A LICENSE FOR ON-PREMISES CONSUMPTION OF MIXED DRINKS TO CLASS ONE DISTILLERIES was read into the record by the Clerk and brought forward for introduction. Prior to introduction, Mr. Leshner stated that he had received a request from Lyon Distilling in St. Michaels, which, under their State-issued license, can only offer straight shots as tastings on site. He stated that legislation approved last year by the Maryland State Legislature allows the County to permit them to offer mixed drinks with their product and he outlined the methods for doing so. Mr. Pack stated that if introduced, he would be offering an amendment stating that food must be offered. The legislation was introduced by Mr. Callahan, Mr. Divilio, and Mr. Leshner as Bill No. 1442. A public hearing was scheduled for Tuesday, February 11, 2020 at 6:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

XI. Public Hearings:

Resolution No. 279, A RESOLUTION TO FORMALLY ABANDON AND AUTHORIZE CONVEYANCE OF A CERTAIN PORTION OF WALKERS TURN ROAD (FORMER MARYLAND ROUTE 451) IN MCDANIEL, MARYLAND, SAID PORTION OF ROADWAY CONSISTING OF 0.05 MILES, MORE OR LESS, LOCATED ASTRIDE TWO PARCELS OF LAND HELD IN COMMON OWNERSHIP WITH AN ADDRESS OF 22641 WALKERS TURN ROAD, MCDANIEL, MARYLAND 21647, FURTHER DESCRIBED AS TAX MAP 22, PARCELS 167 AND 234 (COLLECTIVELY, THE "PROPERTY"); TO ESTABLISH CERTAIN CONDITIONS PRECEDENT TO SUCH ABANDONMENT AND CONVEYANCE, INCLUDING A SURVEY OF THE AREA TO BE ABANDONED AND REVISION PLAT AT THE OWNER'S EXPENSE; AND, TO AUTHORIZE CONVEYANCE OF THE COUNTY'S INTEREST IN SUCH ABANDONED PORTION OF THE ROADWAY BY QUITCLAIM DEED FOR NO MONETARY CONSIDERATION TO THE UNDERLYING FEE SIMPLE OWNER OF THE PROPERTY was read into the record by the Clerk and brought forward for public hearing. Prior to the public hearing, Anthony Kupersmith, County Attorney, stated that the owner of an adjacent property (Tax Map 22, Parcel 235) had pointed out a discrepancy between the Tax Map lines shown on Exhibit A of Resolution No. 279 and the actual property lines on the ground. He stated that the Office of Law had drafted an amendment to address the discrepancy and requested Council's consideration to substitute the new Exhibit "C" for the original Exhibit "A" which shows the correct lot lines based on a survey of the land. Council discussion ensued with Mr. Kupersmith. Mr. Kupersmith read the proposed amendment into the record and the public was afforded an opportunity to comment on the legislation. Upon motion by Ms. Price, seconded by Mr. Callahan, the amendment was

introduced by Mr. Pack, Mr. Divilio, Mr. Callahan, Ms. Price, and Mr. Leshner. The Council approved Resolution No. 279, as amended, by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner – Aye

Resolution No. 279, as amended, is effective immediately.

Resolution No. 280, A RESOLUTION TO ESTABLISH A VEHICLE WEIGHT LIMIT ON BLACK DOG ALLEY PURSUANT TO § 25-102 (A) (11) OF THE TRANSPORTATION ARTICLE, ANNOTATED CODE OF MARYLAND, AND CHAPTER 134 OF THE TALBOT COUNTY CODE (ROADS ORDINANCE) IN ORDER TO RE-ROUTE HEAVY TRUCK “THROUGH TRAFFIC” was read into the record by the Clerk and brought forward for public hearing. Prior to the public hearing, Mike Mertaugh, Assistant County Engineer, stated that Black Dog Alley does not have a design structure as exists on modern roadways, nor are there shoulders on the roadway which help support the pavement. He stated that when large and heavy vehicles traverse the roadway, it causes the pavement to crumble from the edges toward the middle necessitating continued maintenance. Mr. Mertaugh stated that large vehicles often use Black Dog Alley as a short-cut to avoid traffic on Rt. 50 through Easton. He stated that the weight restriction being proposed in the legislation is an effort to prolong the useful life of the roadway until such a time that it can be designed and reconstructed to accommodate the type of traffic which travels the road. He stated that since introduction of the legislation, the Roads Department has received feedback from numerous citizens and that he and Warren Edwards, Roads Superintendent, have several possibilities, which he outlined, for changes in the proposed legislation which will need to be discussed with the Office of Law. Mr. Mertaugh emphasized that the intent of the legislation is not to negatively impact local businesses or local users of the road. Council discussion ensued with Mr. Mertaugh and Mr. Edwards. The public was then afforded an opportunity to comment on the legislation. Council requested that Mr. Mertaugh and Mr. Edwards obtain more information regarding State requirements on weight limitations, incorporate those weight limitations into the legislation and bring back to Council for review and consideration. Mr. Leshner reminded those in attendance that everyone who puts fuel into a vehicle pays fuel taxes (highway user revenues) but very little of those funds have been returned from the State to the local jurisdictions which is one of the reasons, in his opinion, for the state of local roads in Talbot County and across Maryland over the past ten years. Council deferred action on Resolution No. 280 until more information is obtained.

