

**Town of Perryville  
Meeting Minutes  
June 7, 2007**

ATTENDANCE: Mayor: James Eberhardt, Commissioners: Barbara Brown, James Hansen, Gary Tennis and Tim Tolbert; Town Administrator: Denise Breder, Financial Coordinator Peggy Rice, and Police Chief Chris Daly.

Pledge to the Flag

**APPROVAL OF THE MINUTES**

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Brown to approve the Public Hearing Constant Yield and Personal Property Minutes, May 1, 2007 Town Meeting minutes and May 17<sup>th</sup> Budget Public Hearing Minutes. **All in favor; motion carried.**

**MAYOR'S REPORT-**

On May 10<sup>th</sup> Mayor Eberhardt attended a Council of Governments meeting for Cecil County and was followed up on the 17<sup>th</sup> with a working committee on an Adequate Public Facilities Ordinance in the County. On the 11<sup>th</sup> of May attended Career Day along with the Police Chief at the Perryville Elementary School and discussed the operations of the Town and potential career opportunities to fifth graders. Mayor Eberhardt welcomed the two newly elected commissioners to the board and announced the assignment of duties. Commissioner Tolbert would remain officiating over the Water and Sewer Department, Commissioner Hansen would oversee the Planning and Zoning Department, Commissioner Tennis would oversee the Public Works Department and Commissioner Brown would remain over the Parks and Recreation Department and the Mayor will oversee Public Safety.

Evelyn Hansen, who resides at 531 Broad Street, did not feel that it was taken into consideration that she has been on the Planning and Zoning Board for the past seven years and she would have to resign.

Mayor Eberhardt commented that it was taken into consideration and discussed with the attorney and he advised on any conflict of interest that would arise in any individual application or subject that Planning and Zoning may be hearing but not with the problem of two people being on the same board.

Mrs. Hansen commented that she felt he would take more consideration of the situation.

Mayor Eberhardt commented that he had and that he checked it with the council.

Mayor Eberhardt introduced Colonel Fisher who as a citizen came up with a presentation regarding Police Recruitment and Retention Recommendations.

Colonel Fisher offered to do a study when the town was experiencing some recruiting problems eight months ago to come up with some solutions for recruitment and retention of officers. Tonight he is here to present some of the recommendations that he was given from the various departments that he received the information from. Colonel Fisher's study contained sources from such agencies such as the Aston, PA and the Havre De Grace Police Chiefs, the Cecil County Sheriff's Department, the MD State Police and APG Military and Dept. of Defense Police along with our Perryville Police. Some immediate actions to be done should be the town providing good pay incentives and benefits to attract qualified officers. Other items new recruits are looking for are a take home car, health care and retirement plans and low cost loans for housing. The town must make the commitment to building the force. Colonel Fisher commented that we will soon be impacted within the next two years with 38,000 jobs that will be in this area, we need to start recruiting now. When officials or officers attend various functions pamphlets can be handed out to show what their office has to offer. Colonel Fisher discussed recruiting from Criminal Justice and Police Academies within a 25-50 mile radius and offering a two year contract in return for certain resources and schooling. Another suggestion would be to offer tax breaks and recruitment from in-house as well as offering pay for referrals. For retention of officers offer them the availability of continuing training and a tiered incentive program after the training is received and to offer a more set schedule instead of a rotating schedule. Work towards having a Public Affairs office to resolve some of the town issues. Get builders involved by having them offer special buyer incentives to our police department for buying or building in town and offer tuition assistance for continuing education. Other incentives to offer for retention would be physical training reimbursement, community involvement/appreciation, quality & state of the art weapons, dry cleaning and uniform allowance and higher pay or bonuses based on schooling and college credits. Mid term actions for retention would be to implement a retirement plan and utilizing VA property to house officers, tuition assistance and offer availability of continued training and establish ties with police academies. Colonel Fisher discussed the possibility of meshing a retirement plan with the County and establishing a Police Appreciation Week and Fund Raisers for special equipment purchases. Colonel Fisher thanked Chief Daly and the current Police Officers for the job they are doing and for Ms. Lewis for her commitment to the Perryville Outreach Program. The program received the Maryland Awards for Excellence and the Cecil County Partnership for Youth Award.

Mayor Eberhardt thanked Colonel Fisher for his work that was done to prepare this study, some of the ideas they are working and some are new ones.

Mayor Eberhardt questioned the separation of police and maintenance contracts.

Colonel Fisher commented that some of the questions coming up in conversations he had with some officers are that when they are starting a three day weekend they give eight hours to the officers and eight hours to the contract, although they are working eight hour shifts.

Mayor Eberhardt commented that he will discuss that with him later.

Evelyn Hansen asked what the age limit is for the Outreach Program.

Chief Daly commented that 21 years old was the age limit.

Mrs. Hansen commented that there is \$8,500 in the budget funding the Outreach Program for these older kids that can go out and get jobs and the Boy's and Girl's Club for the younger children with nothing to do all summer are left with nobody to run their program.

Mrs. Fisher, who resides at 365 Elm Street, commented that they had tried having both age groups at the Cifaldo building but it was difficult to try to teach the younger children because the older group occupied a lot of the time.

Mrs. Hansen commented that they have destroyed the Cifaldo building and some of them are 21 years old and they need to go out and get jobs. Ms. Hansen commented that there is a boy in town that drives a little white car with a convertible top whose home appears to be in the middle of the Town parking lot at all hours of the night.

Mayor Eberhardt commented that these are the type of people who the program is trying to reach. The Boy's and Girl's Club is not a Town of Perryville activity, although we do offer support and supply them with a building and are happy that they are there. What we felt was the need to reach the older more at risk children who are getting into trouble and have no other place to go.

Mrs. Hansen commented that it is very frustrating when your officers are off duty and the kids from the Outreach Program are out tearing up the town or out back drawing graffiti and throwing up all over the place and once again the little white car is usually involved.

Mayor Eberhardt commented that we now have 24-7 coverage; he asked what Mrs. Hansen's suggestion would be changing the age limit.

Mrs. Hansen commented that something needs to be done.

Mr. Fisher commented that he understands her frustration he has had his share of problems with these kids but is not ready to give up on them and on supporting the police force in what they are trying to do.

Brenda Miller, who resides at 428 Susquehanna Avenue, commented that this program has made a difference, it is not 100% yet, there used to be 30 kids out in the streets fighting, the Chief and Michelle have worked hard to get these kids off the streets. Mrs. Miller commented that drinking and graffiti is better than the guns and knives and fighting.

