

Town of Perryville
Meeting Minutes
February 6, 2007

ATTENDANCE: Mayor: James Eberhardt, Commissioners: Austin Amos, Barbara Brown and Tim Tolbert; Town Administrator Denise Breder, and Financial Coordinator Peggy Rice.

The Town Meeting was called to order at 7 p.m. by Mayor Eberhardt.

Pledge to the Flag

APPROVAL OF THE MINUTES

MOTION was made by Commissioner Brown and seconded by Commissioner Amos to approve the January 2, 2007 Town Meeting minutes. All in favor; motion carried.

PERRYVILLE MIDDLE SCHOOL PRINCIPAL MESSAGE- Principal Buckley

Principal Buckley welcomed and thanked the board members for allowing the February Town Meeting to be held at the Middle School and giving the opportunity for the board and the residents to see the progress that has been made in the renovation of the school. Principal Buckley anticipates the project being complete by late fall or early winter of next year. Principal Buckley started as a teacher at Perryville Middle School seventeen years ago and has returned back to the school from Kentucky and Pennsylvania to serve as the Principal. Principal Buckley commented that Phase I & II is complete, Phase III should be complete the end of March and Phase IV will be starting after that.

Betty Thompson, who resides at 1646 Ingleside Avenue, inquired when the road connecting to Coudon Boulevard would be complete.

Principal Buckley commented that it will probably not be until the completion of the project because of the storage facilities and trucks and equipment that would still be on site. This road will be for the buses to enter and exit from and the cars will still be entering and exiting from Aiken Avenue.

Col. Fisher, residing at 365 Elm Street, inquired with the onset of BRAC if your upgrades will accommodate future development in the next three to five years.

Principal Buckley commented that with the State of MD regulations you build with what you have at the time, not future construction. BRAC was not in place at the time of this project. We should be able to accommodate some additional students; hopefully, in two to five years with BRAC in place we will have room to grow.

Mayor Eberhardt commented that in his briefing with Dr. Roberts he was assured that there would be no more portables. He also commented that the feeder schools Bainbridge and Perryville Elementary were under capacity at this time.

Mr. Buckley commented that there will be no more portables when the project is complete.

Jerry Roope, residing at 331 Elm Street inquired if the project was fully funded or if they perceive any obstacles.

Mr. Buckley replied that the project is fully funded and they do not anticipate any obstacles.

CECIL COUNTY LANDFILL REPRESENTATIVES - Pete Bienick & Tanya Adams

Mr. Pete Bienick, the Chief of Solid Waste for Cecil County, highlighted the Single Stream Recycling Program that makes it easier for people to recycle. The amount of recycling from Cecil County has jumped from 17% in 2005 to 33% in 2006, hoping to jump to 36%-37% this year.

Tanya Adams, the Recycling Coordinator commented that the program started on December 1st and allows many different recyclable items to be put together in the same container without customers having to separate them. Ms. Adams commented that emptied aerosol cans, glass bottles and jars, along with plastic containers and newspapers can all go into one container. Ms. Adams explained that the general rule of thumb for the plastic containers is if the top of the container is smaller than the bottom it is usually ok to be put into the recyclable bin. Ms. Adams commented that anything that has had food in it or toys that have big openings would not be able to go into it. Ms. Adams commented that the recyclables can be left in plastic bags, although the plastic bags are not recyclable. Other items that are recyclable through the Cecil County Landfill are tv.'s up to 25 inches, jet cartridges, electronics, used oil and anti-freeze, tires are with a fee. Ms. Adams commented that the increase to 33% in 2006 was not a complete figure they are still waiting for numbers from the commercial properties to be included in that total.

Mr. Bienick commented that there is a bit of misconception that we are not taking yard waste. We are taking yard waste but it cannot be held in our cells, it is accepted at the landfill in a specific area that is assigned for that. We are in the process of rebuilding our facility and hope to have mulch and compost capabilities by the Spring.

Al Peteraf, who resides at 549 Maryland Avenue, inquired what the 33% consisted of total weight of recyclables or of everything.

Mr. Bienick commented that it is total weight consisting of waste and recyclables.

