

**COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE MEETING MINUTES
LSD 2013-04
February 19, 2013**

County Council of Cecil County met in regular session at the County Administration Building, 200 Chesapeake Blvd., Suite 1009, Elkton, MD. The following members of the Council were present:

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

Constituting a full Board

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

The meeting of the County Council of Cecil County, February 19, 2013 was called to order by President Robert Hodge at 7:00 p.m. and opened with the Pledge of Allegiance.

PRESENTATION of PROCLAMATION from Council and County Executive Councilwoman Broomell, representing the County Council, and County Executive Moore presented Executive Director Denise Davis, Associate Director Lee O'Brien, and Board of Library Trustee members: Stephen Naughton, Anthony LoRusso and Kennard Wiggins with a proclamation honoring their service to the citizens and resources available in our communities.

PUBLIC HEARING – 7:00 p.m. - Maryland Department of Planning (MDP) – comments on tier map submitted from Cecil County.

Eric Sennstrom, Director Planning and Zoning reviewed the tier map that was submitted to MDP from Cecil County.

MDP Secretary Richard Hall reviewed the process relative to the legislation for the tier map and comments provided on the map submitted from Cecil County.

Members of the Council provided comments relative to the tier map submitted by Cecil County.

PUBLIC COMMENT

Chip MacLeod, Clean Chesapeake Coalition, Chestertown;
Ed Cairns, Appleton Regional Community Alliance (ARCA), Elkton;
Emmett Duke, Sassafras River Association, Georgetown;

Wayne Gilchrest, Sassafras Environmental Education Center;
Joe Tropp, Cecil County Campaign for Liberty, Earleville;
Robert Willick, Cecil County Campaign for Liberty, Rising Sun;
Sue Fuhrmann, Elkton;
Ken Wiggins, Elkton;
Rich Chapas, Elkton;
Phyllis Kilby, Colora;
Bill Kilby, Colora;
Wayne Stafford, Elkton;
Karen Reynolds, North East;
Polly Villis, North East;
Donna Caudell, Elkton;
Vince Sammons, Rising Sun;
Jackie Gregory, Elkton;
Ron Hartman, Elkton;
Ken Schumaker, Warwick;
Ruth Preisch, North East;
Don Moore, North East;
Lee Vosters, Chesapeake City;
Joel Potter, Worton;
Harlan C. Williams, Elkton;
George Kaplan, Colora;
Charles Herzog, Colora;
Joe Martinst, Elkton;
Jill Burke, Elkton;
Nancy Valentine, North East;
Joe Carabetta, Perryville;
Diana Carabetta, Perryville;
Rod Heinze, Port Deposit;
Terry Cummings, Chesapeake Bay Foundation, Annapolis;
Dru Schmidt-Perkins, 1000 Friends of Maryland, Baltimore;
Arnold and Joyce Sten, Dowingtown, PA;
Wyatt Wallace, Democratic Central Committee, Perryville;
Dan Derr, Conowingo;
John Bolinski, North East;
Ron Hamlen, Elkton;
Brian Coffay, Fredericktown;
Ron Lobos, Elkton;
Josh Thompson, Agriculture Coordinator, Sassafras River Association;
John Bennett, Elk Neck; and
Gary Prisch, North East.

APPROVAL OF MINUTES – February 5, 2013 Meeting - Legislative Session Day 2013-03

On motion made by Councilman McCarthy, seconded by Councilwoman Broomell, the Council moved to approve the February 5, 2013 Legislative Meeting Minutes for legislative session day 2013-03, as presented. Motion carried by majority vote of Council.

PUBLIC COMMENT

Diane Carabetta, 1611 Carpenters Point Road, Perryville commented on the vote for Senate Bill 236; and minor correction to Bill No. 2013-01.

Joe Carabetta, 1611 Carpenters Point Road, Perryville commented on Bill No. 2013.01 relative to extending the time line from 3 years to 5 years.

President Hodge advised Mr. Carabetta that he should present his comments during the public hearing that will be scheduled for Bill No. 2013.01.

PRESIDENT AND COUNCIL COMMENTS

Councilman Dunn thanked the public for attending the meeting.

Councilwoman Broomell presented information on the Pearce Creek dredge spoils site, Housing First model, and a Drug Awareness Forum on March 3, 2013 hosted by the Pleasant View Baptist Church, and thanked the public for attending the meeting.

Councilwoman Bowsbey had no comments.

Vice President McCarthy presented information on the Pearce Creek dredge spoils site and Basell property, and thanked the public for attending the meeting.

President Hodge thanked the public for attending the meeting.

NEW BUSINESS

INTRODUCTION OF BILLS

BILL 2013-01- Purchase of Development Rights - Agricultural Preservation Districts. An act to repeal and reenact Chapter A385 Purchase of Development Rights, §A385-3 Standards of the Code of Cecil County to establish Cecil County Agricultural Preservation Districts. Introduced by the Council President for the County Executive.

BILL 2013-02 - Agricultural Tax Credit - Agricultural Preservation Districts. An act to amend Chapter 337 Taxation, Article II Agricultural Tax Credit, §337-4 Land qualifying for credit to add Cecil County Agricultural Preservation Districts to the provision for a tax credit. Introduced by the Council President for the County Executive.

Director Planning and Zoning Sennstrom and Agriculture Coordinator Shertz presented an overview and summary of Bill 2013-01 and Bill 2013.02.

