

COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE SESSION MINUTES
LSD 2014-13
July 15, 2014

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:

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.

CALL TO ORDER

The meeting of the County Council of Cecil County of July 15, 2014 was called to order by President Robert Hodge at 7:00 p.m. and opened with the Pledge of Allegiance.

OPENING PRAYER

Vice President McCarthy introduced Pastor William Harris of Wards Hill Baptist Church who led the opening prayer.

CHANGES TO THE AGENDA

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

PRESENTATIONS OF PROCLAMATIONS /CERTIFICATES

Tonya Adams, Recycling Manager and Pete Bieniek, Chief of Public Works presented the 2013 MRA Recycling Awards to the following:

#1 Residential Recycling Hauler	Junkbeegone.com
#1 Large Commercial Recycling Hauler	Waste Management
#1 Small Commercial Recycling Hauler	Junkbeegone.com
#1 MRA Metal Recycler	Elkton Recyclers Inc.
#1 Non MRA Metal Recycler	Elkton Recyclers Inc.
#1 Recycling Business	W.L. Gore & Associates
#1 Recycling Municipality	Town of Chesapeake City
Recycling Recognition Award	Cecil County Fair
Source Reduction Recognition Award	RePaint USA

APPROVAL OF MINUTES

On motion made by Vice President McCarthy, seconded by Councilman Dunn, the Council moved to approve the minutes of the July 1, 2014 Council Legislative meeting, as presented. Motion carried by a vote of 4-0, with 1 abstention.

PUBLIC COMMENTS

Kelly Frost, Elkton, commented on the Drug and Alcohol Council.

Al Reasin, Conowingo, commented on multi-axle vehicles regarding Resolution No. 31-2014.

Harold McCannick, Elk Neck, commented on the Charter Amendment regarding the budget, EMS backup system, the pedestrian bridge across Susquehanna River and tier maps.

Joe Carabetta, Perryville, commented on the Drug and Alcohol Council, tolls on the Hatem Bridge, Charter Amendments, property tax credit, tax bill errors and fixed fee for the attorney, and Tanya Adams.

Diane Carabetta, Perryville, commented on the Drug and Alcohol Council, Resolution No. 2014-16 Amendment - Refuse Haulers, tolls on Hatem Bridge, Charter Amendments, the Homestead Credit, Tanya Adams and Pete Bieniek.

PRESIDENT AND COUNCIL COMMENTS

Councilwoman Broomell commented that she will remain active with the Drug and Alcohol Council.

Councilwoman Bowsbey will be attending the Safetyville graduation at Thomson Estates Elementary School on July 17, the Eagle Scout ceremony scheduled for July 12 was cancelled. Ms. Bowsbey responded to comments made about funding Calvert Park.

Councilman Dunn had no comments.

Vice President McCarthy commented on Calvert Park and reminded the public of the trip to the Maryland Science Center Target America exhibit.

President Hodge commented on the fixed pricing for the County Attorney. He reminded the public the Cecil County Fair begins July 18 and the 4-H Livestock auction on July 25.

INTRODUCTION OF BILLS

Council Manager Massey stated for the record:

Bill No. 2014-20 Homestead Property Tax Credit - Maximum Assessment Increase. An Act to reduce the percentage limitation of Homestead Property Tax Credit from 108% to 104%, which would reduce the maximum allowable assessment increase.

Councilwoman Broomell provided information regarding the bill.

President Hodge advised the public that Bill No. 2014-20 would be scheduled for a public hearing August 19, 2014 and tentative consideration at the September 2, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

Bill No. 2014-21 Amendments – Electrical Code – Update - Compliance Requirements. A Bill to amend Part II, Chapter 191 (Electrical Standards), Section 191-3 (Compliance Required), of the Cecil County Code; updates Code by adopting addendums to the National Fire Protection Association (NFPA) 70, 2014 of the National Electrical Code (NEC); including wireless low voltage systems, gas piping systems, ground bar for utilities, aluminum conductors, small appliance circuits, stairway

illumination, temporary service, exceptions, color code, underground conductors and vacuum systems.

Director of Administration, Al Wein provided information relevant to the bill.

President Hodge advised the public that Bill No. 2014-21 would be scheduled for a public hearing August 19, 2014 and tentative consideration at the September 2, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

Bill No. 2014-22 Budget Amendment - Capital Budget - Cecil College - Engineering and Math Building. A Bill to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2015 in order to provide expenditure appropriation authority of \$200,000 in the Capital Budget in order to allow acquisition of the necessary complement of engineering and research equipment to complete Cecil College's Engineering and Math Building project.

Director of Administration, Al Wein provided information relevant to the bill. At the Council's request, Mr. Wein provided a list of furnishings and equipment to be provided.

President Hodge advised the public that Bill No. 2014-22 would be scheduled for a public hearing August 19, 2014 and tentative consideration at the September 2, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

Bill No. 2014-23 Budget Amendment - General Fund - Cecil County Public Library - Elkton and Rising Sun Library Parking lots. A bill to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2015 in order to provide the Cecil County Public Library's budget within the General Fund expenditure appropriation authority with \$104,900 of unexpended FY2014 expenditure authority to be carried forward, allowing for the Elkton Parking Lot/Culvert Repair and for the Rising Sun Parking Lot small capital projects to be completed.

