

**COUNTY COUNCIL OF CECIL COUNTY  
LEGISLATIVE SESSION MINUTES  
LSD 14-04  
March 4, 2014**

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:

Dr. Alan McCarthy, Vice President  
Joyce Bowsbey, Council Member  
Michael Dunn, Council Member  
Diana Broomell, Council Member  
Robert J. Hodge, President

**NOTE:** Audio recording of this meeting is available on the County website [www.ccgov.org](http://www.ccgov.org).

**CALL TO ORDER**

The meeting of the County Council of Cecil County for March 4, 2014 was called to order by President Robert Hodge at 7:00 p.m. and opened with the Pledge of Allegiance.

**MOMENT OF SILENCE**

The Council observed a moment of silence.

**CHANGES TO THE AGENDA**

On motion made by, Council Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the agenda. Motion carried unanimously.

**PUBLIC HEARING**

Council Manager Massey stated for the record:

**BILL NO. 2014-04** - Ethics Commission - Removal of Commission Members. An Act to amend Chapter 39 (Ethics), Article II (Ethics Commission) to add a new section to be titled "Removal of Commission Members" to provide a process to remove Ethics Commission members for cause.

Councilwoman Broomell introduced Amendments 1 and 2 and provided additional information relevant to Bill No. 2014-04.

Questions and comments ensued.

**Public Comments in Support and Opposition**

Nick Cusmano, Elkton, spoke in support of bill.  
Donna Caudell, Elkton, spoke in opposition of bill.  
Valerie Falcioni, North East, spoke in support of bill.  
John McDaniel, Cherry Hill, spoke in support of bill.  
Ron Lobos, Elkton, commented on bill.  
Harold McCannick, Elk Neck, commented on bill.

Council Manager Massey stated for the record:

**BILL NO. 2014-05** - Emergency Legislation - Amendment - Budget Ordinance FY 2014 - Snow Removal. An emergency bill to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2014 in order to provide the Road's Maintenance Department's budget within the General Fund expenditure appropriation authority to authorize \$400,000 to be expended for County snow removal.

Director of Administration, Wein provided information regarding Bill No. 2014-05.

Questions and comments ensued.

**Public Comments in Support and Opposition**

Ron Lobos, Elkton commented on the good job the roads department has done.

Harold McCannick, Elkton commented on the road conditions.

Valerie Falcioni, North East thanked the roads department.

Council Manager Massey stated for the record:

**RESOLUTION NO. 05-2014** - Amendment – Policies and Procedures of Cecil County Council – Cancellation and adjournment of meetings. A Resolution to amend the Council's Policies and Procedures to repeal and reenact Section 2-6 Cancellation and adjournment of meetings, pursuant to Section 303(e) of the Charter of Cecil County.

Councilwoman Broomell will introduce an amendment to Resolution No. 05-2014, which will eliminate cancelling Council meetings when the schools open late or close early.

Questions and comments ensued.

**Public Comments in Support and Opposition**

Harold McCannick, Elk Neck, commented on the Resolution.

John McDaniel, Cherry Hill, spoke in support of Resolution.

**APPROVAL OF MINUTES**

On motion made by Council Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the minutes of the February 18, 2014 Council Legislative meeting, as presented. Motion carried unanimously.

**PUBLIC COMMENTS**

No public comments.

**PRESIDENT AND COUNCIL COMMENTS**

Councilwoman Bowsbey attended the retirement of Nick Riscuitti, the Patriots Pens and Voice of Democracy Awards at the VFW in Port Deposit, the American Legion Auxiliary – Creative Arts Festival at Perry Point, and the 4-H Achievement Night at Fair Hill.

Councilwoman Broomell commented on the bills that passed in Annapolis and on the Ethics Commission process. Ms. Broomell attended the Clean Chesapeake Coalition meeting. She stated that Charles MacLeod agreed to make a presentation to the Council and County Executive about the use of coordination.

Vice President McCarthy attended the Clean Chesapeake Coalition meeting.

Councilman Dunn had no comments.

President Hodge welcomed everyone.

### **SPECIAL PRESENTATION**

FY2015 Budget Presentation – Operating and Capital Budget, Capital Improvement Plan, Tax Rate, Disposal Fees.

Director of Administration, Wein provided a summary and highlights of the FY 2015 Budget, capital improvement program, disposal fees, and property tax rate.

Director of Finance Robinson provided information relevant to the FY 2015 Budget. Questions and comments ensued.

Health Department Update –

Health Officer, Stephanie Garrity provided a quarterly update to the Council. She reminded the Council that the Board of Health is scheduled on March 25 at 9:00 a.m. and that she would be providing an update on the Drug and Alcohol Abuse Council. Questions and comments ensued.