Mrs. Hansen commented that the younger kids have nowhere to go.

Mrs. Miller commented that they are two separate programs and you need parent involvement to get the kids into the programs.

Mrs. Hansen commented that she heard that it is \$200 for the first child and \$150 for the second child for a parent to enroll their child into the Boy's and Girl's.

Mr. Fisher commented that is not necessarily true, he spoke to Ms. Lewis about donating some money to send some kids to the program and she explained that the Boy's and Girl's Club already have another program in place that takes care of that.

Mayor Eberhardt commented that he is meeting with Steve Miller, the Executive Director of the Boy's and Girl's Club next week sometime to learn where they are going and what they are doing with the program.

Ms. Hansen then asked if Michelle Lewis was now employed by the town.

Mayor Eberhardt commented that she is now employed by the town.

Mrs. Hansen then asked why Ms. Lewis' position along with Wendy's position was not an advertised position.

Mayor Eberhardt commented that we had a qualified part time employee that could fill the position.

Ms. Hansen commented that she can take that to the Ethics Board and see what they have to say about that.

Chief Daly commented that he hired qualified people for the positions.

Harlen Miller, who resides at 428 Susquehanna Avenue, asked Mrs., Hansen what she has done to support the Boy's and Girl's Club instead of complaining about it.

Mrs. Hansen commented that she brings her grandchildren there and she has put in her time.

Mrs. Miller commented that if there is a qualified local candidate to apply and you know their background they should have the ability to hire them.

### **SWEARING IN CEREMONY**

Chase Armington and James Mitchell were sworn in by Mayor Eberhardt as the two newest Town of Perryville Police Officers.

### **COMMISSIONER'S REPORTS**

#### **COMMISSIONER BROWN'S REPORT-**

Commissioner Brown did not read her entire report but wanted to highlight specific areas.

#### Announcements:

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| May 7, 2007  | 10:00 a.m. Met with Al Califano, Ms. Breder concerning the Recreational Trails Federal Grant requirements. In was indicated That we could submit a letter to ascertain if additional funding was available since the grant we received was a part of our total request. I wrote and mailed the letter, but have not gotten a reply as yet. |
| May 28, 2007 | Met with volunteers Nancy Wolff and her daughter to work on the Photo exhibit for the Captain John Smith event.  |
| May 30, 2007 | I finished writing and gathering the necessary attachments for Submission of a grant to the Waterway Improvement Program of The Department of Natural Resources. This grant is requesting \$710,000 in State funds to match the Federal monies we have already received for the construction of the pier at Rodgers                        |

Tavern. Ken Ropp acknowledged receipt of it. We need Resolution of our permit to rank high for consideration of the grant.

The blacktopping and repair of the park road has been completed except for a patch on the bridge which will be done later today or tomorrow. Public Works has completed installing new siding on the older storage building in the park.

The drainage pipe at the boat launch has been repaired by the Maryland Transportation Department.

Commissioner Brown reported that for several months she has been meeting with Mr. Meck in discussing purchasing some property that Mr. Meck is interested in selling along the river shore. Commissioner Brown threw some ideas out to see if the property could be preserved and we could receive assistance through Program Open Space. The State is behind them through Program Open Space although we do not know what the price is. The property has been appraised and is going through the accounting office and the Board of Public Works to look at and set a figure, if acceptable to Mr. Meck and if the town can afford it, it may be an option for the Town to purchase it.

A member of the audience inquired which property it was that they were referencing.

Commissioner Brown commented that it is the property that runs from the Town Houses on Roundhouse Drive to the Hatem Bridge.

Mr. McCardell inquired what his plans for buying it were in the first place.

Commissioner Brown commented that it was more than likely to make a profit; the property has limitations but can be developed.

Commissioner Hansen did not have a report since he just received his notification tonight of the department he would be overseeing.

Commissioner Tolbert wanted to welcome the two new board members who are serving. Commissioner Tolbert reported that the leak at the Cedar Corner Water Tower was repaired. At the waste water plant a sludge pump was replaced, a sanitary sewer line at Front Street was re-grouted; some other work was done to reduce the I & I problem.

Mayor Eberhardt commented that his understanding that the leak at the Water Tower was not affecting the water supply but was something that needed repaired.

Commissioner Tolbert said that it was a fine mist.

Mayor Eberhardt commented that the leak was repaired and the concrete for the new Water Tower is to be poured on Monday.

Commissioner Tennis wanted to thank the citizens for voting for him and that he will have a Public Works Report next month.

### **TOWN ADMINISTRATOR REPORT-Denise Breder**

#### **Town Administrator's Report Town of Perryville, MD June 7, 2007**

Ms. Breder summarized portions of her report; the full report will be on file at Town Hall.

- Water Treatment Plant and Distribution System Improvements Projects:
  - RFQ for Construction Phase Engineering Services – a package of information was submitted to Maryland Department of the Environment requesting approval on the Town's procurement procedures for this portion of the project
  - Forwarded copies of the agreement forms for both projects to MDE per their request
  - Heard from MDE and it appears that the loan close will not be happening until July 16<sup>th</sup>.
- May 30, 2007 met with Ms. Stephanie Martins and Mr. Mark Gradecak of MD Dept. of Planning, as well as with Ms. Nelson Campbell and Commissioner Brown to discuss the status of the Comprehensive Plan update and related growth area.
- Official notification was sent to Sprint, that the water tower located on Cedar Corner Road is scheduled for demolition in about one year, and that they are required to remove their equipment from the tower and grounds no later than April 30, 2008.
- Received notice from MDE that the request for funding for the I & I projects did not get included in the Federal Intended Use Plan (IUP) and therefore will not be considered for funding.

### **TREASURER'S REPORT-Peggy Rice**

The Bank Balances at Mercantile County Bank as of June 7, 2007 were \$537,310.63. The Maryland Local Government Investment Pool balance was 2,497,368.03. Bay First account balance was \$757,295.57. The National Bank of Rising Sun balance was \$218,487.66; the overall total balance of the accounts is 4,010,461.89.

Ms. Rice gave the Treasurer's Report for April 30, 2007. The month to date figure was a deficit of (105,687.04), the year to date was a surplus of \$610,682.92. The water fund month to date was a deficit of (72,128.46); the year to date was \$65,732.50. The sewer fund month to date was a deficit of (121,323.65); the year to date was a deficit of (279,959.51).

