

**COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE SESSION MINUTES
LSD 2016-10
May 17, 2016**

The County Council of Cecil County met in legislative session at the County Administration Building, 200 Chesapeake Blvd., Elk Room, Elkton, MD. The following members of the Council were present:

Robert Hodge, Council President
Dr. Alan McCarthy, Vice President
Joyce Bowsbey, Council Member
Dan Schneckenburger, Council Member
George Patchell, Council Member

NOTE: Audio recording of this meeting is available on the County website www.ccgov.org.

CALL TO ORDER

The meeting of the County Council of Cecil County of May 17, 2016 was called to order by President Hodge at 7:00 p.m. and opened with the Pledge of Allegiance.

OPENING PRAYER

Councilman Schneckenburger introduced Pastor Jack Cohen from Haven Community Church in North East who led the opening prayer.

APPROVAL OF AGENDA

On motion made by Vice President McCarthy, seconded by Councilman Schneckenburger, the Council moved to approve the legislative agenda of May 17, 2016. Motion carried unanimously.

PRESENTATION OF PROCLAMATION

The Council presented a proclamation in recognition of Safe Boating Week - May 21-27, 2016 to US Coast Guard Auxiliary Chesapeake Flotilla members David A. Silverman and Harry F. Albert.

The Council presented a proclamation in recognition of Cecil County Business Appreciation Week - May 23-27, 2016 to Lisa Webb, Director of Economic Development.

The Council presented certificates of recognition to the Boy Scouts who have completed the First Class Rank in Scouting including: Asher Peterson, William Wyman, Ian Estep, Anthony Hernandez, Austin Kuhn, Hunter Kuhn, Francis Sharkey, William Acquaviva, Mathew Jordan, Connor McGee, Michael Metcalf, Edward Dalrymple, Noah Day, Garrett De Leon, and Joshua Duncklee.

APPROVAL OF MINUTES

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the legislative session minutes of May 3, 2016 as presented. Motion was unanimously approved.

PUBLIC COMMENTS

Josh Huegel, Rising Sun, commented in support of the school budget request.

Joan DiPietro, Rising Sun, commented in support of the school budget request and for the school capital project of resurfacing the Rising Sun High School tennis/basketball courts.

PRESIDENT AND COUNCIL COMMENTS

Councilman Schneckenburger attended the County Employee Recognition Luncheon, Investiture of Dr. Bolt, North East VFC banquet and Singerly VFC banquet. He also commented on the Cecil County Firemen Association's discussion of needs for equipment, which may require funding through bonds.

Councilwoman Bowsbey attended the County Employee Recognition Luncheon, CASA board meeting, Investiture of Dr. Bolt, Singerly VFC banquet, Cecil College commencement, and Planning Commission. She is participating in Cecil County Relay for Life and will be speaking at the Cecil Leadership Institute graduation.

Councilman Patchell reported on a meeting that he attend about a proposal to transfer oversight of Garrett Island from the US Fish and Wildlife Agency to the US Parks Service in order to include the island in the John Smith Trail, which could promote tourism in the area. He also encouraged the public to visit the School of Technology's plant sale.

Vice President McCarthy attended most of the meetings previously mentioned.

Council President Hodge encouraged Council Members and public to attend the STEM Capstone Gallery Walk at Elkton High School. He also thanked the audience for attending and participating in the democratic process.

INTRODUCTION OF BILLS

Council Manager Massey stated for the record:

Bill No. 2016-11 Amendment - Electrical Code

A Bill to amend certain provisions of the National Electric Code, as adopted pursuant to Cecil County Code, Chapter 191, Electrical Standards, Article I (General Provisions), Section 191-2 (Adoption of National Electric Code).

Introduced and order posted on May 17, 2016. The public hearing for Bill No. 2016-11 will be advertised and scheduled on the Council legislation session of June 21, 2016. Tentative consideration of this Bill is scheduled on July 5, 2016.

Patrick Conway, Director of Permits and Inspections, and Bill Funk, Chief Inspector, Department of Permits and Inspections, provided introductory comments. Council questions and comments ensued.

Council Manager Massey stated for the record:

Bill No. 2016-12 Amendment - Energy Conservation Standards

A Bill to amend Chapter 195, Energy Conservation Standards of the Cecil County Code in Sections 195-1 Adoption of Standards, and 195-4 Amendments, Additions and Deletions.

Introduced and order posted on May 17, 2016. The public hearing for Bill No. 2016-12 will be advertised and scheduled on the Council legislation session of June 21, 2016. Tentative consideration of this Bill is scheduled on July 5, 2016.

Patrick Conway, Director of Permits and Inspections, and Bill Funk, Chief Inspector, Department of Permits and Inspections, provided introductory comments. Council questions and comments ensued.

INTRODUCTION OF RESOLUTIONS

Council President Hodge stated for the record that Resolution No. 20-2016 Appointment - Board of Appeals has been withdrawn by the administration.

Council Manager Massey stated for the record:

Resolution No. 21-2016 Appointment - Historic District Commission - Heidi Coleman

A Resolution to confirm the appointment of Heidi Coleman made by the County Executive to the Historic District Commission, term to expire in March 1, 2019.

There were no Council comments or questions.

