

**Town of Perryville
Town Meeting Minutes
May 2, 2017**

ATTENDANCE: Commissioners: Michelle Linkey, Alan Fox, Robert Ashby Jr., Ray Ryan III and Town Administrator: Denise Breder

Absent: Mayor: James Eberhardt

The Town of Perryville meeting was called to order at 7:00 p.m. by Commissioner Linkey.

The Town Meeting in its entirety can now be listened to on the Town's web site at www.perryvillemd.org.

Commissioner Linkey announced that Mayor Eberhardt will be participating remotely beginning at the From the Floor section.

APPROVAL OF TOWN MEETING AGENDA

Commissioner Linkey asked for a motion to approve the Town Meeting Agenda.

Motion was made by Commissioner Ryan and seconded by Commissioner Fox to approve the Town Meeting Agenda. **All in Favor: Motion Carried.**

Consent Agenda Items: Commissioner Linkey asked for a motion regarding the consent agenda items, which include the March 21, 2017 Work Session Minutes, the March 28, 2017 Local Impact Fund FY18-FY20 & Budget Work Session for Public Input for FY 18 Minutes, the March 30, 2017 Budget FY18 Work Session Minutes, the April 4, 2017 Town Meeting Minutes, the April 4, 2017 Closed Session Minutes, the April 11, 2017 Budget FY18 Work Session Minutes, the April 13, 2017 FY18 Budget Work Session Minutes.

Motion was made by Commissioner Fox and seconded by Commissioner Ryan to approve the Consent Agenda items. **All in Favor: Motion Carried.**

Commissioners' Reports -

Commissioner Linkey's Report -

Commissioner Linkey reported that the park position has been filled and we will have a vacancy in Public Works, the part time Public Works position has been filled and will be starting on May 15, 2017. The 1 million-gallon water tank mixer was installed and is back on-line.

Commissioner Fox's Report –

Commissioner Fox reported that the 1 million-gallon tank was taken out of service and cleaned and the mixer was installed. Commissioner Fox announced that this will be his last Town Meeting since he chose not to run for office again. He thanked the Town Staff and his fellow board members, along with the various other volunteers who serve on the town's various other boards that they have. He encouraged the residents of town to get out and vote or volunteer in some capacity.

Commissioner Fox expressed his concerns on recent social media postings made from a local reporter.

Commissioner Linkey thanked Commissioner Fox for his service to the town.

Commissioner Ashby's Report -

Commissioner Ashby did not have anything to report.

Commissioner Ryan's Report-

Commissioner Ryan noted that they are waiting on a hearing for the Planning and Zoning Appeals Board on the 22nd of this month in reference to a property on Pulaski Highway, the Relax Inn.

VA Update - Adam Letke

Mr. Letke reported that there has been no change on the C.L.C. at this point to speak publicly on. The groundbreaking ceremony for the village EUL is scheduled for May 13. Construction has started on the Water Treatment Plant.

Town Administrator Report - Denise Breder

Ms. Breder thanked Commissioner Fox for his service to the town and looks forward to working with him in other capacities. Ms. Breder reported that she attended a meeting with the Cecil County Department of Parks & Recreation in an effort to have more coordination with the towns and possibly promote more programs in town. Ms. Breder also wanted to bring to the board's attention that there is a budget amendment that will be on the Agenda later for introduction that was not on the previous Work Session. Throughout the last couple of years, we have been participating in a committee that had been formed by Havre De Grace that Commissioner Ryan sits on, and Ms. Breder has attended the Section 106 meetings regarding the Susquehanna River Rail Bridge project. Ms. Breder stated that they have wrapped up the Section 106 and did put together a programmatic agreement which the Mayor has signed as a concurring party. This does not bind Perryville to anything, it binds AMTRAK and the State to some things. It

allows Perryville to have a continued say in the process for the construction protection agreement for Rodgers Tavern.

Treasurer's Report

Ms. Breder noted that the Treasurer's Report will be on-line. She just wanted to mention that since the report was put together we did receive the March slot and table game revenue from Cecil County in the amount of \$132,000.

Police Report - Police Chief Al Miller

Chief Miller reported that they are looking to convert one of their existing vehicles to a multi-purpose vehicle, which will carry extra flares, fire extinguishers, bolt cutters, tow chain, tools, battery cables, jack, air tank, gloves, water, etc.

He also put in a request to purchase tactical knives for the officers, it has a device on it that will puncture a car window and has a serrated edge that will cut a car seat belt if needed along with many other purposes.

The department had a report of an incident that occurred on April 25 where a van pulled in front of a house on one of our side streets and a person in the van made some suggestions to a child, we are looking into this incident and are asking the public for any leads that may assist us.

Chief Miller wanted to thank Commissioner Fox for his service and historical knowledge of the town.