**Treasurer's Report**  
**Town of Perryville, Maryland**  
**June 7, 2007**

For the Month of May, 2007:

- 129 Purchase Orders were processed totaling \$359,534.30.
- 99 Accounts Payable checks were processed totaling \$242,993.82.
- Processed 804 cash receipts totaling \$631,515.18.
- Prepared the April 2007 month-end closing entries and financial reports.
- Coordinated and attended the May 10<sup>th</sup>, 2007 Mayor and Commissioner's Budget Worksession with Town Department heads and the May 17<sup>th</sup>, 2007 Public Hearing for the budget.
- Prepared FINAL Summary Budget for approval.

**POLICE REPORT**

Chief Daly gave a report on the Perryville Outreach Program.

- 18- Individual appointments throughout the month of May
- 5/7 Youth attended an art class at the Pizaa Gallery in Elkton
- 5/8 Youth attended a ballroom dancing class
- 5/9 Community Service Day
- 5/10 Community Service Day and attended a hip hop dance class
- 5/15 Youth attended an art class at the Pizaa Gallery in Elkton.
- 5/16 For the kids who participated in the dance classes, a trip to NYC to take a class at the Pierre Dulane Dance Studio.
- 5/17 Youth attended voice coaching classes and percussion classes, plus it was a community service day.
- 5/19 it was the Chief's Challenge Basketball Tournament. On 5/22-5/25 the Program Director was out of town.
- 5/30 Luau and barbeques
- 5/31 Youth attended voice coaching classes

We are pleased to announce our connection with the “Youth Works” program in Elkton. This opportunity will increase activities for our Perryville youth to take advantage of. Youth Works has also given the Outreach Program full access to a 15 passenger van. This will allow positive growth for the program and more youth will be encouraged to participate in trips and out of town activities. The van will be parked here in Perryville to add to our convenience.

If you know of a child who is interested in the Arts, please encourage him/her to take advantage of our free art classes being offered in Elkton. These classes are being offered at no cost strictly for our Perryville kids. Transportation will be provided. There are also Voice Coaching Classes for our aspiring singers and guitar lessons both free of charge.

We would like to take a moment and thank everyone who attended the Anniversary Luau. It was a great time and we are proud of our accomplishments for the past year.

#### **POLICE DEPARTMENT REPORT**

May 1 Attended meeting with the Mayor and MARC officials

May 3 Attended the Cecil Partnership for Youth Banquet at which time the Perryville Police Dept. Juvenile Outreach Program received the “Get it Done Award”, and Certificate of Special Recognition from U.S. Senator Benjamin Cardin for receiving the Make it Happen Award and \$100 towards the program.

May 10 Budget meeting for department heads

May 11 Attended Career Day at Perryville Elementary School

May 12 Attended Spring Fling at the park

May 21 Meeting with Java in Elkton

May 30 Juvenile Outreach Program BBQ, year anniversary

#### **Monthly Police Report**

#### **May 2007 Stats**

Town Meeting Minutes  
 June 7, 2007

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<b>CRIME</b>	<b>MONTH</b>	<b>JAN</b>	<b>FEB</b>	<b>MAR</b>	<b>APR</b>	<b>MAY</b>	<b>JUNE</b>	<b>JULY</b>	<b>AUG</b>	<b>SEP</b>	<b>OCT</b>
ROBBERY		0	0	0	1						
ASSAULT		2	2	2	4	5					
BURGLARY		3	0	0	0	5					
THEFT		6	9	11	6	8					
AUTO THEFT		1	1	0							
CDS		2	0	3		1					
DISORDERLY		21	8	15	14	19					
MDOP		3	2	1	14	9					
ADULT ARRESTS		4	6	12		7					
JUV. ARRESTS		2	0	0	4	4					
TRAFFIC											
CITATIONS		3	8	6	9	12					
WARNINGS		12	14	17	10	14					
SEROS		1	1	0	1	3					
PARKING		4	0	0	1						
VIOLATIONS											
BOAT RAMP		0	0	0	4						
VIOLATIONS											
<b>ACCIDENTS</b>		4	4	7	2	4					
<b>CALLS</b>		187	143	152	144	166					

Chief Daly reported that on June 1, 2007 the Perryville Police Department responded to Susquehanna Avenue, crime scene indicators prompted him to contact the North East Police Barrack Homicide Unit to send an investigator. An investigator responded and took over the investigation, at this time there appears to be no indication of foul play; this is not a final determination. It is pending a determination based upon the Medical Examiner's Office and the Police Investigation. As the Mayor commented on earlier the Perryville Police Department is now providing 24/7 coverage. In response to numerous complaints, Susquehanna Avenue, Otsego Street and Chesapeake Landing areas have been designated as zero tolerance areas. If the Perryville Police Department gets called to those areas for disorderly conduct they will be making arrests. Chief Daly is asking the citizens for their assistance in this matter. The court systems are no longer taking just the testimony of the Police anymore, they want there to be a witness who has witnessed the conduct to step forward and testify as well. The Perryville Police Department is now going to start enforcing curfew. With the first offense the parent will

receive a written letter, the second offense a twenty five dollar fine and subsequent violations are fifty dollars. The illegal fireworks over the Fourth of July holiday will not be tolerated, anyone found in violation will receive a citation and a \$250 for each citation issued. Chief Daly also wanted to announce that the next Chief's Challenge Basketball game would be held on June 23, 2007 at 9 a.m. Chief Daly reported that the Juvenile Outreach Program made the front page of the Maryland Municipal League Magazine and an article about the program was inside.

Mayor Eberhardt reported that the fireworks issue has been a problem that for a while, you get flyers sent to your home regarding locations that fireworks can be purchased in Pennsylvania for Maryland residents although they are illegal in Pennsylvania. Mayor Eberhardt commented that there needs to be a cooperative agreement at the State level that a MD resident cannot go into Pennsylvania and show there Maryland license and purchase fireworks that are illegal in Pennsylvania just because they are a Maryland resident. Even though it is illegal in Maryland you are not a Pennsylvania resident and are buying it in Pennsylvania.

One of the residents did comment that they can get fined if caught transporting them across State line.

Mayor Eberhardt commented that this is true but that is almost impossible to catch anyone doing that.

Commissioner Brown commented that she thought that her house and garage were going to burn down last year because of the amount of fireworks going on all summer long.