Director of Administration, Al Wein provided information relevant to the bill.

President Hodge advised the public that Bill No. 2014-23 would be scheduled for a public hearing August 19, 2014 and tentative consideration at the September 2, 2014 Council Legislative meeting.

INTRODUCTION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 41-2014 Appointment – Property Tax Assessment Appeals Board. A Resolution to confirm the County Executive's appointment of Charlotte Loller to the Cecil County Property Tax Assessment Appeal Board to a six year term, which will expire in June 2018.

Director of Administration, Al Wein provided information relevant to the resolution.

President Hodge advised the public that Resolution No. 41-2014 would be scheduled for consideration at the August 5, 2014.

Council Manager Massey stated for the record:

Resolution No. 42-2014 Appointment – Economic Development Commission. A Resolution to confirm the reappointment of Norman Gaither, Kenneth Lewis, Dr. Stephen Pannill, Rupert Rossetti, and Michael Travers, II; terms to expire August 2017.

Upon the Council's request, Mr. Wein provided the attendance record of the appointees.

President Hodge advised the public that Resolution No. 42-2014 would be scheduled for consideration at the August 5, 2014 Council Legislative meeting.

Council Manager Massey stated for the record:

Resolution No. 43-2014 Appointment—Public Safety Employee Pension Plan Board of Trustees. A Resolution to confirm the reappointment of Stephen Brownhill, Craig Whiteford and James Alfree by the County Executive to the Public Safety Employee Pension Plan Board of Trustees.

President Hodge advised the public that Resolution No. 43-2014 would be scheduled for consideration at the August 5, 2014 Council Legislative meeting.

CONSIDERATION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 31-2014 Economic Relief – Multi-Axle – Hatem Bridge. A Resolution to request Maryland Transportation Authority to implement an option to the Hatem Discount Plan A or B for multi-axles, also known as third, fourth and fifth axle vehicles on Hatem Bridge.

Councilwoman Broomell provided information relevant to the resolution.

Vice President McCarthy provided information relevant to the Amendment 2 and agreed to exclude 2-axle vehicles from his proposal.

A motion was made by Vice President McCarthy, seconded by Councilwoman Bowsbey to approve Amendment 2 to Resolution No. 31-2014. Discussion ensued.

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

On motion made by Councilwoman Broomell, seconded by Vice President McCarthy to approve Resolution No. 31-2014 as amended.

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

The Council requested that Mr. Allison provide legal advice about the use of coordination regarding this issue.

Council Manager Massey stated for the record:

Resolution No. 40-2014 - Appointment - Drug and Alcohol Council. A Resolution to appoint Vice President Alan McCarthy as the County Council representative to the Cecil County Drug and Alcohol Council.

President Hodge provided information regarding Resolution. Discussion ensued.

On motion made by Councilwoman Bowsbey, seconded by President Hodge, the Council moved to approve Resolution No. 40-2014. Discussion ensued.

Roll Call Vote: McCarthy – Y, Bowsbey – Y, Dunn – N, Broomell – N, Hodge – Y. Motion carried by a vote of 3 to 2 with Councilwoman Broomell and Councilman Dunn opposed.

CALL FOR FINAL READING OF BILLS

Bill No. 2014-16 - Amendment –Refuse Haulers – Commercial. A Bill to amend Part II, Chapter 285 (Refuse Haulers - Commercial) of the Cecil County Code; to add definitions and requirements of Commercial Refuse Haulers to establish account with County, provide recycling information to customers annually, and provide report to multi-unit housing customers on amount of materials collected, as required by State law.

Bill No. 2014-17 - Amendments –Solid Waste and Recycling. A Bill to amend Part II, Chapter 318 (Solid Waste and Recycling) of the Cecil County Code; to add definitions, specify vehicle account stickers, amend Recycling policies to require apartments or condominiums of 10 or more to provide recycling, amends Environmental Programs regarding materials accepted, specifies yard waste requirements and deletes tipping fee waiver for Cecil County Public Schools after June 30, 2015.

Jason Allison, County Attorney, requested the Council to postpone consideration of Bill Nos. 2014-16 and 2014-17 until August 5, 2014. Discussion ensued.

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to table action on Bill No. 2014-16 and Bill No. 2014-17.

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

Council Manager Massey stated for the record:

Bill No. 2014-18 - Amendments –Recycling Plan --2008-2017. A Bill to amend the Cecil County Recycling Plan for the period 2008-2017; updates plan and adds Apartment Building and Condominium Recycling Program.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Bill No. 2014-18.

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

On motion made by Councilwoman Broomell, seconded by Councilwoman Bowsbey the Council moved to approve Amendment 1 to Bill No. 2014-18.

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

ADJOURNMENT

President Hodge adjourned the meeting at 8:19 p.m. by general consensus.

The next Council Legislative Meeting is scheduled for Tuesday, August 5, 2014 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton.

Approved:

Robert Hodge
Council President

Attest:

James Massey
Council Manager