Commissioner Brown commented that she understands the containers with food in them are not recyclable. Commissioner Brown inquired if a tray that a microwavable dinner came in that was cleaned off before throwing away would be acceptable to recycle.

Mr. Bienick commented that it would not be recyclable; this would fall into the criteria of the opening being as large as the base which is not recyclable.

Mr. Bienick reported that they have had to turn some haulers away or people that do not have the proper identification. You must have a Maryland Driver's license and be a Cecil County resident.

Col. Fisher inquired about what you would do if you do not have a Maryland license but you live in Cecil County.

Mr. Bienick commented that if you own property and you bring your i.d. with your tax record or land trustee information, they will issue you a permit to dump there.

Col. Fisher asked if a water bill would be acceptable.

Mr. Bienick commented that it would not be accepted because it is not considered a legal document.

Mr. Bienick was asked what they are doing to get the word out about recycling in which he replied that they are willing to talk to Civic Groups, Schools, Businesses H.O.A.'s and various other organizations.

Ms. Breder commented that our trash company cannot take yard waste in plastic bags at this time it must be loose in a container, she inquired if eventually you will be able to accept it in plastic bags.

Mr. Bienick commented that they cannot at this time but he is looking into a way of being able to but he cannot promise that it will happen.

MAYOR'S REPORT-

Mayor Eberhardt thanked Mr. Flayharty, the owner of a wood carving business who donated a new gavel and pad to the Town and other Municipalities in the County. Mayor Eberhardt attended a meeting a while back with members of the Veteran's Administration in discussing reuse of a section of the Veterans Hospital property. They have hired

a reuse contractor and will proceed with a study to reuse the Perry Point property, then will hold public meetings. The goal is to create a stream of income to have a state of the art long term care facility for veterans; they have not issued a public release yet. On February 21st at 8 a.m. the ribbon cutting ceremony will be held for the Food Lion opening in Perryville. In the near future there will be information regarding a presentation to be scheduled here from the Sheriff's Department titled Sex Offender Registration.

Mayor Eberhardt performed the Swearing in Ceremony for the new Police Officer Eric Haavistola, who is a graduate from Perryville High School.

COMMISSIONER'S REPORTS

COMMISSIONER AMOS' REPORT-

Commissioner Amos reported that the Planning Commission approved the preliminary plan for the proposed Principio Health Center to be located on Route 40.

No applications were received for the February 2007 Planning & Zoning meeting; therefore the next meeting is scheduled for Monday, March 19, 2007 at 6:30 p.m.

The Board of Appeals did not meet in January, 2007. No applications have been received for the February meeting.

The Mayor & Commissioners will hold a public hearing on Tuesday, February 13, 2007 at 7 p.m. to hear the public comment regarding a rezoning request for 1470 Clayton Street (barbershop). The property is currently zoned R-1, the applicant is requesting Neighborhood Business zoning.

Public Works Report January 2007

All snow equipment is started weekly and ready for service. The Christmas decorations were taken down and stored. The brush was cleared off of the fence behind the Little League field. The back office was painted at the Town Hall. The new truck was set up for snow storms and water and sewer breaks. The sewer line was cleaned out at Harry Patchel's garage and he was informed that he needed to install a clean out at the property line. Met with Mike McGuirk regarding the Front Street project and the Box Car Ice Cream Shop. A new sewer line was installed on Cecil Avenue. Trees along the new trail were cut and the brush was chipped. Stumps were dug along the park road. Salt was spread as needed due to ice. A water leak at the Water Plant was repaired. A fire

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hydrant was replaced due to a car accident. The attic at Rodgers Tavern was cleaned out. Met with Frenchtown Crossing to resolve issue of water lying in the roadway.

COMMISSIONER TOLBERT'S REPORT-

Commissioner Tolbert wanted to thank the Administration at the Perryville Middle School for hosting the meeting here tonight and for the tour. Commissioner Tolbert reported that the Water Plant and Distribution bid openings are on the agenda to be presented later this evening. Commissioner Tolbert reported that Lenny Gold with the MD Center of Environmental Training was pleased with the progress of the Waste Water Plant and with the testing being done at the plant. Commissioner Tolbert commented that with the age of the plant fixing something can create another problem throwing them into another violation.