Bill No. 1440, A BILL TO AUTHORIZE TALBOT COUNTY, MARYLAND (THE “COUNTY”) TO BORROW NOT MORE THAN TWO HUNDRED TWENTY-TWO THOUSAND DOLLARS (\$222,000) IN ORDER TO FINANCE AND REFINANCE IMPROVEMENTS TO CERTAIN WASTEWATER FACILITIES IN THE COUNTY AND TO EFFECT SUCH BORROWING BY THE ISSUANCE AND SALE OF ONE OR MORE SERIES OF ITS GENERAL OBLIGATION BONDS PAYABLE FROM AD VALOREM TAXES TO BE LEVIED BY THE COUNTY; EXEMPTING THE BONDS FROM THE PROVISIONS OF SECTIONS 19-205 AND 19-207 OF THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND; AUTHORIZING THE CONSOLIDATION OF SEPARATE SERIES OF BONDS INTO ONE OR MORE BONDS; AUTHORIZING THE REFUNDING OF SUCH BONDS AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS FOR SUCH PURPOSES was read into the record by the Clerk and brought forward for public hearing. Prior to the public hearing, Angela Lane, Finance Director, stated that the bond legislation is for the final phase of the St. Michaels wastewater collection system upgrades and is required by the USDA in order to borrow the funding; the County will also be receiving a \$1.278 million grant for the project. The

public was afforded an opportunity to comment on the legislation. Upon motion by Ms. Price, seconded by Mr. Callahan, the Council approved bringing Bill No. 1440 to third reader by voting 4 – 0 – 1 as follows:

Mr. Pack – Aye
Mr. Divilio – Abstain
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshler - Aye

Upon motion by Ms. Price and no objection by the Council, a full reading of the legislation was waived. The Council approved Bill No.1440 by voting 4 – 0 – 1 as follows:

Mr. Pack – Aye
Mr. Divilio – Abstain
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshler - Aye

Bill No. 1440 will become effective as provided for in the legislation.

XII. Eligible for Vote:

Bill No. 1438, A BILL TO AMEND THE CRITICAL AREA OVERLAY DISTRICT ON THE OFFICIAL ZONING MAPS OF TALBOT COUNTY TO ESTABLISH A NEW MODIFIED BUFFER AREA, IDENTIFIED AS “COMMUNITY #39”, ON CERTAIN LOTS OR PARCELS OF LAND IN THE VILLAGE OF BELLEVUE, TALBOT COUNTY, MARYLAND, DESCRIBED AS TAX MAP 46, PARCEL 141 (LOT 4), PARCEL 115, AND A CERTAIN PORTION OF PARCEL 148 was read into the record by the Clerk and brought forward for vote. Prior to the vote, Mary Kay Verdery, Planning Officer, stated that the purpose of the legislation is to establish a new modified buffer area with a setback of 50.7 feet from mean high water in the location as outlined in the legislation. She stated that in order for the legislation to move forward, a majority of the Council are required to visit the site. Ms. Verdery stated that it is her understanding that four members of the Council have visited the site. She stated that the Planning Commission reviewed the legislation and recommended that Council adopt the legislation, with the four conditions which have been incorporated into the bill. The Council approved Bill No. 1438 by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshler – Aye

Bill No. 1438 will become effective as provided for in the legislation.

