

COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE MEETING MINUTES
LSD 13-16
August 20, 2013

County Council of Cecil County met in legislative 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
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 for August 20, 2013 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 Councilwoman Bowsbey, seconded by Councilman Dunn, the Council moved to approve the agenda, as presented. Motion carried unanimously.

PUBLIC HEARINGS

Council Manager Massey stated for the record:

Resolution No. 73-2013 - Road Abandonment - Portion of Stevenson Road, Cecil County

A Resolution approving the application of Maryland Materials, Inc. for the abandonment of a portion of Stevenson Road, Cecil County, Maryland pursuant to Article 25, Section 137, of the Annotated Code of Maryland. The Resolution was introduced at the July 16, 2013 Council Legislative meeting and consideration will be scheduled for the September 3, 2013 Council Legislative meeting.

Director of Administration Wein advised the Council that the Department of Emergency Services provided comment requesting that the hard surface of the road continue to be maintained for emergency response.

Attorney Dwight Thomey, representing Maryland Materials, advised the Council that they own the residential properties along both roads and they intend to keep the roads open. The company has maintained the roads and it is used primarily by the business for quarry traffic. They would check with the Department of Emergency Services before considering any changes

to the road use and/or surface. They would also try to restrict off road vehicles from using the sections of road if they are granted ownership.

Members of the Council provided their comments relative to county maintenance of the roads.

Public Works Director Flanigan advised the Council that the Public Works Department concurs with the request at this time.

Comments in Support or Opposition to Resolution 73-2013

Joe Carabetta, Perryville, commented that the county should ensure that there is no valuable interest in the proposed road abandonment areas. He questioned ownership of the properties along the road and the road relative to the center of the roadway.

Mr. Thomey advised the Council that to the best of his knowledge the business owns the properties along both sides of the roadway to the center of the road.

Diane Carbetta, Perryville, commented that the county should not be giving away assets and should be compensated if tax dollars were used to pave the roadway. She commented on calls to businesses made by county executive candidates during the election.

Director Flanigan advised the Council that to the best of his knowledge the County has never paved this roadway.

President Hodge closed the public hearing and advised the public that consideration of Resolution 73-2013 would be scheduled for the September 3, 2013 Council Legislative meeting.

Council Manager Massey stated for the record:

Resolution No. 74-2013 - Road Abandonment - Portion of Quarry Road, Cecil County

A Resolution approving the application of Maryland Materials, Inc. for the abandonment of a portion of Quarry Road, Cecil County, Maryland pursuant to Article 25, Section 137, of the Annotated Code of Maryland. The Resolution was introduced at the July 16, 2013 Council Legislative meeting and consideration will be scheduled for the September 3, 2013 Council Legislative meeting.

Comments in Support or Opposition to Resolution 74-2013

Joe Carabetta, Perryville, commented that the county should ensure that there is no valuable interest in the proposed road abandonment areas.

Diane Carbetta, Perryville, commented that the county should not be giving away assets and should be compensated if tax dollars were used to pave the roadway.

President Hodge closed the public hearing and advised the public that consideration of Resolution 74-2013 would be scheduled for the September 3, 2013 Council Legislative meeting.

APPROVAL OF MINUTES

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the minutes of the August 6, 2013 Council Legislative meeting, as presented. Motion carried unanimously.

PUBLIC COMMENTS

Al Reasin, Conowingo Road, commented in support of the purchase of the Basell building and the technology program.

Bob Amato, Perryville, commented on the discussion during the morning Council worksession meeting and fiscal responsibility.

Joe Carabetta, Perryville, commented on assessment laws in Maryland and he provided information from the State website. He continued commenting on the article in the Cecil Whig on the Perryville and Galena systems, support for technology programs, due diligence on the Basell building for the School of Technology since it was once used to store chemicals or as a research and development facility, and mandating students work in a trade before being enrolled in a technology program.

Harold McCanick, Elk Neck, commented on the discussion during the morning Council worksession meeting and stated that the Basell building was used as a research and development facility for plastics.

Diane Carabetta, Perryville, commented on education provided to students in Cecil County and she referred to a worksheet submitted to the Council relative to a repayment schedule for the proposed bond.

PRESIDENT AND COUNCIL COMMENTS

Councilwoman Bowsbey commented on the MACo conference relative to the Accounting for Growth initiative and proposed regulations to address issues with bullying, and a town hall meeting scheduled on September 12, 2013 at 7:00 p.m. in the Senior Center with Congressman Andy Harris.