## **FROM THE FLOOR**

Evelyn Hansen, who resides at 531 Broad Street, commented that she had heard from two very reliable individuals that tickets are not being issued in Perryville because of the Chief not wanting his officers being tied up in court all day.

Chief Daly commented that this is true for minor offenses to avoid the officers being held up in court for two and three hours for minor things and not able to Police the town properly.

Ms. Hansen also was told by the same two people that the Chief had informed his officers not to talk to Minnie Potter and Evelyn Hansen.

Chief Daly commented that this is not true that he does not tell his officers who they can or cannot talk to.

Ms. Hansen commented that there was citizens on patrol in town before, she inquired if they were going to have that again.

Chief Daly commented that there was something in the works as far as specific plans that he has given to the board members, he has a lot on his plate right now and has been playing catch up.

Mayor Eberhardt commented that he is not sure if the two new board members have been given the Strategic Police Plan or not if not we need to make sure that they get it.

Amy Sinclair, who resides at 28 Owens Court, commented that she has lived there for about four years and it has come to her attention that the Town of Perryville owns the property at the end of her Court which has become overgrown and a dumping ground and a breeding ground for mosquitoes.

Mayor Eberhardt asked for clarification as to whether this was towards the upper end of Kimberly Woods.

Ms. Sinclair commented that it was the upper end towards the Middle School.

Commissioner Brown commented that the town may own it.

Commissioner Tolbert commented that it may be a storm water management area.

Mayor Eberhardt commented that we would need to look into who exactly does own it because if it is a storm water management issue it may be a Homeowner Association issue to take care of.

Ms. Sinclair commented that there is no Homeowner's Association.

Mayor Eberhardt replied that somebody owns it we just need to find out who it is.

Commissioner Brown wanted to retract her statement regarding the town owning that stretch of property she does not know if it goes back as far as she is referring to.

Mary Jackson, who resides on Front Street inquired if fireworks was legal in a residential neighborhood.

Mary Eberhardt commented that it is not allowed and that she must not have heard the Chief earlier regarding fireworks.

Chief Daly reiterated his statement earlier regarding illegal fireworks not being tolerated and that a \$250 fine would be issued for each offense.

Ms. Jackson inquired about an Ordinance involving the little motorcycles and bikes being driven throughout town.

Chief Daly commented that he has three Ordinances before him from different areas that the Town Administrator gave him to review regarding off the road vehicles and they are working to address the situation.

Ms. Jackson inquired why the yard waste had not been picked up as scheduled.

Mayor Eberhardt asked Ms. Breder about that because there appears to have been some issues regarding them not picking up on Memorial Day and not letting us know in advance.

Ms. Breder commented that Tri State did do that in regard to Memorial Day, although the today's issue was the towns, we sent the wrong schedule to Tri State and recyclables were picked up instead of yard waste. The people that notified us were contacted and the schedule that is in the recent newsletter and on the web site will be the one to go by. The next yard waste will not be picked up until June 21<sup>st</sup>.

Ms. Jackson inquired about a plaque at Rodgers Tavern in reference to an individual who was the first postmaster at Rodgers Tavern.

Commissioner Brown commented if there was a plaque at Rodgers Tavern during her time she has not seen it.

Ms. Jackson inquired if the pictures were ready yet.

Mayor Eberhardt commented that the pictures she is referring to are a collective effort of historical pictures people possess which they are giving or we are making copies of for our Captain John Smith and Town 125<sup>th</sup> Anniversary Celebration in July.

Ms. Jackson inquired if they need written material as well.

Commissioner Brown commented that they are putting captions under the pictures to identify where they are from.

Gary Thompson, residing at 1449 Sumpter Drive, inquired on the progress of the motorcycle Ordinance.

Mayor Eberhardt commented that they have received additional Ordinances to review to decide which ones will work the best for what they are looking for and that it is enforceable.

Chief Daly commented that he has advised his officers if they are found riding them on the streets they will be impounded and if they are juveniles they will not be released until the proper paperwork is signed by the parent or guardian.

Chief Daly commented that Beacon Point is getting ready to post there stormwater management area because they own a lot of the property in that wooded area and when they do he is going to see about utilizing one of the DNR a.t.v.'s and putting one of his officers in the woods to get them once they hit that property. Chief Daly commented that there are a lot of trails back there.

Mr. Thompson commented that he is not sure how far Anne Brehme's property runs but he would be glad to post it if it would help. His main objective is to get the noise out of his neighbor's yard.

Chief Daly commented that he is going to try and get a plot plan of the whole area and see where everybody's property is and walk through the woods and try and figure it out and he has also been in touch with Ms. Brehme's attorney.

Mr. Thompson inquired what the times were on the curfew.

Chief Daly commented that it is 9:00 pm on school nights, if they don't have school the next night its 10 pm.

Mr. Thompson commented than in the summertime it is 10 pm.

Chief Daly replied that no, it is 9:00 pm. on weekdays and 10 pm. on the weekends.

Mr. Thompson inquired what the age limit was.

Chief Daly commented that it is under 18. They are to be accompanied by an adult or guardian if after that time and that does not mean an 18 year old brother. If they are out on there own they will be taken home and a written warning will be issued and placed on file and additional offenses will receive a citation.

Mr. Thompson asked what the definition of loitering and disorderly conduct.

Chief Daly commented that there is a whole list of different items that comes under those categories, he stated that he would sit down with him some day and show him the manual on what items it covers if he would like.

Colonel Fisher inquired if there will be an amnesty box set up.

Chief Daly commented if a citizen is in possession of illegal fireworks that they may have come across they can bring it to the Perryville Police Department and drop it off and they will turn it over to the Fire Marshall's Office with no strings attached.

Colonel Fisher wished to throw his name in to be Chairman of the Police Appreciation Committee.

Mayor Eberhardt stated that would be fine.

Colonel Fisher also requested permission to work with Denise on enforcing Landlord /Tenant regulations if she could use the help. He has three people altogether that would help him, Harlan Miller, Evelyn Hansen and himself.

Jerry Roope also offered to help.

Jerry Roope, who resides at 331 Elm Street, wanted to offer congratulations to the two new commissioners and for the curfew law. Mr. Roope commented that there are still Landlord/Tenant issues, there are a lot of rental properties in their area and some are good some are not. Mr. Roope commented that he observed 3 or 4 dead cats being removed from a house next to him along with two hefty bags full of cat feces, landlords are not doing proper leases and conditions are substandard especially through the Olde Town area. Mr. Roope commented that if the Health Department or the Fire Marshall was to show up that they would probably not pass inspection.