Commissioner Linkey asked for clarification on the amount of vehicles that we have. Chief Miller reported that we have one for each officer and the converted vehicle will be the spare vehicle which will stay at the station, one of our older vehicles will be auctioned off.

Commissioner Ashby asked what happened the day of the Little League Parade on Route 40, he had heard that one of our officers was hit by a vehicle driven by an older woman who wanted to come down Aiken Avenue and they were not allowing her to.

Chief Miller was not aware of this incident but will definitely look into that because it should have been reported.

Outreach Program -

Joseph and Jordan from the Outreach Program reported on events that took place in the month of April for the Program. They have started on some of their spring projects, such as the garden on a smaller scale. They have started a mural on the stairwell wall. The members participated in Pura Vida's youth fitness class this month. They celebrated Easter by making rice crispy eggs and other delicious snacks. They also tie-dyed shorts

to celebrate spring. Twelve of our members participated in Riversweep. We were able to distribute some of our door hangers around town to spread the word on the good things that the Outreach Program has done. We have partnered with Restore Church this coming month to help organize some of our clothes donations for the community. The overall monthly attendance as of April 25 was 170 and there is one new member.

Planning and Zoning Report

Ms. Breder reported that the Planning and Zoning Report will be on line.

Mayor Eberhardt was phoned for remote participation at 7:27 p.m. and answered the call.

Commissioner Linkey went through the protocol for remote participation.

Let the record reflect that Mayor Eberhardt is attending and will be participating via speaker phone.

Commissioner Linkey asked Mayor Eberhardt if he could hear her, to which he responded that he could.

Commissioner Linkey then asked if the board and others present can hear Mayor Eberhardt, to which they responded that they could and that the record should reflect that he can be heard by all present. All votes taken will be taken by roll call.

From the Floor

There were no comments from the floor.

New Business

Resolution 2017-02 – Multi Year Local Impact Budget

Ms. Breder stated that there were amendments to the Resolution that were voted on at the Special Meeting after the Budget Hearing, so the Resolution would be voted on as amended.

Commissioner Ryan inquired if there was an ending time on the annual distribution of the \$70,000 a year that we receive from the State of MD, or is it if they are open.

Ms. Breder responded as far as she knows there is no end time for the distribution in the current legislation.

Motion was made by Commissioner Ryan and seconded by Commissioner Ashby to approve Resolution 2017-02 multi-year Local Impact Budget as amended.

Roll Call Votes

Commissioner Fox, aye
Commissioner Ryan, aye
Mayor Eberhardt, aye
Commissioner Linkey, aye
Commissioner Ashby, aye

All in Favor: Motion Carried.

Resolution 2017-04 - Water and Sewer Rates

Motion was made by Commissioner Ashby and seconded by Commissioner Fox to pass Resolution 2017-04, a 3-year plan to increase the water and sewer rates. Discussion Ensued.

Commissioner Ryan reiterated what he had said in the Work Session, that he was a little concerned on shooting it out there in a 3-year plan, he thinks that we should take a look at it after a year and see where we really are.

Commissioner Linkey stated that it could still be reviewed in a year.

Mr. Sussman stated that you could adopt another Resolution to amend the rate schedule, if at a later date, it is determined that it is needed.

Mayor Eberhardt stated that this board has deliberated on this subject quite a bit and it was a difficult decision to make. We have still managed to keep the tax rates at one of the lower ones in the County and still are not charging for garbage collection as a lot of towns do.

A resident asked what percentage we are increasing it by.

Commissioner Linkey stated that we kept the 3,000 gallon minimum the same but we increased the water by 13% and the sewer by 8% for this year.

Roll Call Votes regarding the previous motion for Resolution 2017-04 - Water and Sewer Rates

Commissioner Fox, aye
Commissioner Ryan, aye
Mayor Eberhardt, aye
Commissioner Linkey, aye
Commissioner Ashby, aye

All in Favor: Motion Carried.

Ordinance 2017-08 Town of Perryville FY2018 Budget, Tax Rates and Fiscal Plan

Motion was made by Commissioner Ryan and seconded by Commissioner Fox to approve Ordinance 2017-08.

Commissioner Fox, aye
Commissioner Ryan, aye
Mayor Eberhardt, aye
Commissioner Linkey, aye
Commissioner Ashby, aye

All in Favor: Motion Carried.

Chemical Bids

Ms. Breder noted that the yellow highlighted sections of the chart are the low bids for each particular chemical, there were no issues brought up with the low bids if you choose to go with them.

Motion was made by Mayor Eberhardt and seconded by Commissioner Ashby to award the chemical bids to the lowest bidders as shown. Discussion Ensued.

Commissioner Ryan questioned the bid that is shown for the Hydrochloric Acid, which is showing a 31% solution and he assumes the bid requested was for a 10% solution.

Ms. Breder did state that our Water and Wastewater Plant Supervisor did look over these bids and was good with the low bids, but would have to find out from him if he picked up on that or not.