COMMISSIONER BROWN'S REPORT-

Commissioner Brown thanked Mr. Buckley for allowing us to have our meeting here tonight.

Announcements:

February 12, 2007-Fall Parade Committee meeting, 4:30 p.m., Town Hall Meeting Room

February 22, 2007-Perryville Greenway Committee Meeting, 10 a.m., Administrator's Office

May 12, 2007-Spring Fling

July 7, 2007-Correct Date for the Diamond in the Rough Triathlon
Incorrect Date printed on the Town Newsletter

NOTES:

January 6, 2007-Attended the Residential Sprinkler Presentation at Perryville Fire Company

January 10, 2007-Met with Richard Brand of the MD Historic Trust at Rodgers Tavern for an inspection of the roof and gutter replacement. He also verbally gave me the authorization for us to replace the back

door on the Tavern. A letter of authorization has been received by the Town.

Commissioner Brown inquired if Ms. Breder had any progress to report from Schlenger and Pitz or the Structural Engineer.

Ms. Breder had not heard anything back from them.

January 16, 2007-Met with Colleen Moore and Capt. Ian Bystrom, Mayor Eberhardt, Denise Breder, and Sandi Anderson at the boat ramp to show them the location for their landing in July.

January 18, 2007-Had a meeting with Ken Ropp, DNR, Mary Ann Skilling, MD Office of Planning, and Denise about the Boat Ramp Project. We will need to do an SAV survey for the pier location. This has to be done in the Spring and Fall.

January 19, 2007-Denise Breder, John Klein, Russell Ives, Heather Dorsey, John Meyers, Kevin Pampaugh and I met with representatives of the MD SHA in Baltimore to present our material for review. SHA has responded back and is requesting additional information and some changes to the design which we are getting together. The worst news in this long and difficult process is that we have received word from the Corps of Engineers there is a problem with our permit. We are still working on this issue.

January 22, 2007-I met with an Eagle Scout candidate to discuss a project for his pursuit of Eagle Scout. I have not heard back from him as yet.

January 24, 2007-I attended a Program Open Space Workshop for Municipalities on changes the County is planning to implement for Municipal Program Open Space project requests.

January 30, 2007-I met with Chief Daly and Michelle Lewis to discuss the Skateboard Park. I have prepared a fact sheet for the Council to look over. If you have any questions, please let me know. I would like the Council to commit to locating the skate park alongside the Police Station. The Chief, Miss Lewis and I agree that it is the logical location. Once we know where it will go then I would like to meet with the children and their parents for a presentation by a skateboard provider on what the kids want and what we may be able to afford.

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Commissioner Brown wanted permission from the Council to be able to move forward with the project and inquired if there were any questions they had regarding the fact sheet that she prepared on the project.

Mayor Eberhardt commented that there are a lot of obstacles to overcome regarding operational issues, the cost of it, etc. Mayor Eberhardt commented that he would suggest moving forward with the project, not a full commitment at this time.

Commissioner Amos commented that he would like to see it followed through with as well.

Commissioner Brown would like to set up a meeting with the Police Chief and the parents of the kids involved.

Mayor Eberhardt commented that he saw that some other Municipalities had not followed through with it because they were denied funding from Program Open Space and there were some other issues.

Commissioner Brown commented that Program Open Space funding is available, but you are competing with other Municipalities to receive the grant money, so just because you submit a grant does not mean you will receive the funding. Commissioner Brown believes that the Chief is also looking for additional funding. We are looking at a figure between \$50,000 and \$100,000 depending on what we will need.

