

COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE SESSION MINUTES
LSD 2015-17
September 1, 2015

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 September 1, 2015 was called to order by President Hodge at 7:00 p.m. and opened with the Pledge of Allegiance.

MOMENT OF SILENCE

President Hodge led the Council in a moment of silence.

APPROVAL OF AGENDA

On motion made by Vice President McCarthy, seconded by Councilman Schneckenburger, the Council moved to approve the legislative agenda of September 1, 2015, as presented. Motion carried unanimously.

PUBLIC HEARING

Council Manager Massey stated for the record:

Bill No. 2015-18 Amendment - Animal Care and Control

A Bill to amend Chapter 142, Animal Care and Control Ordinance Article II; providing for a change in the name of the board, additional definitions, method of computing time, change in composition of board, the legal advisor, method of removal of citizen board member, changes in reporting requirements, length of impoundment, license requirements and inspections.

The Bill was introduced on August 4, 2015, advertised on August 18 and 26, 2015, and scheduled for public hearing on September 1, 2015.

Al Wein, Director of Administration, provided a summary of the Bill.

The following Amendment was introduced by the Council President on behalf of the County Executive:

**AMENDMENT NO. 1
TO BILL NO. 2015-18**

On Page 9, line 227, insert the following:
" **AND BE IT FURTHER ENACTED** that this Bill shall take effect on January 1, 2016."

The following Amendment was introduced by the County Council Members:

**AMENDMENT NO. 2
TO BILL NO. 2015-18**

Under Section 142-1 Terms Defined:

On Page 3, line 34, Section 142-1, insert the following:

BUSINESS DAY--

A day when the County Government is open, typically Monday through Friday except for County recognized holidays.

Under Section 142-7 Impoundment of non-dangerous dogs:

Page 9, line 131, delete "five calendar days" and insert "five business days".

Page 9, line 140, delete "five calendar days" and insert "five business days".

Page 9, line 142, delete "five calendar days" and insert "five business days".

Jason Allison, County Attorney, introduced the following amendment:

**AMENDMENT NO. 3
TO BILL NO. 2015-18**

On page 3, line 39, delete the following:
"Use of the term "Day" in this chapter 142 shall be construed to mean "Calendar" day.

Questions and comments ensued.

Council President Hodge opened the public hearing for comments.

Tracey LaFontaine, North East, commented on the Bill

Patricia Bach, Rising Sun, commented on the Bill.

Joe Carabetta, Perryville, commented on the Bill

Diana Carabetta, Perryville, commented on the Bill.

Anka Masters, Elkton, spoke in opposition of the Bill.

Council President Hodge concluded the public hearing on Bill No. 2015-18 and announced that final consideration of this Resolution will be held on September 15, 2015.

APPROVAL OF MINUTES

On motion made by Councilwoman Bowlsbey, seconded by Vice President McCarthy, the Council moved to approve the legislative session minutes of August 18, 2015. Motion carried unanimously.

PUBLIC COMMENTS

Diane Carabetta, Perryville, opposes Resolution No. 49-2015.

Joe Carabetta, Perryville, commented on Animal Care and Control Ordinance and on the process of expediting legislation; and he thanked Councilman Patchell for his visit to Carpenters Point Road.

PRESIDENT AND COUNCIL COMMENTS

Councilman Schneckenburger commented on the Consolidated Transportation Plan meeting on September 17, the Upper Shore Regional Council's retreat on September 24, and a meeting on September 28 with Michael Gill, Secretary of Business and Economic Development.

Councilwoman Bowlsbey attended the ribbon cutting for a bio-retention facility created by the Watershed Stewards Academy, and she congratulated Joe and Diane Carabetta who will be graduating this December. She also stated that the Charter gives the power to the County Executive to appoint all boards and committees; and she also stated that the Sheriff is an elected office, not under the County Executive.

Councilman Patchell and Vice President McCarthy had no comments.

Council President Hodge commented on the ribbon cutting of the Baron Road Bridge over the CSX line, which received federal funding.

INTRODUCTION OF BILLS

Council Manager Massey stated for the record:

Bill No. 2015-19 Amendment - Parks and Recreation - Parks Rules and Regulations

An Act to amend Chapter 261 Parks and Recreation of the Code of Cecil County to provide additional exceptions to the Subsection 261-5(R) Possession of Firearms for persons with permits, licenses and other specified purposes.

Al Wein, Director of Administration, provided a summary of the legislation. Questions and comments ensued.

The public hearing for Bill No. 2015-19 will be advertised and scheduled on the Council legislative session of October 6, 2015.

INTRODUCTION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 47-2015 Appointment—Commission on Aging— Leah Youse

A Resolution to confirm the County Executive's reappointment of Leah Youse to the Cecil County Commission on Aging, term to expire on June 30, 2017.

Introduced, read first time and order posted on September 1, 2015 and scheduled for consideration on September 15, 2015.

Council Manager Massey stated for the record:

Resolution No. 48-2015 Recertification - Priority Funding Area Map

To amend the Priority Funding Area Map for Cecil County in order to expand the current priority funding area by 15.2 acres, adjacent to the Chesapeake City Volunteer Fire Company's Station 12 and Paramedic 3, located at 2859 and 2865 Augustine Herman Hwy, Chesapeake City

Eric Sennstrom, Director of Planning and Zoning, provided information about this Resolution.

Introduced, read first time and order posted on September 1, 2015 and scheduled for consideration on September 15, 2015.

Council Manager Massey stated for the record:

Resolution No. 49-2015 Amendment – Policies and Procedures of Cecil County Council – Expedited Legislation

A Resolution to amend the Council's Policies and Procedures to provide a procedure so that the County Council can expedite legislation when necessary.

Council President Hodge provided information about this Resolution.

The public hearing for Resolution No. 49-2015 will be advertised and scheduled on the Council legislative session of October 6, 2015.

Council Manager Massey stated for the record:

Resolution No. 50-2015 Supplemental Appropriation - Grant - Human Services Agency - Children in Need of Supervision Program

A Resolution to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2016 in order to provide a total of \$50,000 to the Community Services Fund Grants Budget to fund the Children in Need of Supervision Program (CINS) awarded to the Cecil County Human Services Agency by the Maryland Department of Juvenile Services.

Introduced, read first time and order posted on September 1, 2015 and scheduled for consideration on September 15, 2015.

CONSIDERATION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 42-2015 Amendment – Policies and Procedures of Cecil County Council – Final Reading of Bills

A Resolution to amend the Council's Policies and Procedures to provide that the Council may adopt a Bill at the same legislative session of the public hearing.

There was no action taken on this Resolution. Unless action is taken by September 24, 2015, this legislation is void.

Council Manager Massey stated for the record:

Resolution No. 46-2015 Supplemental Appropriation - Grant - Economic Development - US
Department of Agriculture

A Resolution to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2016 in order to provide a total of \$21,400 in additions to the General Fund Grants Budget awarded to the Office of Economic Development by the United States Department of Agriculture.

Council President Hodge and Councilman Schneckenburger commented on the Resolution.

On motion made by Vice President McCarthy, seconded by Councilman Schneckenburger, the Council moved to approve Resolution No. 46-2015.

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 7:50 p.m. by general consensus.

The next Council Legislative Session is scheduled for Tuesday, September 15, 2015 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton, Maryland.

Attest:



James Massey
Council Manager

Approved:



Robert Hodge
President

