

COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE MEETING MINUTES
LSD 13-23
December 3, 2013

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 for December 03, 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 Councilman McCarthy, seconded by the Councilwoman Bowsbey moved to approve the agenda, as presented. Motion carried unanimously.

PUBLIC HEARINGS

Council Manager Massey stated for the record:

Resolution No. 92-2013 Amendment - Personnel Policies and Procedures

A Resolution to amend certain sections of the Cecil County Personnel Policies and Procedures, Section HR-001D –Americans with Disabilities Act, including Pregnancy; and HR-002B – Employment Types.

Director of Human Resources, Donna Nichols provided information relative to the Resolution. Questions and comments ensued.

President Hodge closed the public hearing on Resolution No. 92-2013 and stated that the Council will be considering this Resolution on December 17, 2013

Council Manager Massey stated for the record:

Bill No. 2013-16 Budget Ordinance FY2014 - Appropriations - Emergency Services, Social Services & Community Transit. A bill to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for FY2014 in order to provide \$11,400 in additions to the General Fund Grants

Budget, to provide \$20,000 in additions to the Senior Services & Community Transit Fund, and to provide additional appropriation authority for the fiscal year ending June 30, 2014.

Director of Administration Wein provided information relevant to Bill No. 2013-16.

President Hodge closed the public hearing on Bill No. 2013-16 and stated that the Council will be considering this Bill on December 17, 2013.

Council Manager Massey stated for the record:

Bill No. 2013-17 Budget Ordinance FY2014 - Appropriation - Additional Circuit Court Judgeship. A 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 Circuit Court's budget within the General Fund expenditure appropriation authority to authorize \$88,876 to be expended for the adoption of SB239 allowing for an additional Circuit Court judgeship in Cecil County.

Director of Administration Wein provided information regarding Bill No. 2013-17.

Judge Keith Baynes provided comments in support of Bill 2013-17.

Public Comments in Support and Opposition

June Reasin, Conowingo, provided comments relative to what the cost covered.

Joe Carabetta, Perryville commented in support of the Bill.

David Neff, Conowingo, commented in support of the Bill.

President Hodge closed the public hearing on Bill No. 2013-17 and stated that the Council will be considering this Bill on December 17, 2013.

Bill No. 2013-18 Budget Ordinance FY2014 - Transfer of Bond Appropriations - Board of Education - Capital Projects. A bill to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for FY2014 to transfer existing bond appropriation authority within the Board of Education Capital Budget in the amount of \$15,335.02 from completed School Capital Projects to active projects for the fiscal year ending June 30, 2014.

Director of Administration Wein provided information relevant to Bill No. 2013-18.

Public Comments in Support and Opposition

Harold McCannick, Elk Neck, provided comments on Bill 2013-18.

Joe Carrabetta, Perryville, provided comments in opposition to the Bill.

President Hodge closed the public hearing on Bill No. 2013-18 and stated that the Council will be considering this Bill on December 17, 2013.

APPROVAL OF MINUTES

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the minutes of the November 19, 2013 Council Legislative meeting, as presented. Motion carried unanimously.

PUBLIC COMMENTS

David Neff, Conowingo, provided comments in opposition to Bill No. 2013-15 and the proposed Redistricting Plan.

John McDaniel, Elkton, spoke in support of Redistricting Plan Option 8 in Bill No. 2013-15.

Harold McCannick, Elk Neck, commented on an article in the Chesapeake Regents Entertainment and Life Style Magazine about the Old Elk Neck Road Bridge.

Joe Carabetta, Perryville, commented on tier mapping, the bridge on Carpenters Point Road, and support of Bill No. 2013-15.

Diane Carabetta, Perryville, thanked Councilwoman Bowsbey and President Hodge for visiting A Buddy For Life.

PRESIDENT AND COUNCIL COMMENTS

Councilwoman Bowsbey attended the Cecil County Local Interagency Coordinating Council meeting for infants and toddlers. She visited A Buddy For Life and reported a very clean facility.

Councilwoman Broomell commented on a possible need to change state law regarding the status of pit bulls. She welcomed Daniel Ventor, a Boy Scout who is working on his Citizenship in the Community merit badge, and commented on the County Executive's Town Hall Meeting being held. She also attended the HIDTA orientation in Greenbelt, MD.

Councilman Dunn had no comments.

Vice President McCarthy and Councilwoman Broomell attended a meeting with residents of Bay View Estates and West View Shores concerning reopening the Pearce Creek dredge confinement area and establishment of a water supply for this neighborhood.

President Hodge commented on the County Executive's proposed tier maps and his opposition to Senate Bill 236. He also commented on Bill 2013-18. He also commented on the bridge project on Carpenters Point Road.

SPECIAL PRESENTATION

Health Officer Stephanie Garrity presented the quarterly report for July to September 2013. She reported on Health Department programs to repair septic systems, offer fluoride varnish to children, and provide a nurse case manager to help patients reduce readmissions to the hospital. The rate of deaths due to heart disease has decreased in the county. The Health Department will be offering another screening of "Anonymous People" on December 10, 2013 at Cecil College. Questions and comments ensued.