TOWN ADMINISTRATOR REPORT-Denise Breder

Town Administrator's Report Town of Perryville, MD

- I completed the final loan application for the Town's water improvements project (both plant and distribution system improvements). The application was mailed on February 1st to Alice Scanlon, the loan officer assigned to the Town by MDE. Alice will then complete the package necessary to have the Town's request go before the Board of Public Works at the March 21st meeting for final approval of financing.
- The Request for Qualifications (RFQ) for the Construction Inspection and Review portion of the water and wastewater improvements projects has been sent to 24 companies. A few firms have visited the Town's existing facilities and looked at the plans for the projects in order to become familiar with the projects so that they can submit proposal packages to the Town in response to

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TRAFFIC CITATIONS	3	
WARNINGS		12
SEROS	1	
PARKING VIOLATIONS	4	
BOAT RAMP VIOLATIONS	0	
ACCIDENTS	4	
CALLS	187	

MONTH	NOV	DEC
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CRIME

ROBBERY
ASSAULT
BURGLARY

THEFT
AUTO THEFT

CDS
DISORDERLY
MDOP
ADULT
ARRESTS
JUV. ARRESTS
DWI

CITATIONS
WARNINGS
SEROS
PARKING
VIOLATIONS
BOAT RAMP
VIOLATIONS

ACCIDENTS

CALLS

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1/2/07 Meeting at Fairgreen Senior Community regarding crime trends and ways to stay safe

1/10/07 Meeting for radio system at EOC

1/13/07 Attended a field trip with Outreach Kids to the Baltimore Aquarium

1/25/07 Meeting with new emergency equipment supplier in Chester Springs PA

Juvenile Outreach Program Monthly Report-January 2007

1-6-07 Seven teens spent the day at the Putt Putt fun center in Bel Air

1-13-07 Seven teens went on a trip to Baltimore. Our day included exploring the Baltimore Aquarium and the Historic Constellation ship.

There were seven individual appointments and two group dinners at the station.

TREASURER'S REPORT-Peggy Rice

Ms. Rice reported that the bank balances was \$833,440.70 for County Bank. The balance for the MD Government Investment Pool fund is \$1,284,945.04. Bay Net Bank is \$1,328,021.80. The National Bank of Rising Sun balance is \$214,728.80 with the grand total of \$3,661,136.34.

Ms. Rice reported on the Financial Summary General Fund regarding the July 2006 report having a surplus of \$676,096.65. The Water Fund was at a deficit of \$119,741.60. The sewer fund had a net deficit of 108,442.10.

Ms. Rice highlighted portions of her Treasurer's Report

- Sent Fiscal Year 2006 audited Financial Statements and Uniform Financial Reports to the following entities: State of Maryland Department of Legislative Services (12/28), Department of Housing & Community Development, Maryland Department of the Environment/Maryland Water Quality Financing Administration, Maryland State Police/ State Aid for Police Protection, United States Department of Agriculture/Rural Development
- Prepared 23 Vendor 1099s.
- Perry Point VA Hospital representatives requested a summary of all outstanding amounts due and copies of the original invoices, which we delivered to them on January 23, 2007. The total due from the VA is \$399,664.65 of which \$57,189.49

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is for Bay Restoration Fees. They had stated that they want to pay us by the 30th of January. We have not heard anything more as of yet (2/1/07).

- Assisted Auditor from Harleysville Insurance Company with General Liability Insurance Audit for the period of November 15, 2005 to November 15, 2006.
- Our independent auditor will present the Fiscal Year 2006 audit at the March 6, 2006 Town Meeting.

Mayor Eberhardt asked what amount from the VA hospital represented.

Ms. Rice commented that it represented about \$115,000 from the October, November, December billing and some exclusion of Capital items of previous billings. Ms. Rice commented that there is a new representative handling this now and that he had asked her to send him all of the billing so that he could follow up with it.

Commissioner Brown has been working on a grant for the entrance to the pier. As part of the process she must include a letter that the town would be responsible for a cash match, the maximum of that match would be \$3,000. Commissioner Brown would like to use the Rec. Trail grant of \$10,000 that we received as the match.

MOTION was made by Mayor Eberhardt and seconded by Commissioner Amos to approve the funding for the cash match if the funding is available in the budget. All in favor; motion carried.

COMMUNITY CORNER- John Strause

Mr. Strause reported that the Perryville Fire Company had a workshop and demonstration of sprinkler systems; they are supporting attempting to get an Ordinance adopted to require all new residents to have a sprinkler system. On May 5th they will have their Shrimp Feast. They hope to get the Rescue Truck by the end of February, they experienced some manufacturing problems.