Councilwoman Broomell commented on the confirmation of the Street Smart grant in the Sheriff's Office; the next drug awareness forum on August 25, 2013 at 6:00 p.m. at Grace Bible Chapel on Biggs Highway; public information hearing on the sludge permit applications on Wednesday, August 21, 2013 in the Elkton High School cafeteria; issues with the Perryville wastewater system; and suggested that the Council schedule a meeting with Perryville officials for more information. She commented on the long term debt associated with the Basell building and Seneca Point upgrades, and focusing efforts on economic growth and infrastructure.

Councilman Dunn had no comments.

Councilman McCarthy commented on the proposed investment in wastewater infrastructure and the Basell building for the School of Technology.

President Hodge requested more information from the Public Works Department relative to the issues with the Perryville wastewater treatment plant.

Public Works Director Flanigan advised the Council that Jeff Coale, Chief of the Wastewater Division, met with employees at the Perryville wastewater treatment plant. He reported that they have hired a consultant to help them investigate the problem. The Public Works Department stands behind the recommendation to proceed with the proposed upgrades to Seneca Point.

President Hodge asked Director Flanigan to continue monitoring this situation and provide more information to the Council at the September 3, 2013 Worksession meeting.

INTRODUCTION OF BILLS

Council Manager Massey stated for the record:

Bill No. 2013-11 - Budget Ordinance FY2014 – Appropriations – General Fund – Grant Revenue Sheriff's Office. An act to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for FY2014 in order to provide \$60,000 in additions to the General Fund Grants Budget for the Sheriff's Office to provide additional appropriation authority for the fiscal year ending June 30, 2014. Bill 2013-11 will be scheduled for a public hearing for the September 17, 2013 Council Legislative meeting and tentative consideration will be scheduled for the October 1, 2013 Council Legislative meeting.

President Hodge advised the public that Sheriff Janney presented information in support of Bill No. 2013-11 at the morning worksession meeting.

Director of Administration Wein advised the Council that the proposed Bill is an amendment to the FY2014 budget to allocate additional grant funds for the Sheriff's Office.

Discussion ensued regarding the grant funding to hire a crime analyst and anticipated reduction in crime.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

INTRODUCTION OF RESOLUTIONS:

Council Manager Massey stated for the record:

Resolution 80-2013 – Appointment – Public Safety Employee Pension Plan Board of Trustees. A Resolution to confirm the appointment of Angie Blodgett by the County Executive to the Public Safety Employee Pension Plan Board of Trustees. The Resolution will be scheduled for consideration at the September 3, 2013 Council Legislative meeting.

Director of Administration Wein advised the Council that the County Executive supports the recommendation to appointment Angie Blodgett, Budget Manager for the Sheriff's Office, to the Board of Trustees.

CONSIDERATION OF RESOLUTIONS:

Council Manager Massey stated for the record:

Resolution No. 75-2013 - Appointment, Electrical Inspection Agency – Bay Area Inspection Agency. A Resolution to confirm the re-appointment by the County Executive of the Bay Area Inspection Agency to be an electrical inspection agency in Cecil County. The Resolution was introduced at the August 6, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution No. 75-2013.

Councilwoman Broomell and President Hodge provided comments on the Resolution.

Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

Resolution No. 76-2013 - Appointment – Electrical Inspection Agency – American Inspection Agency. A Resolution to confirm the re-appointment by the County Executive of the American Inspection Agency to be an electrical inspection agency in Cecil County. The Resolution was introduced at the August 6, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution No. 76-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

Resolution No. 77-2103 - Appointment—Board of Appeals. A Resolution to confirm the appointment of Cecil Shannon Whitley and the reappointment of Mark Saunders by the County Executive to the Board of Appeals. The Resolution was introduced at the August 6, 2013 Council Legislative meeting.

Director of Administration Wein respectfully requested on behalf of the County Executive, confirmation of the proposed appointments to the Board of Appeals.

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to approve Resolution No. 77-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

Resolution 78-2013 - Appointments—Planning Commission. A Resolution to confirm the appointment of Chad Johnston and reappointments of Bill Miners and Wyatt Wallace by the County Executive to the Planning Commission. The Resolution was introduced at the August 6, 2013 Council Legislative meeting.

On motion made by Councilwoman Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution No. 78-2013.

Councilwoman Broomell provided a comment in opposition to Resolution 78-2013.

Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - N, Broomell - N, Hodge - Y. Motion carried by a vote of 3 in favor and 2 in opposition.

ADJOURNMENT

On motion made by Vice President McCarthy, seconded by Councilwoman Broomell, the Council moved to adjourn the meeting. President Hodge adjourned the meeting at 8:02 p.m.

The next Council Legislative Meeting is scheduled for Tuesday, September 3, 2013 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton.