

**Town of Perryville  
Town Meeting Minutes  
January 6, 2015**

ATTENDANCE: Mayor: James Eberhardt, Commissioners: Michelle Linkey, Alan Fox, Raymond Ryan III, Town Administrator: Denise Breder

Absent: Commissioner Barbara Brown

**The Town of Perryville Town Meeting was called to order at 7:00 p.m. by Mayor Eberhardt.**

**Pledge to the Flag**

The Town Meeting in its entirety can now be listened to on the Town's web site at [www.perryvillemd.org](http://www.perryvillemd.org).

**APPROVAL OF TOWN MEETING AGENDA**

**Motion** was made by Commissioner Linkey and seconded by Commissioner Fox to approve the January 6, 2015 Town Meeting Agenda. **All in Favor: Motion Carried.**

**Consent Agenda Items:** Mayor Eberhardt asked for a motion regarding the consent agenda items, which include the November 18, 2014 Work Session Minutes and the November 18 Closed Work Session Meeting Minutes, the December 2, 2014 Town Meeting Minutes, The Lower Ferry Park Maintenance & Inspection Agreement, Resolution 2015-01 regarding a Rewards Policy, Resolution 2015-02 concerning the Susquehanna River Rail Bridge Committee, which are all requiring no further discussion and are considered for unanimous consent.

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

**Mayor's Report –**

Mayor Eberhardt reported that he attended a meeting with the County on the 4<sup>th</sup> of December regarding a proposal to MDTA to lower the tolls on the Hatem Bridge. On the 8<sup>th</sup> he attended a gathering at the County which included the newly elected officials. On the 17<sup>th</sup> he attended the Economic Development's Group Meeting. On the 18<sup>th</sup> we held the Legislative Meeting at the Perryville Fire Company. On the 22<sup>nd</sup> he, along with Ms. Breder, attended a meeting with the Associate Director of Finance for the V.A. regarding some issues of theirs. On Friday he will be meeting with the State Highway Administration to discuss a proposal regarding a controlled light for buses exiting the High School at the upper exit and discussing controlling the entrance of the light in the interim.

## **Commissioners' Reports -**

### **Commissioner Fox's Report –**

#### **Wastewater Plant Report**

Commissioner Fox reported that the mixer was put back into the SBR tank after repair but was sent back because it still did not sound right, it has been returned to us and was put in yesterday and started up this morning and it was fine. MD Department of the Environment completed an inspection of the plant and there were 3 corrective actions which have been taken care of.

#### **Water Plant**

Commissioner Fox reported that the permeate pump has been repaired and reinstalled. The Water Plant staff is going to cut back on their hours due to the time of year and the lower water usage to save the town some money.

Commissioner Fox attended the employee Christmas party. He also attended the Elm Street meeting where the upcoming Elm Street project was discussed. On the 15<sup>th</sup> he attended a meeting with Ms. Breder, the temporary Water and Wastewater Treatment Plant Supervisors, and a representative from USDA regarding a review and inspection of compliance with the plants which went well. He also attended the MML Legislative meeting on the 18<sup>th</sup> at the Perryville Fire Company. On the 17<sup>th</sup> he attended a meeting with a small Community Advocacy Group to discuss Economic Development, which included Eric Morsicato, Bob Amato and our Economic Development person. Mr. Morsicato has managed to get some interested parties involved that have been a part of this sort of thing before, such as bankers and a representative from Havre De Grace who runs the Main Street Program, and they are looking for other people who may be interested in getting involved.

### **Commissioner Linkey's Report -**

Commissioner Linkey reported that she attended the Christmas Tree lighting ceremony and stopped in for the employee Christmas Party along with attending the MML Legislative Dinner. She thanked DPW for the work done removing the snow from the roads today. She also attended the Elm Street project meeting and commended the staff on the preparation for the meeting, it went very well.

### **Public Works Report -**

DPW worked to address drainage issues on Maryland Avenue and will need to replant some grass seed in the Spring. There was also an issue on Franklin Street locating a leak which MRWA assisted them with. The Wastewater Lift Stations annual inspection was performed by MDE.