Introduced, read first time, order posted on May 17, 2016 and tentatively scheduled for consideration on June 7, 2016.

Council Manager Massey stated for the record:

Resolution No. 22-2016 Appointments—Cecil County Mental Health Core Service Agency Advisory Board

A Resolution to confirm the reappointment by the County Executive of Jean-Marie Donahoo, Cameron England, Sean Cannon and Randy Bradford and to confirm the appointment of Dr. Rich Bayer, Frederick Martin and Placida Braswell to the Cecil County Mental Health Core Service Agency Advisory Board for three (3) year terms to expire June 7, 2019.

There were no Council comments or questions.

Introduced, read first time, order posted on May 17, 2016 and tentatively scheduled for consideration on June 7, 2016.

Council Manager Massey stated for the record:

Resolution No. 23-2016 Appointment—Building Board of Appeals

A Resolution to confirm the reappointment of Theresa Jackson and the appointment of David Strauss, Christopher Pearce, Douglas Day and Leroy Scott III by the County Executive to the Cecil County Building Board of Appeals in graduated term lengths of one to five years.

Al Wein, Director of Administration, provided introductory remarks. There were no Council comments or questions.

Introduced, read first time, order posted on May 17, 2016 and tentatively scheduled for consideration on June 7, 2016.

CONSIDERATION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 16-2016 Old Elk Neck Road - Speed Limit

A Resolution approving implementation of the change in the speed limit from 25 Miles Per Hour to 35 Miles Per Hour on a portion of Old Elk Neck Road.

The Resolution was introduced and posted on April 5, 2016, advertised for public hearing on April 20, 2016 and April 27, 2016. The public hearing was held and concluded on May 3, 2016.

Council Manager Massey stated for the record:

AMENDMENT NO. 1

RESOLUTION NO. 16-2016

Introduced by the Council President at the request of the County Executive.

On page 2, line 6, delete "the intersection with Turkey Point Road (Route 272)" and insert "a point 400 feet north of Howes Lane"

On page 2, lines 17-18, delete "the intersection with Turkey Point Road (Route 272)" and insert "a point 400 feet north of Howes Lane"

Councilman Schneckenburger made a motion to approve Amendment No. 1 to Resolution No. 16-2016, which was seconded by Vice President McCarthy. Council comments ensued.

Roll call vote: McCarthy - N, Bowsbey - N, Schneckenburger - Y, Patchell - Y, Hodge - N. The motion failed by a vote of 2 to 3, with Vice President McCarthy, Councilwomen Bowsbey and Council President Hodge opposed.

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to approve Resolution No. 16-2016.

Roll call vote: McCarthy - Y, Bowsbey - Y, Schneckenburger - N, Patchell - N, Hodge - Y. The motion was approved by a vote of 3 to 2, with Councilman Schneckenburger and Councilman Patchell opposed.

Council Manager Massey stated for the record:

Resolution No. 19-2016 Budget Amendment - Health Insurance Fund

A Resolution to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2016 to increase the revenue estimate and budget expenditure authority within the Health Insurance Fund by a total of \$1,500,000 in order for the fund to have sufficient budgetary authority to pay incurred medical claims through year-end, and to increase the revenue estimate for County income taxes by \$1,500,000 to the General Fund in order to increase various departmental expenditures per Appendix A to provide a total of \$1,500,000 in additions to expenditures to the General Fund Budget.

The Resolution was introduced and posted on May 3, 2016 and tentatively scheduled for consideration on May 17, 2016.

There were no Council comments or questions.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution No. 19-2016.

Roll call vote: McCarthy - Y, Bowsbey - Y, Schneckenburger - Y, Patchell - Y, Hodge - Y. The motion was unanimously approved.

OLD BUSINESS

Rezoning Case

File No. 2016-03; Applicant: Delmarva Power and Light, Co.; Property Location: 315 W. Cecil Ave., North East, MD 21901; Election District: 5; Tax Map: 31; Parcel: 915; Request: To rezone 4 acres with no current zoning classification to Light Industrial (M1); Property Owners: Mary Jane Barrett, LE and Virginia Patchell

Councilman Schneckenburger made a motion to approve the application of Delmarva Power and Light Company to rezone four acres located at 315 West Cecil Avenue, North East, Maryland, which currently has no zoning to Light Industrial, M-1, based upon a mistake in the zoning classification of the property during the last comprehensive rezoning. Vice President McCarthy seconded the motion.

Roll call vote: McCarthy - Y, Bowsbey - Y, Schneckenburger - Y, Patchell - Y, Hodge - Y. The motion was unanimously approved.

NEW BUSINESS

Cecil County Public Schools - Budget Amendment #29

Councilwoman Bowsbey made a motion, seconded by Vice President McCarthy, to approve Budget Amendment #29.

Roll call vote: McCarthy - Y, Bowsbey - Y, Schneckenburger - Y, Patchell - Y, Hodge - Y. The motion was carried unanimously.

ADJOURNMENT

President Hodge adjourned the meeting at 8:02 p.m.


The next Council Legislative Session is scheduled for Tuesday, June 7, 2016 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton, Maryland.

Attest:



James Massey
Council Manager

Approved:



Robert Hodge
President