INTRODUCTION OF BILLS

Council Manager Massey stated for the record:

Bill No. 2013-19 Amendments - Animal Care and Control Ordinance

A Bill to amend Chapter 142 (Animal Care and Control), Article VII (Kennels, Catteries, and Pet Shops), Article VIII (Licensing), and Article X (Fines and Penalties), Sections 142-23 through 142-35, and Section 142-39 of the Cecil County Code to provide for: (a) Creation, maintenance, and modification of license forms and applications; and (b) Setting initial and annual license fees, by the County Executive.

Director of Administration Wein provided information relevant to Bill No. 2013-19. Questions and comments ensued regarding the animal care and control ordinance.

President Hodge advised the public that Bill No. 2013-19 will be scheduled for public hearing at the January 7, 2014 Council Legislative meeting and for consideration at the January 21, 2014 Council Legislative meeting.

INTRODUCTION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 97-2013 Appointment—Animal Care and Control Oversight Committee

A Resolution to confirm the appointment by the County Executive of JoAnn Kricker to serve the remaining term of Laura Hudson to expire in May 2017 to the Animal Care and Control Oversight Committee.

Director of Administration Wein provided information relevant to the appointment of JoAnn Kricker to the Animal Care and Control Oversight Committee. Questions and comments ensued regarding the appointment.

President Hodge advised the public that Resolution No. 97-2013 will be scheduled for consideration at the December 17, 2013 Council Legislative meeting.

CONSIDERATION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 88-2013 Enterprise Zone Tax Credit - 210 Chesapeake Boulevard, Elkton - U TRI C 5, LLC. A Resolution to approve a ten (10) year real property tax credit in an Enterprise Zone for the property located at 210 Chesapeake Boulevard, Elkton, tax map 0316, parcel 2443 in election District 03. The Resolution was introduced at the October 15, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowlsbey the Council moved to approve Resolution No. 88-2013.

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

Council Manager Massey stated for the record:

Resolution No. 93-2013 Amendment - Volunteer Length of Service Award Program Bylaws. A Resolution amending the Cecil County Volunteer Length of Service Award Program Bylaws pursuant to §7-209 of the Public Safety Article, Annotated Code of Maryland. The Resolution was introduced at the November 19, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey the Council moved to approve Resolution No. 93-2013.

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. 94-2013 Ethics Commission - Term of Appointment

A Resolution to specify the term of appointment of the members of the Cecil County Ethics Board, so that staggered terms will expire in December of the year of expiration. The Resolution was introduced at the November 19, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey the Council moved to approve Resolution No. 94-2013.

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. 95-2013 Appointment—Ethics Commission

A Resolution to confirm the County Executive's appointment of Joseph N. Cline to the Cecil County Ethics Commission. The Resolution was introduced at the November 19, 2013 Council Legislative meeting. Questions and comments ensued.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey the Council moved to approve Resolution No. 95-2013. Questions and comments ensued. Roll Call Vote: McCarthy – Y, Bowsbey – Y, Dunn – N, Broomell – N, Hodge – Y. The motion carried by a vote of 3 in favor and 2 in opposition.

FINAL READING OF BILLS

Council Manager Massey stated for the record:

Bill No. 2013-14 – State Sludge Permit Applications - Public Notice - Adjoining Property Owners

An Act to enact a new section of the Code of Cecil County to be titled Chapter 310, State Sludge Permit Applications, to provide that the Department of Planning and Zoning will notify adjoining property where a State Sludge Permit Application has been received. The Bill was introduced at the October 15, 2013 Council Legislative meeting and a public hearing was held at the November 19, 2013 Council Legislative meeting.

On motion made by Councilwoman Broomell, seconded by Councilwoman Bowsbey the Council moved to enact Bill No. 2013-14. Questions and comments ensued.

Roll Call Vote: McCarthy – N, Bowsbey – Y, Dunn – Y, Broomell – Y, Hodge – Y. The motion carried by a vote of 4 in favor and 1 in opposition.

Council Manager Massey stated for the record:

Bill No. 2013-15 Redistricting Plan 2013

An Act to repeal and reenact, with amendments, Section 21-1 Council districts, of Chapter 21, County Council, of the Code of Cecil County, as amended; to establish new Council districts in lieu of the plan presented by the Redistricting Commission; to list the election precincts of which each Council district is comprised; to show generally the boundary lines of each Council district; and generally relating to Council districts. The Bill was introduced at the October 15, 2013 Council Legislative meeting and a public hearing was held at the November 19, 2013 Council Legislative meeting.

On motion made by Councilwoman Broomell, seconded by Councilman Dunn, the Council moved to enact Bill No. 2013-15. Comments and questions ensued.

Roll Call Vote: McCarthy – N, Bowsbey – N, Dunn – Y, Broomell – Y, Hodge – Y. The motion fails by a vote of 2 in favor and 3 in opposition.

ADJOURNMENT

On motion made by Vice President McCarthy, seconded Councilwoman Broomell, the Council moved to adjourn the meeting. President Hodge adjourned the meeting at 8:10 p.m.

The next Council Legislative Meeting is scheduled for Tuesday, December 17, 2013 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton.

Approved:

Robert Hodge
Council President

Attest:

James Massey
Council Manager