Mayor Eberhardt asked what the difference between the Rescue Truck and a Fire Truck was.

Mr. Strause commented that the Rescue Truck can hold a lot more equipment on it.

Mayor Eberhardt inquired if this truck's purchase was driven toward the need for service on I-95.

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Mr. Strause commented that it was partially for that purpose, but it was primarily due to the fact that they were overloading their other equipment. The new Rescue Truck has a 400 watt generator system that can light up a large area if needed and air conditioning for the firefighters to get relief in between fighting fires. Mr. Strause reported that they received \$225,000; which was over half of their investment of \$430,000 back from the County. In return we had to take one of our old trucks out of service.

Community Fire House

Year End Totals for 2006

Calls 430
Avg. Response Time 4.075 Min
Avg. Personnel/Call 17.78333333

Total Man-Hours 4473.53

EMS Calls

Calls 788
Avg. Response Time 5.175
Total Man-Hours 2089
County Upgrade 284

Totals

Emergency Calls 1218
Man-Hours 6565.53
Training Hours 1631
Fund Raising 3756
Station/ Equip. Repair 2350

Total Man Hours Donated 14487.98
To the Community

Hydrant Water Use** 24750

Community Fire House

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January 2007 Stats

Calls 35
Avg. Response Time 4.2 Min
Avg. Personnel/Call 21

Total Man-Hours 574

EMS Calls

Calls 52
Avg. Response Time 4.7
Total Man-Hours 144
County Upgrade 13

Totals

Emergency Calls 87

Man-Hours 718
Training Hours 65
Fund Raising 55
Station/ Equip. Repair 100

Total Man Hours Donated 938
To the Community

Hydrant Water Use** 1500

FROM THE FLOOR

Scott Peteraf, a student who resides at 549 Maryland Avenue, inquired if the skate park was going to be done by this summer; he stated that the other kids have an idea of what they want.

Commissioner Brown commented that the hardest part is finding the funding and a place to put it, a grant would have to be submitted and we have already missed this year. Commissioner Brown commented that Chief Daly may have the ability to obtain funding

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through a grant as well. Commissioner Brown commented that this would have to be a commercially built Skate Park with a reputable builder with requirements established by the Insurance Company.

Al Peteraf, residing at 549 Maryland Avenue commented that there may be some local businesses that may want to donate if we could come up with a figure of the approximate cost and get back to him with.

Commissioner Brown commented that is why she wants to set up a meeting with the Police Chief and members of the group interested in building the Skate Park to discuss exactly what they are looking for and work up the costs. Commissioner Brown commented that she will try to get something set up when the Chief gets back in and notify those involved of the date they have planned.

Col. Fisher, who resides at 365 Elm Street, asked to present a report for next months meeting about retention for the Police Department. Col. Fisher inquired if we would want it on the agenda or in the form of a letter and report on it that way.

Mayor Eberhardt asked if he could possibly get it together before the 13th, since they have a work session on that day.

Col. Fisher commented that he would not be able to get it together that soon, but would be able to get it a week prior to the meeting.

Mayor Eberhardt commented that he would accept it either way.

Col. Fisher commented that we can let him know if he can do it and it can be done another month if you would like.

Col. Fisher thanked Ms. Breder for pushing through with the landlord problem since it has been a hot issue. Col. Fisher inquired if we do anything with the Public Access Channel and are we able to access that?

Mayor Eberhardt commented that he is not aware of us using the Public Access Channel.

Ms. Breder commented that the only thing she recalls us using it for was Emergency purposes.

Col. Fisher inquired if we could possibly put information such as the recycling program and highlights of the meetings on there, such as the request for a skate park, and other ideas, etc.

Mayor Eberhardt commented that we obviously have access to the channel; it would be a matter of finding out how much information you are allowed to put on there.

Sid Thompson, who resides at 1646 Ingleside Avenue, inquired if the Town could possibly obtain a portion of the property behind the High School to put a turnaround or something at the end of Ingleside Avenue. Mr. Thompson commented that parents pick up or drop off their children and are using his driveway to turn around and this is creating a lot of wear and tear on his driveway.