XIII. Council Discussion of Possible Additional Comments Related to MDE’s Preliminary Determination of the Groundwater Discharge Permit for the Trappe East (Lakeside) Development – Ray Clarke, County Engineer stated that the Maryland Department of the Environment (MDE) had held a public hearing on November 19, 2019 regarding the preliminary determination of the discharge permit wastewater treatment system for the proposed Trappe Lakeside (formerly Trappe East) development; the comment period for which was extended until January 20, 2020. Mr. Clarke stated that on January 8, 2020, the Public Works Advisory Board reviewed the comments submitted at the November 19, 2019 public hearing and he

outlined comments made by the Board with regard to the proposed project, including the Board's recommendations for additional comments to MDE. Council discussion ensued with Mr. Clarke and Bill Anderson, Chairman, Talbot County Public Works Advisory Board. The public was afforded an opportunity to comment and Council discussion again ensued with Mr. Clarke and Mr. Anderson. Upon motion by Ms. Price, seconded by Mr. Leshner, the Council approved forwarding the comments outlined by Mr. Clarke and Mr. Anderson to MDE by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner - Aye

XIV. County Manager's Report:

A. Bid No. 19-20, FURNISHING AND DELIVERY OF AASHTO M43, SIZE NO. 8 TRIPLE WASHED AGGREGATE - Requested Council approval of the Roads Superintendent's recommendation to award Bid No. 19-20 to the low bidder, Vulcan Construction Materials, Inc. for the furnishing and delivery of approximately 3,500 tons, plus or minus, of size no. 8 triple washed aggregate in the sum of \$27.45 per ton. Upon motion by Ms. Price, seconded by Mr. Divilio, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner – Aye

B. Request from Easton Airport – Requested Council approval of the Airport Manager's recommendation to accept Airport consultant, AECOM's, proposal in the sum of \$80,064 for the design of Phase 1 of the Obstruction Removal Program at Easton Airport. Council discussion ensued with Micah Risher, Manager, Easton Airport, regarding the project which is critical to current operations at the Airport, particularly Runway 15-33; the design phase of the project is AIP reimbursable. Upon motion by Ms. Price, seconded by Mr. Callahan, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner – Aye

C. Request from Department of Public Works – Requested an after-the-fact Council approval for an emergency repair to a pump at St. Michaels Pump Station No. 2 in the sum of \$18,000. Mr. Hollis stated that the pump failed and needed to be repaired immediately. Upon motion by Mr. Leshner, seconded by Mr. Callahan, the Council approved funding for the emergency repair by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio – Aye

Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner – Aye

D. County Offices Closed – Mr. Hollis stated that County offices will be closed on Monday, January 20, 2020 in recognition of Martin Luther King, Jr.’s birthday.

XV. Public Comments: There were no public comments.

XVI. Council Comments:

Mr. Callahan – No comments.

Mr. Divilio - No comments.

Mr. Leshner - No comments.

Ms. Price - No comments.

Mr. Pack - Mr. Pack invited his colleagues to the MLK Basketball Classic to be held on Monday, January 20, 2020 at the Easton Middle School and YMCA of the Chesapeake in Easton. He stated that this is the 13th year of the event whereby middle school students from Dorchester, Caroline and Talbot counties attend the daylong event. Mr. Pack expressed his appreciation to Preston Peper and Emily Gilmer of the Parks and Recreation Department, Lorraine Gould of the Town of Easton Department of Parks and Recreation, Megan Cook of the Easton Town Council, and many other individuals for all their hard work in organizing the event. He encouraged everyone to come out for the event and stated that Senator Eckardt and Delegate Mautz usually attend for the MLK Image Award which takes place at Noon.

XVII. Upon motion by Mr. Leshner, seconded by Mr. Divilio, the Council voted to adjourn and to reconvene on Tuesday, January 21, 2020 at 6:00 p.m. in the Wye Oak Room at the Talbot County Community Center for a work session with staff and members of the Short Term Rental Review Board to continue to review and take a straw vote on the recommendations of the Short Term Rental Review Board; to reconvene on Tuesday, January 28, 2020 at 3:30 p.m. in the Bradley Meeting Room for a work session with the Talbot County Board of Electrical Examiners; and to reconvene at 4:30 p.m. in Open Session 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 for the regularly-scheduled meeting at 6:00 p.m. by voting 5 – 0 as follows:

Mr. Pack – Aye
Mr. Divilio - Aye
Mr. Callahan – Aye
Ms. Price – Aye
Mr. Leshner – Aye

The meeting adjourned at 9:09 p.m.

The transcript of the January 14, 2020 County Council meeting is available for review in the Office of the Talbot County Manager during regular office hours.