### **INTRODUCTION OF BILLS**

Council Manager Massey stated for the record:

**Bill No. 2014-06** Annual Budget and Appropriation Ordinance for Fiscal Year 2015.

The Annual Budget and Appropriation Ordinance of Cecil County, Maryland, to adopt the County Budget, consisting of the Current Expense Budget for the fiscal year ending June 30, 2015, the Capital Budget for the fiscal year ending June 30, 2015, the Special Purpose Budgets for the fiscal year ending June 30, 2015, and the Grants Budget for the fiscal year ending June 30, 2015; and to appropriate funds for all expenditures for the fiscal year beginning July 1, 2014 and ending June 30, 2015, as hereinafter indicated.

President Hodge advised the public that Bill No. 2014-06 would be scheduled for a public hearing April 29, 2014 and consideration at the May 20, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

**Bill No. 2014-07** Capital Improvement Program FY2015-2019. A Bill to approve the Capital Improvement Program for Cecil County for Fiscal Years 2015 through 2019.

Director of Administration Al Wein provided information relevant to Bill No. 2014-07.

President Hodge advised the public that Bill No. 2014-07 would be scheduled for a public hearing April 29, 2014 and consideration at the May 20, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

**Bill No. 2014-08** Disposal Fees – Central Landfill. A Bill to establish fees and rates for the Cecil County Solid Waste Management System (Central Landfill), on and after the effective date of this bill.

Director of Department of Public Works, Scott Flanigan provided information relevant to Bill No. 2014-08. The Council requested a comparison between the current and proposed fees. Questions and comments ensued.

President Hodge advised the public that Bill No. 2014-08 would be scheduled for a public hearing April 29, 2014 and consideration at the May 20, 2014 Council Legislative meeting.

#### **INTRODUCTION OF RESOLUTIONS**

Council Manager Massey stated for the record:

**Resolution No. 08-2014** Appointment—Commission on Aging. A Resolution to confirm the County Executive's appointment of Leah Youse to the Cecil County Commission on Aging.

Director of Administration, Al Wein provided information relevant to Resolution No. 08-2014.

President Hodge advised the public that Resolution No. 08-2014 would be scheduled for consideration at the March 18, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 09-2014** Amendment: Policies and Procedures of Cecil County Council - Audience Participation. A Resolution to amend the Council's Policies and Procedures, to add to section 3-8, Public Participation at Meetings, pursuant to Section 303(e) of the Charter of Cecil County.

Councilwoman Broomell provided information relevant to Resolution No. 09-2014.

President Hodge advised the public that Resolution No. 09-2014 would be scheduled for a public hearing April 29, 2014 and consideration at the May 20, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 10-2014** Appointments – Citizen's Budget Advisory Board. A Resolution to establish the Citizen's Budget Advisory Board for Fiscal Year 2015.

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to amend Resolution to add Bill Green to the Citizens Budget Advisory Board. Questions and comments ensued. Council requested a resume from Mr. Green.

The motion passes 3-2, with Councilwoman Broomell and Councilman Dunn opposed.

President Hodge advised the public that Resolution No. 10-2014 would be scheduled for consideration at the March 18, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 11-2014** Adoption of Property Tax Rate for FY2015. A Resolution to adopt and levy a property tax for the fiscal year beginning July 1, 2014 and ending June 30, 2015; setting the tax rates for property and providing for the collection of the property tax.

President Hodge advised the public that Resolution No. 11-2014 would be scheduled for a public hearing April 29, 2014 and consideration at the May 20, 2014 Council Legislative meeting.

### **CONSIDERATION OF RESOLUTIONS**

Council Manager Massey stated for the record:

**Resolution 07-2014** Appointments—County Personnel Board. A Resolution to confirm the appointment of Toni Shivery, as an alternate to the County Personnel Board for a two (2) year term to expire June 2016.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution No. 07-2014.

Questions and comments ensued.

Roll Call Vote: McCarthy – Y, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y. Motion carried unanimously.

### **CALL FOR FINAL READING OF BILLS**

Council Manager Massey stated for the record:

**Bill No. 2014-05:** Emergency Legislation - Amendment - Budget Ordinance FY 2014 - Snow Removal. An emergency bill to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2014 in order to provide the Road's Maintenance Department's budget within the General Fund expenditure appropriation authority to authorize \$400,000 to be expended for County snow removal.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to suspend the rules in order to approve Bill No. 2014-05 as emergency legislation.

Roll Call Vote: McCarthy – Y, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y. Motion carried unanimously.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Bill No. 2014-05.

Roll Call Vote: McCarthy – Y, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y. Motion carried unanimously.

**NEW BUSINESS**

Budget Amendment #07 – Cecil County Public Schools – FY2014 Operating Budget

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Budget Amendment #07.

Roll Call Vote: McCarthy – Y, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y. Motion carries unanimously.

**ADJOURNMENT**

President Hodge adjourned the meeting at 9:06 p.m. by general consensus.

The next Council Legislative Meeting is scheduled for Tuesday, March 18, 2014 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton.

Approved:

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Robert Hodge  
Council President

Attest:

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James Massey  
Council Manager