Mayor Eberhardt asked if there are dead end signs posted on the road.

Mr. Thompson stated that there are signs posted, he would appreciate anything that we could do, possibly talking to the school board about it.

Mayor Eberhardt stated to Ms. Breder that we may want to talk to the school board about obtaining an easement to possibly put in a turnaround of some sort at the end of that road.

Betty Thompson, who also resides at 1646 Ingleside Avenue, commented that some people come through and turn around in their driveway that are not even dropping off or picking up students.

Gary Thompson, residing at 1459 Clayton Street, commented that there are no Street lights at Gotham Bush, which would be a perfect place to put one at. Mr. Thompson wanted to discuss the problems that he has had with A.T.V.'s and motorcycles running up and down on Clayton Street with no lights, no registration, etc. Mr. Thompson commented that they must have been given permission to run in his neighbor's yard because they ride around their house creating a lot of noise. Mr. Thompson commented that they are very belligerent when you say anything to them. Mr. Thompson inquired if we had a noise Ordinance or one that pertains to prohibiting A.T.V.'s and motorcycles from running within Town limits.

Mayor Eberhardt believes that there is a State Noise Ordinance.

Commissioner Brown commented that she has seen them as well and that sometimes they ride on Route 222 in between vehicles, she commented that they look very young.

Keith Baynes, the Town Attorney commented that he is not aware of any other towns in this area with effective bans on A.T.V.'s.

Mr. Thompson commented that sometimes the father of the kids involved is one of the worst culprits because he gets on it and runs up and down the street with it as well, he would appreciate anything that we could do.

Officer Haavistola commented that if they are on the road and if he sees them doing it that he does have the ability to cite them because they are not licensed to be driven on the road.

Jerry Roope, who resides at 331 Elm Street, commented that they start from Clayton Street and work their way down through town and behind people's houses and along the tracks and back up again.

Mayor Eberhardt commented that maybe the railroad police would be able to catch them.

Mr. Thompson commented that you cannot get a response from Norfolk Southern and he works for Amtrak and by the time you get someone out there they are gone.

Commissioner Brown commented that she knows that some of the neighbors have talked to her about it but are afraid to speak up for fear of retribution.

Officer Haavistola commented that he has addressed 3 families on Clayton Street regarding the problem.

Harlan Miller, who resides at 428 Susquehanna Avenue posed the question of the possibility of putting a turnaround on Ingleside Avenue possibly creating more of a problem with making it more accessible for people.

Mr. Thompson commented that you can't stop people from doing it as it is and this could possibly alleviate the wear and tear on his driveway.

Mayor Eberhardt commented that he discovered; at the Cecil County Commissioner's Office, an old bell off of a railroad train that is mounted on a plaque which talks about the initiation of MARC Train service in Perryville. He commented that he felt it would be much better placed at the Perryville Railroad Museum. Mayor

Eberhardt wanted to make sure that Mr. Stetina; a volunteer at the Railroad Museum who was present at the meeting, would have the room to put it in the museum before he tried to pursue getting it.

Mr. Stetina commented that they should have the room for it.

OLD BUSINESS

Ms. Breder commented that T-Mobile had put a request in at the October Town Meeting for a rent reduction for the I-95 Water Tower; they are paying \$1,640 and asked for it to be reduced to \$1,000 per month. The board denied their request. They came back with a new rent reduction request of \$1,400 a month, increasing by 2% annually after April 1, 2008. Ms. Breder did not want the expansion of permitted use left in, which they did leave in. It is a five year rental term, with up to 5 renewable terms.

MOTION was made by Commissioner Tolbert and seconded by Commissioner Brown to deny the request for a rent reduction for T-Mobile for use of the I-95 Water Tower. All in favor; motion carried.

NEW BUSINESS

Ms. Breder introduced Resolution 2007-2 regarding an Annexation request for the Water Treatment Plant which is outside of the Town limits, coming to light while going through the financing process for the upgrade for the plant. Ms. Breder asked Mr. Baynes to summarize the request.