Mr. Roope commented that there is no animal control in town, his neighbor's dog barks all of the time and when forwarded to the S.P.C.A. during business hours you get a recording saying call back during business hours. Mr. Roope contacted County Administrator Al Wein regarding the problem and he put him in touch with the County. Mr. Roope explained that the County and the S.P.C.A. seem to be stuck on MD legislation that states that two residents must file a complaint with the County Commissioners. He filled out a stack of paperwork at the Commissioners office then he went down the hall to the State's Attorney's office and filled out another stack of paperwork. His neighbor was also going to file paperwork so they would have the two

resident complaints but within a couple of days he had already received notice from the State's Attorneys office notifying him that they did not have time to respond to those types of issues, which ended the entire process. Since then Mr. Roope had spoken to a representative at the State's Attorneys office who informed him that the S.P.C.A. is not interpreting the MD law correctly. The law states that the minimum requirement that the State set forth is the two person complaint, the Town or the County would come up with would have to meet or exceed those requirements, which having the S.P.C.A. as the MD. control authority would. Mr. Roope commented that it is getting way beyond control.

Chief Daly commented that there have been talks in Chiefs meetings regarding a law enforcement animal control unit in the County.

Mr. Roope appreciates that although it seems that we already have a law in place and it could be an effective law if properly interpreted. Mr. Roope suggested the Mayor and Commissioners talking to the States Attorney's office and or the S.P.C.A. to get their opinion regarding the legal authority of handling these situations, or can the legal authority be put back on the Town of Perryville and an assigned animal control officer. Mr. Roope commented that one neighbor takes his pit bull into other peoples fenced in yards while they are not home to use the bathroom because he does not have a fence.

Chief Daly reported that the pit bull that he is referencing is gone now.

Mayor Eberhardt asked for clarification regarding what the problem regarding the interpretation was.

Mr. Roope commented that somewhere in the State law it states that two people must file a complaint with the State's Attorneys office and the County for animal control issues if no other program is in place. Mr. Roope and the representative at the States Attorney's office feel that there is a program in place with the S.P.C.A. as the authorized agent, they are misinterpreting the law.

Mayor Eberhardt asked the town attorney to look into this in which he agreed to look into.

Commissioner Brown commented that the County funds the S.P.C.A. and there is something wrong if it is not working.

Chief Daly commented that he will bring it up again at the next Chief's meeting.

Harlan Miller, 428 Susquehanna Avenue, believes that the property that was referenced earlier that goes up by the railroad tracks behind the townhouses belongs to St. Marks Church, he believes they own from Honicker Street to Route 40.

## **OLD BUSINESS**

Mayor Eberhardt asked Ms. Erickson to summarize the Public Works Agreement between Michael Peteraf and the Town.

Heather Erickson, the Planning & Zoning Coordinator for the Town of Perryville, commented that the Public Works Agreement was originally drafted back in 2005 addressing the rights of the property owners to extend access and water and sewer to the lots. The zoning certificates that were submitted referenced two lots; however the Public Works Agreement that was originally signed did not reference both lots. A new agreement has been drafted referencing both lots which they wish to be signed so that both lots will be on there. Ms. Erickson referred to Mr. Thomey, whom is present tonight who had drafted the original agreement and who drafted the new revised agreement.

Mr. Thomey commented that the agreement was drafted to allow them to develop the property since it is not a public street at this time. The agreement basically states that if the town was to have to come in at another time to have them move things to put in a public street or water lines it would have to be done at the owner's expense.

Commissioner Tolbert commented that with the 2<sup>nd</sup> lot he may need to get an easement from the adjoining property owners. Commissioner Tolbert commented that the first agreement was just for one lot and this one requires a little more development.

Mr. Erickson commented that the original agreement had the access from Aiken Avenue and the easement off of Cecil.

Commissioner Tolbert commented that two wrongs do not make a right.

Mayor Eberhardt asked how many more lots were there.

Mr. Thomey commented that Ms. Osborne owns several lots up there and there may be one or two more lots possibly owned by other people, possibly the church.

Mr. Roope commented that he believes the lots were built one directly behind the other so for every lot on Aiken Avenue there is usually another one behind it.

Ms. Erickson commented that the lot that was originally signed was further away.

Mayor Eberhardt inquired if there was some sort of discussion on where the access from Aiken Avenue was going to be.

Ms. Erickson believes it is an alleyway for access only not for water & sewer lines.

Mayor Eberhardt commented that means it is only a paper street that they are planning on using to gain entry.

Ms. Erickson commented that they would have to get the easements from the other property owners.

Commissioner Brown commented that they would basically have to construct a street to get the access.

Ms. Erickson commented that there was an additional agreement with the Osborne's, Peteraf and the McKay's to extend Cecil Avenue because we did not know who owned it.

Commissioner Tolbert commented that the further you go you begin to piece meal the properties together.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Tennis to disapprove the revised Peteraf and Town of Perryville Public Works Agreement.

Commissioner Brown wanted to make a statement that she would not have a problem giving access if they can prove the right to go up Cecil Avenue. Commissioner Brown inquired if they had an easement from the other lot from there.

Ms. Erickson stated that they did, lot 484 was on the original agreement which was further away.

Mayor Eberhardt commented that despite what the other agreement said it should not be accessed from Aiken Avenue.

Commissioner Brown concurred with the Mayor.

Ms. Erickson inquired what she was to do with the original agreement.

Mayor Eberhardt commented that unfortunately we signed that and he does not know where we go with that one, as Tim said earlier two wrongs don't make a right.

Commissioner Brown commented that a motion was made and seconded that she is ready to proceed with it.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Tennis to disapprove the revised Peteraf and Town of Perryville Public Works Agreement. **All in favor; motion carried.**

Ms. Breder summarized an abatement request for 5271 Pulaski Highway that had been presented a couple of months ago but the board had asked them to have the main line replaced and provide proper backup paperwork. They have since replaced the line and have provided additional paperwork. The amount of the water/sewer abatement request is \$7,815.24.

Commissioner Brown was having trouble with what was being referenced on their invoice.

Mayor Eberhardt commented that they do appear to be showing proof of replacing the main line. Although Mayor Eberhardt inquired why there was still not a signature on the letter requesting the abatement, the board had asked for that previously and they still have not complied so that we can see who is making the request.

Commissioner Brown also remembers requesting that a date be on the letter, a date has been written on the request.

