

**COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE SESSION MINUTES
LSD 2015-23
December 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 Schneckeburger, 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 December 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 Schneckeburger, the Council moved to approve the revised legislative agenda of December 1, 2015. Motion carried unanimously.

PUBLIC HEARINGS

Rezoning Application:

Council Manager Massey stated for the record:

File No. 2015-08; Applicant: Complete Recycling Group LLC; Location: West side of Baron Road, West side of Leslie Road, North East; Election District 5; Tax Map: 25; Parcel: 381, 440, 382; Request: To rezone 124.4196 acres from Urbanized Residential (UR) to Heavy Industrial (M2).

Notice of the public hearing was published on November 18, 2015 and November 25, 2015.

Witnesses presenting testimony were sworn in by Council Manager Massey.

Karl Fockler, representing the applicant, presented the applicant's request for rezoning, based on a mistake in the Comprehensive Rezoning. Mr. Fockler introduced Exhibit 1, a 19-page presentation, which included maps of the properties, references to a mistake in rezoning, and railroad access for a potential spur. He also introduced Exhibit 2, entitled "313 Baron Road Locations Summary" that listed land use of nearby properties. Mr. Fockler interviewed the applicant, Richard Polansky, 1500 West

Pulaski Highway, Elkton and Aaron Falkenstein, 515 Old Point Road, Elkton, a certified real estate appraiser.

Cliff Houston, Zoning Administrator, presented the staff report of findings of facts, which recommended approval due to a mistake in the 2011 Comprehensive Rezoning; and the Planning Commission, which recommended approval because of a mistake in the 2011 Comprehensive Rezoning.

Council questions and comments ensued.

Council President Hodge asked if there was any correspondence about this rezoning application. Mr. Houston introduced an email from John Jansen, dated October 15, 2015, in opposition to the application. Council Members requested a copy of this email.

Mr. Massey introduced a letter of support, dated November 30, 2015, from Lisa Webb, Economic Development Director, which was provided to Council Members.

Council President Hodge opened the public hearing for public comments. There were no comments.

Mr. Fockler presented closing remarks on behalf of the applicant.

Council President Hodge concluded the public hearing and announced that the rezoning case may be considered at the next legislative session.

APPROVAL OF MINUTES

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the legislative session minutes of November 17, 2015 as presented. Motion was carried unanimously.

PUBLIC COMMENTS

Harold McCanick, Elk Neck, commented in opposition to Resolution No. 63-2015 regarding the Victim Witness Coordinator

Adria Obonyo, Elkton, thanked the Council for support of the public school budget, which has resulted in additional resources and support of the School of Technology.

Zainab Hayat, Elkton, thanked the Council for support of the public school budget, which has resulted in more funding of the college bound programs for future career successes.

PRESIDENT AND COUNCIL COMMENTS

Councilman Schneckeburger hoped that everyone had a nice Thanksgiving. He attended the Elkton Alliance dinner for Bill DeFreitas, Small Business Person of the Year. He will also be attending the Economic Development Commission, Army Alliance Breakfast, and Cecil County Fair Volunteer Reception. He will also be a judge at the North East Christmas parade.

Councilwoman Bowlsbey attended a meeting to consider formation of a Court Appointed Special Advocates (CASA) in Cecil County. She explained that this group seeks to recruit volunteers to serve as advocates for foster children.

Councilman Patchell commented on his tour of the Wildcat Point facility, which has created many construction jobs for the community.

Vice President McCarthy had no comments.

Council President Hodge thanked the audience for attending and commented on the value of Wildcat Natural Gas Power Plant to the Cecil County local economy.

INTRODUCTION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 63-2015 Supplemental Appropriation - Grant - State's Attorney's Office - Victim Witness Coordinator

A Resolution to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2016 by \$42,750 in order to provide \$25,000 in additional grant funds to the General Fund Grants Budget awarded to the States Attorneys' Office by the Governor's Office of Crime Control and Prevention and to provide \$17,750 from fund balance to provide expenditure authority for an additional full-time Victim Witness Coordinator position.

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

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

Council Manager Massey stated for the record:

Resolution No. 64-2015 Appointment - Parks and Recreation Board

A Resolution to confirm the reappointment by the County Executive of George Raley and Matthew Morris to the Board of Parks and Recreation; term to expire on December 31, 2018.

There were no comments or questions.

Introduced, read first time, order posted on December 1, 2015 and scheduled for public hearing on December 15, 2015.

CONSIDERATION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 58-2015 Solid Waste Management Plan 2016-2025

A Resolution to approve the Solid Waste Management Plan 2016-2025, which also includes the Recycling Plan, planning period 2016-2025.

The Bill was introduced on October 20, 2015 and public hearing held on November 17, 2015.

Al Wein, Director of Administration, stated that Pete Bieniek, Solid Waste Chief, was present for any questions.

Councilwoman Bowsbey commented that Mr. Bieniek had clarified that the plan was correct in stating that Bainbridge Landfill is a federal property.

On motion made by Vice President McCarthy, seconded by Councilman Schneckenburger, the Council moved to approve Resolution No. 58-2015.

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

Council Manager Massey stated for the record:

Resolution No. 61-2015 Appointment - Commission on Aging

A Resolution to confirm the County Executive's appointment of Nicole Meekins, Ginny Jackson, and Miles Dean, and the reappointment of Lois Sutherland to the Cecil County Commission on Aging, term to expire on June 30, 2017.

The Resolution was introduced on November 17, 2015.

There were no questions or comments on this legislation.

On motion made by Vice President McCarthy, seconded by Councilman Schneckenburger, the Council moved to approve Resolution No. 61-2015.

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

CALL FOR FINAL READING OF BILLS

Council Manager Massey stated for the record:

Bill No. 2015-26 Budget Amendment - Capital Budget - Calvert Regional Park - Jimmy Hans Wild Foundation

A Bill to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2016 in order to increase budget authority within the Approved General Fund Parks and Recreation Capital Improvement Program budget by a total of \$20,000 to include a private donation by the Jimmy Hans Wild Foundation towards the basketball courts component of the Calvert Regional Park Project.

The Bill was introduced on October 20, 2015 and public hearing held on November 17, 2015.

Al Wein, Director of Administration, provided comments in support of this legislation.

On motion made by Vice President McCarthy, seconded by Councilman Schneckeburger, the Council moved to approve Bill No. 2015-26.

Roll Call Vote: McCarthy-Y, Bowsbey-Y, Schneckeburger-Y, Patchell-Y, Hodge-Y.
The motion was carried unanimously.

ADJOURNMENT

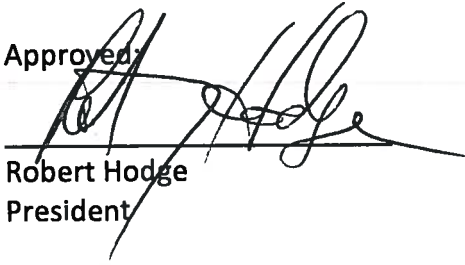
President Hodge adjourned the meeting at 8:02 p.m. by general consensus.

The next Council Legislative Session is scheduled for Tuesday, December 1, 2015 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton, Maryland.

Attest:


James Massey, Council Manager

Approved:


Robert Hodge
President