Roll Call Votes regarding the previous motion for the Chemical Bids

Commissioner Fox, aye
Commissioner Ryan, aye
Mayor Eberhardt, aye
Commissioner Linkey, aye
Commissioner Ashby, aye

All in Favor: Motion Carried.

Lower Susquehanna Heritage Greenway Trail - consideration of a corrective easement through Perry Point.

Ms. Breder went over the Corrective Deed of Easement.

Mayor Eberhardt inquired why we are involved in this since it's between the LSHGT and the VA.

Ms. Breder responded that we had voted on the original Deed of Easement as well, because we took responsibility for that easement back in 2005. This does not

change the terms and conditions of the original deed, all it did was add a piece of easement to it.

Commissioner Ryan inquired as to what extent was out responsibility.

Ms. Breder stated that they reserve the right to keep access as well. If we were to install any facilities then we would have to maintain those. We cannot do any mining operations. We have to indemnify them from liability if someone is on the trail for our purposes. There is a termination clause in there and we also cannot put any advertisements along the trail.

Motion was made by Commissioner Fox and seconded by Commissioner Ashby to approve the Lower Susquehanna Heritage Greenway Trail Corrective Deed of Easement.

Roll Call Votes

Commissioner Fox, aye
Commissioner Ryan, nay
Mayor Eberhardt, aye
Commissioner Linkey, aye
Commissioner Ashby, aye
Ryan)

**Four in Favor: 1 Nay, (Commissioner
Motion Carried**

Ordinance 2017-09 Budget Amendment – Introduction

Ms. Breder summarized Budget Amendment Ordinance 2017-09

Budget Amendment 17-40 is funds needed to purchase a compact excavator (2012 Volvo), \$20,000 from the M&C contingency, 17-41 is funds needed to purchase a 10 passenger van for Outreach, \$25,317, funds taken from combined salaries from vacancies throughout the year and decreased the unreserved fund balance. 17-42 is \$25,000 for funds needed to purchase & install new server & related equipment for the Police Dept. from the M&C contingency. 17-43 is \$5,200 needed to cover sanitation contract to end of fiscal year from M&C contingency, 17-44 is for \$64,658 to reclassify debt issuance costs from capital to expenditure, from Police Capital Outlay Buildings and Ground. 17-45 is \$5,000 needed to cover overtime cost for Water Plant from the Water Plant regular salary. 17-46 is \$13,000 needed to cover cost to rent pumps for the water tank mixer/aeration project & cover costs to hire consultant for cell tower leases from water fund capital outlay. 17-47 is for \$30,000 to use funds originally planned for compost pad cleaning equipment to purchase multiple spare parts instead and a mower to be purchased with the remaining funds from compost equipment take from the sewer fund capital outlay other machinery.

Ms. Breder read the introductory paragraph.

Mayor Eberhardt asked for confirmation that the van that they wanted to purchase for Outreach was a replacement van, for which Ms. Breder confirmed that it was. Mayor Eberhardt also questioned purchasing the mower and having discussions with Denise about talking to DPW about other means of handling the grass cutting at the sewer plant. Ms. Breder stated that the Water and Wastewater Superintendent has been away at a seminar so she has not been able to talk to him about it and wanted to be able to talk to both him and the DPW Supervisor at the same time to resolve that issue between now and when you go to vote on it.

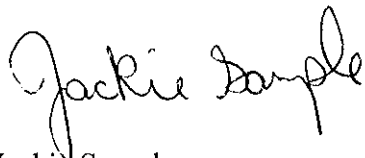
Motion was made by Commissioner Fox and seconded by Commissioner Ashby to adjourn the May 2, 2017 Town Meeting at 7:54 p.m.

Roll Call Vote

Commissioner Fox, aye, Commissioner Ryan, aye, Mayor Eberhardt, aye, Commissioner Linkey, aye, Commissioner Ashby, aye

All in Favor: Motion Carried.

Respectfully submitted,



Jackie Sample
Perryville Town Clerk

**Statement Regarding April 13, 2017 Closed Meeting for Inclusion in Minutes of
May 2, 2017 Town Meeting**

On April 13, 2017, the Mayor and Commissioners of Perryville conducted a closed meeting at 8:30 p.m. in accordance with General Provisions Article, § 3-305(b)(1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom the public body has jurisdiction; or any other personnel matter that affects one or more specific individuals. Mayor Eberhardt, Commissioners Fox, Linkey and Ryan, Ashby all voted in favor of conducting the closed meeting. In addition to the Commissioners, the Town Administrator, Denise Breder, Assistant Town Administrator, Cathy McCardell attended the entire closed session. During the meeting, the Mayor and Commissioners gave guidance to staff as to what to include in the Fiscal Year 2018 budget for employee salaries. The meeting was adjourned at 9:15 p.m.