Ms. Breder commented that she had noticed that as well and had brought it up to Cathy; Cathy asked if we could go ahead and give the abatement approval pending the signature.

When further reviewed the board figured that it read from the back side of the office to the boiler room.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Brown to abate the sewer portion only of the bill pending the proper signatures be put on the request form. **All in favor; motion carried.**

## **NEW BUSINESS**

Chris Rogers, one of the engineers for the Town, presented the Public Works Agreement for Principio Medical LLC, for the board's consideration. The agreement guarantees that certain improvements will be done. The developer furnishes a financial surety that assures that the improvements will be finished if their obligations are not filled. The water and sewer would be extended from our facility from the Chesapeake Landing area. A private pump station is being proposed only servicing the one development at this time. The public main will be built to your standards and eventually

dedicated to the Town. The public sewer would be built to the standards but will not be dedicated to the town.

Mayor Eberhardt asked why it was not to be dedicated to the Town.

Mr. Rogers commented that because it was only to service the one entity.

Mr. Rogers commented that we also require the developer's engineers to provide an analysis of the impact of the development on the downstream sewer system.

Commissioner Brown questioned which side of the road that their water line will be connected to our system.

Kevin Pampuch, another U.R.S. engineer commented that it would be from the Postcard Shop across Route 40 into Chesapeake Landing.

Mike Vaughn, from Stewart Associates commented that the plan shows the name of Perryville Medical Center but it has since been changed to Principio Medical Center.

Mr. Fisher asked why it was changed.

Mike Vaughn, commented that Principio had a more regional appeal to it and that it was what the hospital marketing people wanted.

Mr. Rogers commented that another reason for the Public Works Agreement is allocating the water and sewer capacity and allowing us to recapture the capacity if the building is not built in five years. This language was changed to simplify it instead of having portions of the development done by a certain time period, then another portion at another time.

Mayor Eberhardt thought that there is usually a much different time frame on the Woodlands agreement.

Mr. Rogers commented that their Public Works Agreements were more appropriate for residential development and they would require 1/3 of the units built in an 18 month time frame and all of them finished in five years. There was something that was specifically negotiated with the developer on that one.

Mr. Vaughn commented that they hope to have the first building done by year end, the second building in the back some interest has been expressed, they would need more of a commitment but anticipate it to be started on by the year end, we do have a commitment for the bank to begin construction next year, the restaurant pad will be

marketed later next year after the other businesses are up and running and another fifth building later down the line.

Mayor Eberhardt commented that he doubted that this made this document but he wanted to assure that the town was still on track for getting chippings from the clearing of the property.

Mr. Vaughn replied that they will give us as much as we would need.

Mayor Eberhardt inquired who was keeping track as far as the allocated amount of water use allowed per the consent order.

Mr. Rogers commented that Heather is keeping track of that and we are not anywhere near that point, the allowance is 60,000 gallons extra per day allowed and we are not even in the ball park.

Mr. Rogers also referenced another feature of the agreement referenced on page two and three at the end of paragraph seven. It states that prior to the issuance of a building permit for development, the Developer shall execute a sewer agreement with the Town that provides for long term maintenance of the sewer facilities and that allows the Town access to the facilities for periodic inspections.

Mayor Eberhardt inquired when they were looking to get their building permit.

Mr. Vaughn answered in August.

Mayor Eberhardt commented that we are already in June.

Mr. Rogers commented that this should not be too difficult to draw up, we can provide the framework from there it should be able to be done in a timely manner.

Mr. Rogers commented that the Planning Commission has reviewed this as a preliminary site plan and they had wanted the developer prior to the issuance of any Zoning Certificate for any of the buildings to record any deed restrictions that require the developer or any future owner to install sidewalks along the frontage of Route 40 when sidewalks are ever installed on the adjacent properties.

Mr. Rogers commented that Ms. Breder had brought to his attention that there were several blanks not yet filled in on the document. His first page asks for the number of pages in the site plan which can easily be filled in once the site plans are reviewed. The blanks on page two we do not know the length of the water line yet that will be dedicated to the Town until review of the final site plan.

Mayor Eberhardt commented that he would like to see these filled in at least with a range or approximate numbers before signatures are needed.

Mr. Vaughn commented that they should all be filled in by the time it is ready to be signed.

Mr. Rogers commented that we would not expect you to sign anything before filling in the blanks. The plans would be finalized and signed by our office then forwarded to the Town for their signatures and then the developer submits cost estimates for the improvements that are covered by the Public Works Agreement. The other item left blank is the gallons per day for water and sewer that the Town will commit.

Mr. Vaughn commented that they are working on getting those estimates from the hospital and will have those estimates on the first building before the site plan is done.

Commissioner Brown commented on the issue of sidewalks she realizes there is nothing close to them but she is thinking on the other side of the road a parcel of property was recently purchased by the MARS grocery store chain. Commissioner Brown's concern is that if sidewalks start appearing on the other side then pedestrian traffic will start crossing into the center. Commissioner Brown inquired if we could modify the agreement that if that was to happen then the sidewalks would be constructed in front of the building at that time.

Mr. Vaughn commented that the problem with that is that he would not want to encourage anybody to walk across the highway.

Commissioner Brown commented that she would not want to encourage that either but people are already doing it.

Mr. Vaughn commented that if there was an approved crossing location set up he may not have a problem with that.

Commissioner Brown commented that there is a housing development there and a storage building and other potential things coming leaving the possibility of them having a sidewalk long before it gets to that point with your property.

Mayor Eberhardt inquired what paragraph it was referencing the sidewalks and what the trigger is that is on there now.

Mr. Rogers commented that it references adjacent properties; you could put in contiguous properties.

Gary Thompson, who resides at 1459 Clayton Street inquired about the possibility of water and sewer lines extending to the Postcard Gallery, Nursery and the Baptist Church.

Mr. Vaughn commented that the Postcard Place should not be too much of a problem and as far as going across to the church it would be the cost of going under the road.

Mr. Thompson noted the placement of the cuts across the median strips on Route 40, he inquired if the plans are to put in between the one at the Post Card place and the one at the bottom of the hill, or down the hill.

Mr. Vaughn commented that where the cuts are located are where they are supposed to be and we are in discussion with SHA on the exact configuration them.

Mr. Thompson commented that he hopes they are going to put a red light in they will need it.