- XVIII. Work Session with Planning Commission on Cordova Master Plan Draft – Clive Graham, Project Manager, RK&K; Miguel Salinas, Assistant Planning Officer – The County Council held a work session with members of the Talbot County Planning Commission, County staff and Mr. Graham on Tuesday, January 14, 2020 at 3:00 p.m. in the Bradley Meeting Room. The purpose of the work session was to provide an update on the status of development of a Master Plan for the Village of Cordova as recommended and outlined in the 2016 County Comprehensive Plan. The Plan calls for a master plan program to help manage future growth and development so that the County’s 22 unincorporated villages remain healthy and vital. Mr. Graham provided a brief history of the village, outlined one of the challenges in developing a Plan which guides growth under existing conditions and reviewed the process of outreach efforts to gather the community’s vision for their village. Mr. Salinas utilized a PowerPoint presentation to provide information on issues considered in development of the Draft Plan, including village character, culture and infrastructure, land use/development, and zoning. Mr. Salinas also updated the Council on the status of the project proposed by American Salmon at the former location of the Allen Harim poultry processing plant in Cordova. Council discussion ensued with Mr. Graham, Mr. Salinas, and members of the Planning Commission in attendance. At Council’s request, the Draft Master Plan for the Village of Cordova will be forwarded to the Planning Commission for its review in the near future.
- XIX. Work Session with Planning Commission on Working Waterfront Overlay District Draft – The Council held a work session with staff and members of the Planning Commission on Tuesday, January 14, 2020 at 3:45 p.m. in the Bradley Meeting Room. The purpose of the work session was to discuss how best to simplify the development approval process to encourage desirable maritime commercial and maritime support commercial uses which help keep the waterfronts economically viable while balancing such development with regulatory issues, trends toward residential use and community character. Mr. Salinas provided a diagram of a working waterfront overlay district, cited examples of several current working waterfront communities in the nation and provided the recommendations of consultant, White & Smith, following their research of best practices zoning regulations of waterfront and maritime-related zoning regulations in various communities along the east coast. He stated that the conclusion of White & Smith was to utilize a base district instead of an overlay district and to restrict incompatible uses.
- XX. Summary of Closed Session Held on January 14, 2020:
1. Statement of the time, place, and purpose of the closed session:

Time of closed session: 4:50 p.m. to 5:50 p.m.
Place of closed session: County Council Conference Room
Purpose of the closed session: To consider various matters as set forth in the statement for closing the meeting
 2. Record of the vote of each member as to closing the session:

Names of members voting aye: Pack, Callahan, Price, Divilio, Leshner
Members opposed: None
Abstaining: None
Absent: None
 3. Statutory authority to close session and listing of each topic actually discussed, persons present, and each action taken in the session:

Topic description	Statutory authority	Persons present	Action taken
Discuss appointments to various boards and commissions	GP § 3-305(b) (1)	Corey Pack, Chuck Callahan, Laura Price, Frank Divilio, Pete Leshner, Andy Hollis, Jessica Morris, Anthony Kupersmith, Mary O'Donnell,	None
Discuss a personnel matter involving the Department of Parks and Recreation	GP § 3-305(b) (1)	Same as above	Consensus to fill opening
Receive legal advice regarding Open Meetings Act complaint	GP § 3-305 (b) (7)	Same as above	None
Receive legal advice regarding Clayland Farms litigation	GP § 3-305(b) (7) and (8)	Same as above	None
Discuss the acquisition of real property for a public purpose, namely suitable locations for a new Sheriff's Office	GP § 3-305 (b) (3)	Same as above	Consensus to issue an RFP

CASH STATEMENT 12/24/2019

BALANCE 12/17/2019	24,775,539.52
CIGNA CLAIMS PAID THROUGH 12/16/2019	(49,886.87)
WF/GF EQUIPMENTS LEASE 12/2019	(4,092.00)
USDA/RD QTRLY BOND PMT #92-11	(60,886.00)
USDA/RD QTRLY BOND PMT #92-09	(26,240.00)
DECEMBER 2019 ENTERPRISE LEASE PAYMENT	(4,972.74)
SALES & USE COMMUNITY CENTER DUE 12/20/2019	(823.70)
SALES & USE HOG NECK GOLF COURSE DUE 12/20/2019	(250.83)
DEPOSITS	1,590,627.79
CHECKS	(282,645.70)