Mr. Baynes commented that the Annexation Resolution 2007-2 consists of annexing parcel 548 and 549 into town limits for the Water Plant. The zoning was originally Suburban Residential by Cecil County and would now be considered Development Residential. With the Perryville zoning code it was R-1; single family residential, with the new town zoning it would be Commercial Maritime. If the Resolution is approved a Public Hearing will be held on April 3, 2007.

Ms. Rice introduced Resolution 2007-3 regarding Budget Amendments.

The first amendment was to increase the budgeted expense for the Planning & Zoning Department for employment of Town Planner from April through June 2007 and to recognize additional Personal Property Tax income realized, for \$6,800.

The second amendment was to increase the budgeted expense for the General Service Department for mold remediation and asbestos removal at Town Hall and to recognize additional Personal Property Tax income realized and funds not required for Capital Outlay for Audio system, the amount is \$11,000.

The third is to increase the budgeted expense for the Police Department for the Juvenile Outreach Program and to recognize additional revenue from donations, the amount is \$500.

The fourth is to increase the budget expense for Rodgers Tavern for water line repairs and structural evaluation and to recognize additional Personal Property Tax income realized with the amount of \$5,500.

The fifth is for the Water Fund to increase the budgeted expense for required rental and emergency repairs and to decrease budget Salaries Expense due to vacant positions, the amount is \$45,360.

The sixth is for the Sewer Fund to increase the budgeted expense for required emergency repairs/Consent orders and to decrease budgeted expenses for work not to be completed during Fiscal Year 2007, the amount is \$58,000.

The seventh is to increase the Miscellaneous Expense in the Waste Water Collection System Department for approved sewer back up damages, and to decrease budgeted salary expenses due to a vacancy in the Sewer Department, the amount is for \$10,000.

MOTION was made by Commissioner Brown and seconded by Commissioner Tolbert to approve the budget amendment Resolution 2007- 3. All in favor; motion carried.

Ms. Breder summarized the introduction of Ordinance 2007-1 allowing issuance of Bonds for the financing of the water projects as follows:

Authorizing Ordinance – Maryland Water Quality Financing Administration Loan

This Ordinance authorizes the Town of Perryville to borrow up to \$14,500,000 from the Maryland Water Quality Financing Administration (the “Administration”) for phased improvements to the Town’s drinking water system, including (i) construction of a new 1.0 mgd plant with membrane filtration to replace the existing 0.75 mgd water treatment plant, (ii) construction of a raw water pumping station and transmission main to replace the existing facilities and (iii) construction of a 1.0 million gallon elevated water storage tank and associated water transmission main (the “Project”). The Ordinance also authorizes the Mayor and the Town Clerk to execute loan agreements and bonds in substantially the forms attached to the Ordinance to evidence the loan, which will be appropriately completed at closing.

A portion of the loan, in the amount of \$2,000,000, qualifies under the Administration’s loan forgiveness program, under which the Administration will forgive the repayment of all principal if the Town performs all of its other obligations under the loan agreement for a period of ten years after closing. Those obligations include completion of the Project, maintenance and insurance of the Project, and submission of annual audited financial

statements to the Administration. No principal or interest will be payable on this portion of the loan unless a default occurs.

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The remaining portion of the loan, not to exceed \$12,500,000, will be amortized over thirty years after completion of the Project and bear interest at 10% of the average of the Bond Buyer 11-Bond Index (currently less than 1.00%) for the month preceding the loan closing. Interest will be payable semiannually.

Mark Prouty, the Project Manager for U.R.S. presented the low bidders for two separate projects including the Water Treatment Plant Contract and the Water Distribution System Improvements.

Mr. Prouty commented that the apparent low bidder for the Water Plant is J.L.W. Associates, Inc. at a bid of \$8,613,987.00. U.R.S. had asked for and received information from the contractor regarding their company and spoke to other suppliers of equipment who had worked with them who responded that they were a substantial and responsible bidder. Mr. Prouty asked that the board consider them for the award of the project.

Mayor Eberhardt commented that J.L.W. offers the Zenon filtration technology only with no substitutes.

Mr. Prouty concurred with Mayor Eberhardt.

Mr. Prouty commented that the low bidder for the Water Distribution System Improvements was Greensburg Environmental Contracting Systems, Inc., with the amount of \$3,597,982.00. They also appear to be a reputable company and we would recommend them being awarded the contract.