**MOTION** was made by Commissioner Tennis and seconded by Commissioner Brown to approve with the contingencies discussed earlier with filling in paragraph 6 with the word contiguous and filling in the blanks. **All in favor; motion carried.**

Ms. Breder presented the next item on the agenda which was the pier design proposal; they had originally put in for an 8 ft. pier then changed the design to a 10 ft. pier, due to some problems they may have to go back to redesigning it to an 8 ft. pier. The engineering design for the 8 ft. pier is gone so U.R.S. had provided a short form agreement for services for \$45,300 for additional design service.

Kevin Pampuch, one of the U.R.S. engineers commented that originally the intent was to utilize D.N.R. funding then at a later date the Town decided to apply for State Highway Funding and the design requirements are much more stringent.

Mayor Eberhardt inquired if we have gotten something back on the 8 ft. design.

Mr. Pampuch commented that they do not have anything in their records on the 8 ft. design; recently DNR provided copies of some drawings that they had or had copies that were scanned or something of when we submitted the first time.

Mayor Eberhardt stated that you guys did the 8 ft. design.

Mr. Pampuch stated that they did but they were never approved or accepted and the design was changed to the 10 ft. and we do not hold on to material not used forever if it is not formally accepted.

Mayor Eberhardt commented that we do have something back that was scanned that we may be able to use though.

Mr. Pampuch commented that we do and that we may be able to use them to cut down on some of the cost. The figure given was not a lump sum figure it is to be billed for time and materials used.

Mayor Eberhardt commented that he would like to see something showing that we are going to have to proceed with the 8 ft. design as opposed to signing up to some number of cost.

Mr. Pampuch commented that we do not have the determination yet if we are going to be required to do a redesign.

Mayor Eberhardt commented that the whole thing may be premature.

Commissioner Brown commented that her feeling is that until the determination is made on the course we are going to pursue it is premature to approve a redesign, there are items in this proposal that they have been required to do and have done.

Mr. Pampuch commented that have been continuing to provide items as requested and they will continue to do so.

Mayor Eberhardt inquired why it was on the agenda tonight then.

Mr. Pampuch commented that you asked us for a proposal and we provided one on what it will take to get us to the end.

Mayor Eberhardt commented that if we do decide to go with the 8 ft. design we have the drawing copies that you can look at now and possibly tweak this estimate on what it is going to cost to do that redesign.

Mayor Eberhardt stated that there should be something we should provide and agree to on your continued involvement in this process.

Ms. Breder commented that it could be a letter of intent if we need a motion for that.

Commissioner Tolbert commented that this is basically billing for services and materials rendered. Commissioner Tolbert stated that we could vote on this and put in a statement that they are not to do anything until they hear from us.

Mayor Eberhardt stated that he does not think the figures are correct either until the drawings are looked at to determine what will be needed.

Mr. Pampuch reminded the Mayor that these drawings were based on DNR requirements and now we are falling under State Highway requirements.

Commissioner Brown commented that it is impossible at this point to give you a specific scope of services.

Chris Rogers asked that we allow them to pursue the answers to the questions as directed by the town and consideration of payment for services rendered.

**MOTION** was made by Commissioner Brown and seconded by Commissioner Tolbert to draft a letter of intent to continue services with U.R.S. as long as we specify what they are to do on the project and it is signed by the Mayor and Commissioners. **All in favor; motion carried.**

Mayor Eberhardt stated that we are required to approve the invoices that are submitted to us regarding the Water Distribution and the Water Plant according to the borrowing rules from M.D.E. We have hired U.R.S. to assure that the billed amount reflects the work that has been completed.

Mayor Eberhardt commented that he did see something about providing monthly progress reports.

Kevin Pampuch commented that they can provide monthly progress reports along with the invoice requests.

Commissioner Tolbert suggested presenting the progress reports at the monthly meetings along with payment requests.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Brown to approve the invoices to Greensburg Environmental and J.W.L. Associates. **All in favor; motion carried.**

Ms. Breder requested that the Gemcraft Consent Judgement be next on the agenda since our former Attorney was here to present the request.

Mr. Thomey, the Town's former Attorney, summarized the Consent Judgement Order for Gemcraft Homes and the Town. Mr. Thomey explained that Mr. Neff is agreeing to grant a narrow strip of easement for access to Gemcraft and that the lot is a non-conforming lot of record. The first item is agreeing to some level of protection to the agreement between private property owners. The second item identifies the parcel number. The third item states that at the time of the original deed, the Town of Perryville did not have any zoning ordinance or any subdivision regulations at the time. The fourth item states that the lot constitutes a non-conforming lot of record. The fifth item recognizes that the lot is in the Critical Area Overlay District and what can and cannot be done in that area. The sixth item confirms that the lot is grandfathered for the purpose of the Perryville Subdivision Regulations including "every lot shall abut upon, and have access to, a public street." The seventh item states that nothing will preclude Gemcraft, its successors or assigns, from utilizing Gemcraft's parcel for any use provided that Gemcraft obtains the proper governmental approvals and complies with the applicable regulations and ordinances. The last item states that this Consent Judgement is binding upon and shall be to the benefit of each party and each party's successors and assigns. The purpose of this Consent Judgement is to settle the lawsuit regarding access issues resulting from a mistake made in the subdivision of the railroad properties.

Mayor Eberhardt questioned the section in line 6 where it referenced that "every lot shall abut upon, and have access to a public street." This requirement did not exist at the time the lot was created, and at the time the lot had access to River Road (now known as Roundhouse Drive) by way of a driveway shared by two neighboring properties across land owned by the railroad. Mayor Eberhardt commented that the driveway still exists and there is no railroad crossing anymore you would think there would be a legal basis established to an easement of that property.

Mr. Thomey commented that he does not know how it got to this point it looked to him as if it was something that Neff and Gemcraft could have resolved without involving the Town. Mr. Thomey commented that there may be future litigation regarding what they can do with the property based on what it is zoned, the lot has a unique configuration.

Mayor Eberhardt asked for further comments.

Ms. Breder commented that the signature pages need to be updated with the current commissioners and that Mr. Thomey has the new signature pages.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Tennis to approve the Consent Judgement. **All in favor; motion carried.**

Ms. Breder presented Resolution 2007-8 which adopts the budget for the fiscal year July 1, 2007- June 30, 2008.

Mayor Eberhardt commented that it lists items that if needed to be changed will require approval from the Mayor and Commissioners and approves the FY budget.