Discussion ensued regarding the Fiscal Impact report submitted with each Bill. President Hodge requested more information be provided in the Fiscal Impact report relating to the anticipated tax credits and reduction in tax revenue.

The public hearing for Bill 2013-01 and Bill 2013-02 will be advertised and scheduled for the Council Legislative Meeting on Tuesday, March 19, 2013.

INTRODUCTION OF RESOLUTIONS

Resolution 04-2013 - Amendment - Master Water & Sewer Plan, Artesian Water Maryland, Inc. A Resolution to amend the Master Water and Sewer Plan, Chapter 3, §3.2.11 Artesian Water Maryland, Inc., Section B. to add service to properties on the east side of Singerly Road. Introduced by: Council on behalf of the County Executive

Director of Planning and Zoning Sennstrom presented an overview of the proposed amendment to the Master Water and Sewer Plan for Artesian Water Maryland, Inc.

The public hearing for Resolution 04-2013 will be advertised and scheduled for the Council Legislative Meeting on Tuesday, March 19, 2013.

Resolution 07-2013 - Appointments - Public Library Board of Trustees. A resolution to confirm the appointments from the County Executive to the Cecil County Public Library Board of Trustees. Introduced by: Council President on behalf of the County Executive.

Director of Administration Wein advised the Council that the County Executive is recommending that Council confirm the Board of Library Trustee's recommendation to appointment Katherine McCormick and and re-appointment of Stephen Naughton for five (5) year terms to the Cecil County Public Library Board of Trustees.

President Hodge announced that Resolution 07-2013 will be scheduled for consideration by the Council at the March 5, 2013 Council Legislative Meeting.

Resolution 08-2013 - Appointments - Mental Health Core Service Agency Advisory Board. A Resolution to confirm the appointments from the County Executive to the Cecil County Mental Health Core Service Agency Advisory Board. Introduced by: Council President on behalf of the County Executive.

Director of Administration Wein advised the Council that the County Executive is recommending that Council confirm the appointment of Jean-Marie Donahoo, Cameron England, A've Childrey, Sean Cannon, Randy Bradford, and Patricia Dana, for three (3) year terms to the Mental Health Core Service Agency Advisory Board.

President Hodge announced that Resolution 08-2013 will be scheduled for consideration by the Council at the March 5, 2013 Council Legislative Meeting.

CONSIDERATION OF RESOLUTIONS

Resolution 01-2013 - Amendment - Master Water and Sewer Plan, Conowingo Mobile Home Park. A resolution to amend the Cecil County Master Water and Sewer Plan, Table 8, Private Community Sewage Systems, Conowingo Mobile Home Park. Resolution was introduced at the Council Legislative meeting on January 15, 2013 and a public hearing held at the Council Legislative meeting on February 5, 2013.

On motion made Vice President McCarthy, seconded by Councilwoman Broomell, the Council moved to approve Resolution 01-2013 – Amendment – Master Water and Sewer Plan, Conowingo Mobile Home Park. Motion carried unanimously: ROLL CALL VOTE: McCarthy – Y, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y.

Resolution 03-2013 - Support - Riverwoods Housing Project, North East. A resolution to endorse the Riverwoods project, an affordable rental housing project in North East, Cecil County, Maryland to be financed either directly by the Department of Housing and Community Development (the "Department") of the State of Maryland or through the Department's Community Development of Administration (the "Administration"). Resolution was introduced at the Council Legislative meeting on February 5, 2013.

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to approve Resolution 03-2013 – Support – Riverwoods Housing Project, North East.

Council members provided their comments relative to Resolution 03-2013.

Motion carried 4 to 1: ROLL CALL VOTE: McCarthy – Y, Bowsbey – Y, Dunn – Y, Broomell – N, Hodge – Y.

Resolution 05-2013 – Appointments - Animal Care and Control Oversight Commission. A resolution to confirm the appointments from the County Executive to the Cecil County Animal Care and Control Oversight Commission. Resolution was introduced at the Council Legislative meeting on February 5, 2013.

On motion made by Councilwoman Broomell, seconded by Councilman Dunn, the Council moved to approve Resolution 05-2013 to confirm the appointments from the County Executive to the Cecil County Animal Care and Control Oversight Commission.

Council members provided their comments relative to Resolution 05-2013.

Motion carried 4 – 1: ROLL CALL VOTE: McCarthy – N, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y.

Resolution 06-2013 - Consent Order - Maryland Department of the Environment. A resolution regarding the Consent Order between the State of Maryland Department of Environment and

Cecil County, Maryland with regard to alleged violations of the Sediment Control Act, Water Pollution Control Act, and the Water Supply Systems, Sewerage Systems, and Refuse Disposal Systems Act of the Environment Article. Resolution 06-2013 was introduced at the Council Legislative meeting on February 5, 2013.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution 06-2013 regarding the Consent Order between the State of Maryland Department of Environment and Cecil County, Maryland with regard to alleged violations of the Sediment Control Act, Water Pollution Control Act, and the Water Supply Systems, Sewerage Systems, and Refuse Disposal Systems Act of the Environment Article.

Council members provided their comments relative to Resolution 06-2013.

Motion carried unanimously: ROLL CALL VOTE: McCarthy – Y, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y.

A copy of Resolutions 01-2013; 03-2013; 05-2013 and 06-2013 and the Council Voting Journal is attached to these minutes.

ADJOURNMENT

On motion made by Vice President McCarthy, seconded by Councilman Dunn, the Council moved to adjourn the meeting. Motion carried unanimously and the meeting was adjourned.