Ms. Breder commented that Mr. Baynes did review both contracts and did find them to both be satisfactory. Both bids would be recommended from the board to M.D.E. and accepted pending M.D.E.'s approval. We will have to request that the bidders extend their bids an extra 16 days for the M.D.E. approval process.

Ms. Rice presented the D & B reports regarding the contractors submitting the bids. The Greensburg Company was showing as only having one employee.

Mayor Eberhardt questioned the fact that there is only one employee.

Mr. Prouty commented that this is not uncommon for a company to list just one employee. A lot of times one person is in charge of overseeing the projects and they hire subcontractors to do specific portions.

MOTION was made by Commissioner Tolbert and seconded by Commissioner Brown to accept the proposed bidders for the two projects pending M.D.E. approval. All in favor; motion carried.

Mayor Eberhardt reported that the previous Election Board member terms will be expiring March 1, 2007, they were notified that their term will be expiring and agreed to serve on the board for another one year term.

Commissioner Brown announced that the previous members were Robert Lay, Connie Wilson, Carol Loveless and Beverly Caldwell.

MOTION was made by Commissioner Brown and seconded by Commissioner Tolbert to appoint the previous members of the Election Board to serve another one year term. 3 in favor, 1 nay (Commissioner Amos); motion carried.

Mayor Eberhardt presented a request from a current member of the Planning and Zoning Board; Priscilla Turgon, whose term ends on February 5, 2007. She had been notified that her term would be ending and she expressed interest in volunteering for another term. Her term would be for three years until February 5, 2010.

MOTION was made by Commissioner Amos and seconded by Commissioner Tolbert to appoint Priscilla Turgon to the Planning and Zoning Board. All in favor, motion carried.

Mayor Eberhardt presented an Event Form request to waive the fee for the Perryville Little League to hold their annual opening day parade from the Middle School to Aiken Avenue to the Little League field on April 21, 2007, rain date to be April 28, 2007.

MOTION was made by Commissioner Amos and seconded by Commissioner Tolbert to waive the fee for the Perryville Little League to be able to have their parade on April 21, 2007. All in favor, motion carried.

Commissioner Brown wanted to make sure that they contacted the Police Chief and supplied us with the Certificate of Liability Insurance and that they have an approved SHA permit.

Ms. Breder presented the Reverse 911 Memorandum of Understanding with Cecil County; a system that they provide that notifies specific areas by a recorded phone message of events that may require immediate response.

Mr. Baynes stated that there is no cost to the town for the service unless they have to notify more than 20,000 people, it is all done by computers and phones.

Ms. Breder believes that there is a form that you fill out and send to them with the information you wish to be relayed.

Mayor Eberhardt was inquiring whether we would have the ability to pre-designate areas to be notified for events such as a water main break.

Ms. Breder commented that she would have to talk to Mr. Caldwell from the Public Works Department, it would depend on where the break is and what areas would be effected if shut off. The County has the tax maps which would show areas that they would notify if it only pertained to a specific place such as Beacon Hill, etc.

Commissioner Brown inquired if residents that may not be in town limits but have a Perryville address may get notified as well.

Ms. Breder commented that they have the maps of the corporate town limits and could notify citizens by there streets or development that they live in.

Commissioner Brown commented that people who live on Route 222 past Commissioner Amos are out of town limits but may be effected by a specific event, she is inquiring on the responsibility of notification if that were to happen.

Mayor Eberhardt commented that it would probably be up to The Department of Emergency Management to decide if the other people would need notification based on our request.

MOTION was made by Commissioner Tolbert and seconded by Mayor Eberhardt to approve the Memorandum of Understanding between the Town and the Cecil County Department of Emergency Services for the reverse 911 Notification System. All in favor; motion carried.

MOTION was made by Mayor Eberhardt and seconded by Commissioner Amos to adjourn the February 6, 2007 Town Meeting at 9:18 p.m. All in favor; motion carried.

Respectfully submitted,

Jackie Sample
Town Clerk

Town Meeting Minutes
February 6, 2007

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