**MOTION** was made by Commissioner Brown and seconded by Commissioner Hansen to approve Resolution 2007-8 for the FY budget. **All in favor; motion carried.**

Ms. Breder introduced a request for approval of the new Health Care Provider which will now be Coventry.

**MOTION** was made by Commissioner Brown and seconded by Commissioner Tennis to approve the new Health Care Provider. **All in favor; motion carried.**

Mayor Eberhardt introduced the Corporate Banking Resolutions and asked for clarification that this was just to add the new commissioners as signers.

Ms. Rice commented that Resolution 2007-9 with Mercantile was also to establish a new business savings account for the new health insurance funds.

**MOTION** was made by Commissioner Brown and seconded by Commissioner Hansen to approve Corporate Banking Resolution 2007-9, 2007-10, and 2007-11. **All in favor; motion carried.**

The next item on the agenda was for the Owens Landing Condo Association Abatement request for the period of January-March 2007.

Mayor Eberhardt referenced the discussion earlier regarding the Peteraf property and denying the Public Works Agreement because they did not have access from a public street, it was coming from an easement across somebody's property. Although what we agreed to on the Consent Order just now was to give that property an easement because I have public streets across another person's property because it was a lot of record before the new zoning ordinance came into place. He questioned if we were ok with that because it was a recorded lot of record prior to the new zoning ordinance and that the law is ok with it.

Commissioner Brown commented that she looked at it as we were ok with the Gemcraft and Neff agreement.

Mayor Eberhardt commented that Peteraf's was a lot of record before the new zoning ordinance and we just denied his easement off of someone's property off of Aiken Avenue.

Commissioner Brown commented that the reason she did that was because she would rather see him go off of Cecil Avenue because he doesn't need an easement, although he needs an easement because Osborne owns it but would stop him from creating another entrance off of Aiken Avenue.

Commissioner Tolbert commented that the Town created that problem with the railroad properties and were trying to rectify it with a solution; he always thought that this parcel was always connected to another parcel.

Commissioner Brown believes that when Crouse recorded the way that it was without thinking about who was going to get in and out of the lot.

Mr. Baynes commented that the part that makes it non-conforming that had to be acknowledged is that it did not have road frontage. The Peteraf property did not include both lots two years ago.

Ms. Breder commented that the abatement request for Owen's Landing Condo Association did not meet the requirements for a water abatement therefore can only be considered for a sewer abatement in the amount of \$6,099.88, however they have gone to considerable lengths to determine where the leak is and repair them, they did cap off one deficient line running from their property. What is before you is whether or not to approve the abatement request.

Mr. Tennis summarized the request for an abatement for Owen's Landing Condo Association. He is on their Board of Directors and resides there so he will refrain from any vote on the matter. Mr. Tennis explained that they normally get a bill for \$10,000 split between 87 units. We looked at several options such as putting a meter on each building and met with the Town on several occasions and had Mr. Caldwell down there several times to check the meters and we appreciate the assistance. Where we are at now is we have gotten the flow down to two gallons a minute, it was eight gallons per minute. One bill that we received was \$15,000 over budget; we did come to the town to be proactive in trying to resolve the issue. We have reduced the flow by 75%, there is still some to go. The last abatement request was for water and this one is for sewage. It is not something we plan on coming for every time. The line that was capped off was a pipe that we did not use that was going into Owen's Landing II and all that we could figure was that it was an extension and we could not get it to shut off so we capped it which reduced everything the 75%.

Commissioner Brown inquired if they ever found where that line was going.

Mr. Tennis commented that it went to the edge of the parking lot at Owens Landing II and we were not going to continue to dig through the parking lot.

Mayor Eberhardt referenced an invoice for \$3,300 that was showing that they had a plumber out there in February and again in May for \$12,000 and there is no indication of things getting fixed so you will continue to come in each billing requesting an abatement. Mayor Eberhardt commented that our approval process for an abatement is to show proof that the problem is fixed; these are not showing that the problem is fixed.

Ms. Breder commented that they are demonstrating that they are attempting to fix the problem they do not have it totally fixed at this time but they are going to considerable lengths to fix the problem.

Mayor Eberhardt inquired which invoice they were basing this information on.

Mr. Tennis commented that it is based on the fact that we have gotten the flow down from 8 gallons a minute to two gallons a minute, we cannot find the 2 gallons a minute at this time.

Mayor Eberhardt asked how they got it from the 8 to the 2.

Mr. Tennis commented that it was from digging up the water line and capping it.

Mayor Eberhardt commented that the invoice said in an attempt to find a leak, none found so that could not have been the solution.

Mr. Tennis commented that they could not shut that pipe off so the best thing to do was to cap it off.

Mayor Eberhardt's concern is when the abatements will stop.

Ms. Breder commented that this abatement was for January, February and March,

Commissioner Brown commented that at some point it has to stop.

Mayor Eberhardt commented that a big part of the consideration is showing proof that the problem is fixed.

Ms. Breder commented that you already know they have a leak from March 31 to May 24<sup>th</sup>, the next billing does not come out until August.

Commissioner Tolbert suggested waiting until the next billing to see what happens.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Brown to table this abatement request pending the next water bill and allow them to pay the normal average rate until then. **Four in favor; 1 abstained (Commissioner Tennis) motion carried.**

Ms. Breder presented a request for the Baptist Church youth group to hold an event on our property adjacent to Rodgers Tavern on July 6, 2007.

Ms. Brown commented that the youth group has agreed to clean up the trail prior to the Captain John Smith event and it will be done by curfew. Their event will be free to the public and non violent with a DJ.

Mayor Eberhardt inquired that it is before us because they are asking for permission to use our grounds free of charge.

Commissioner Brown commented that and the fact that they are using our electric box as well so she felt the best way to present it was have them fill out an event form.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Tennis to approve the event form and waive the fee. **All in favor; motion carried.**

The board reviewed the chemical bids.

**MOTION** was made by Commissioner Tolbert and seconded by Commissioner Brown to award the Chemical Bids to the low bidders. **All in favor; motion carried.**

Commissioner Brown inquired when we bid these out and in the specification it is a thousand pound or thousand gallon cylinder do we actually use that or is that something new.

Commissioner Tolbert commented that we use them at the sewer plant.

**MOTION** was made by Mayor Eberhardt and seconded by Commissioner Tolbert to adjourn the June 7, 2007 Town Meeting at 10:40 p.m. **All in favor; motion carried.**

Respectfully submitted,

Jackie Sample,  
Town Clerk

Town Meeting Minutes  
June 7, 2007

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