VOIDED CHECK #338421 3,301.90

BALANCE 12/24/2019 **25,939,671.37**

INVESTMENTS - CERTIFICATES OF DEPOSIT

<u>Certificate Date</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Amount</u>
PNC-MLGIP INVESTMENTS TOTAL		1.68%	20,500,000.00
1880 BANK			10,107,642.96
TOTAL INVESTED			<u>30,607,642.96</u>
PETTY CASH BALANCE			<u>15,570.00</u>
<u>GRAND TOTAL ALL FUNDS</u>			<u>56,562,884.33</u>

CASH STATEMENT 12/31/2019

BALANCE 12/24/2019	25,939,671.37
TOTAL ADP PAYROLL PPE 12/13/2019	(618,642.75)
DEFERRED COMP DED PPE 12/13/2019	(17,299.87)
PENSION DED PPE 12/13/2019	(37,876.89)
DEF COMP PPE 12/13/2019 PLAN 401(A)	(7,001.87)
CIGNA CLAIMS PAID THROUGH 12/23/2019	(82,512.21)
2019 RETIREMENT BREAKDOWN FY20	(1,323,132.00)
2019 RETIREMENT BREAKDOWN FY20	(22,898.00)
DEPOSITS	1,000,894.07
CHECKS	(423,334.16)
VOIDED CHECK #338286	44,719.50
BALANCE 12/31/2019	<u>24,452,587.19</u>

INVESTMENTS - CERTIFICATES OF DEPOSIT

<u>Certificate Date</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Amount</u>
PNC-MLGIP INVESTMENTS TOTAL		1.66%	20,500,000.00

1880 BANK	10,107,642.96
TOTAL INVESTED	<u>30,607,642.96</u>
PETTY CASH BALANCE	<u>15,570.00</u>
<u>GRAND TOTAL ALL FUNDS</u>	<u>55,075,800.15</u>

CASH STATEMENT 1/07/2020

BALANCE 12/31/2019	24,452,587.19
TOTAL ADP PAYROLL PPE 12/31/2019	(14,263.83)
DEFERRED COMP DED PPE 12/31/2019	(990.00)
PENSION DED PPE 12/31/2019	(758.37)
JANUARY 2020 RETIREE HEALTH INS PLAN #727	(30,631.53)
CIGNA CLAIMS PAID THRU 12/30/2019	(112,426.93)
BOARD OF EDUCATION DECEMBER	(3,504,644.00)
SDAT/FY20 LOCAL COST SHARING	(46,373.00)
USDA/RD QTRLY BOND PYMT #92-03	(9,478.60)
DEPOSITS	5,674,379.78
CHECKS	(1,461,181.81)
VOIDED CHECK #338046,338827	5,678.00
BALANCE 1/07/2020	<u>24,951,896.90</u>

INVESTMENTS - CERTIFICATES OF DEPOSIT

<u>Certificate Date</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Amount</u>
PNC-MLGIP INVESTMENTS TOTAL		1.66%	20,500,000.00
1880 BANK			10,107,642.96
TOTAL INVESTED			<u>30,607,642.96</u>
PETTY CASH BALANCE			<u>15,570.00</u>

GRAND TOTAL ALL FUNDS

55,575,109.86

CASH STATEMENT 1/14/2020

BALANCE 1/07/2019	24,951,896.90
TOTAL ADP PAYROLL PPE 12/27/2019	(606,136.63)
DEFERRED COMP DED PPE 12/27/2019	(17,429.87)
PENSION DED PPE 12/27/2019	(38,112.25)
DEFERRED COMP PPE 12/27/2019 PLAN 401(A)	(7,039.30)
ELECTION BOARD PPE 9/24/2019	(9,149.64)
CIGNA CLAIMS PAID THRU 1/6/2020	(94,014.82)
STATE REPORT 12/2019	(1,479,430.78)
WELLS FARGO GOLF EQUIP LEASE PMT	(128.00)
USDA /RD MTHLY BOND PMT #97-08	(1,304.00)
PAYMENTUS-CHARGEBACKS	(774.21)
DEPOSITS	1,112,295.69
CHECKS	(4,798,249.93)

BALANCE 1/14/2020

19,012,423.16

INVESTMENTS - CERTIFICATES OF DEPOSIT

<u>Certificate Date</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Amount</u>
PNC-MLGIP INVESTMENTS TOTAL		1.63%	20,500,000.00
1880 BANK			10,111,935.75
TOTAL INVESTED			<u>30,611,935.75</u>
PETTY CASH			<u>15,570.00</u>
BALANCE			
<u>GRAND TOTAL ALL FUNDS</u>			<u>49,639,928.91</u>