**Commissioner Ryan's Report –**

Commissioner Ryan reported that he also attended the MML Legislative Dinner at the firehouse. There were no Planning and Zoning or Board of Appeal meetings for the month. The Railroad bridge meeting that was scheduled for today was cancelled due to an illness; the next meeting is scheduled for the 27<sup>th</sup> at the Tidewater Marina in Havre De Grace.

Mayor Eberhardt stated that the Perryville Fire Company recently purchased an arrow board truck with some of the funding that the town gave to them which will hopefully alleviate some of the safety concerns for our First Responders.

Fred Sussman, wanted to pass along the great compliments that he received from some members that attended the MML Legislative meeting that the town sponsored.

**Town Administrator Report – Denise Breder**

Ms. Breder announced that we have a couple of job postings on our web site, one is for an MPTC Certified Police Officer and the other is for an Outreach Case Worker. The Perryville Greenway Committee meeting is scheduled for January 28, 2015 at 10 a.m. MTA will be giving an update on the MARC Maintenance and Layover Facility on January 20, 2015 at the Mayor and Commissioners Work Session. The Stormwater Pollution Prevention Plan was submitted to MDE as required. Her report will be available on-line for anyone interested in seeing it.

Commissioner Linkey inquired if we have solicited for services from any other Cable Companies. Discussion about the cable franchise agreement ensued.

Mayor Eberhardt suggested that if people have concerns about the service; that they should get there suggestions to the focus group.

**Treasurer's Report – Rachel Deaner**

Ms. Deaner reported that the budget process was going to start in February for her and the department heads, or potentially earlier, to get a head start while waiting for the constant yield rates to come in mid - February.

**Police Report – Lieutenant Miller on behalf of Chief Wernz**

Lieutenant Miller reiterated that they had advertised for a new Police Officer, they currently have four applicants so far. Our latest recruit graduates from the Police Academy this Thursday night. We had extra patrols out on New Year's Eve and he has asked MDTA to assist us currently if the need arises. We also participated in the shop with a cop program this year. He also attended the Christmas Tree Lighting Ceremony. All of the Police Officers have been certified for another year. They have been in

discussions with the chief of the Perryville Fire Company on things that we can assist them with and things that they can assist us with.

Lieutenant Miller noted that Chief Wernz wanted to thank everyone for their well wishes and cards, etc., while he has been out.

Mayor Eberhardt inquired about the timeline of the swearing in of the new Police Officer, if they are to wait an amount of time after graduation.

Lieutenant Miller replied that the new officer will be assigned with another field training officer for six weeks then he will receive a blue card and will be a certified Police Officer for the State of Maryland.

He believes that traditionally they have been sworn in after they graduate from the Academy instead of waiting for the six weeks.

#### **Outreach Program – Donnell Whittington**

Mr. Whittington reported that the Outreach Program had an overall monthly attendance of 121 people and 1 new member. The Outreach Program completed another year with the Toys-4-Tots Program. With the help from the community and assistance from the Toys-4-Tots Program Organization the Outreach Group was able to help over 70 of Perryville's youth have a better Christmas. The Outreach Program participated in Adopt-A-Highway and park clean up, along with other usual monthly activities. Also check our monthly calendar for upcoming activities. He also wanted to put out a reminder that they have an opening for a caseworker position.

Mayor Eberhardt wanted to recognize the American Legion Post 135 for their very generous donation toward the shop with a cop program this year.

Mayor Eberhardt commented that he has been in discussion with the delegation and Mary Ann to get the County and the State to approve and come up with bus shelters.

Commissioner Ryan reported that spoke to newly elected Councilman Patchell between Christmas and New Years and brought the bus shelter issues to his attention. Councilman Patchell noted that he had heard of the issue and will work on trying to find out who he needs to go to and talk with since he is newly elected and see what he can find out and get back to us.

Mayor Eberhardt noted that Mary Ann is going to put together a time line of events and where things stand and that may help to pass along to Councilman Patchell.

Ms. Breder mentioned on behalf of Ms. Skilling that notice of availability of funding for the State's Grant Funding Program has been sent out. Applications are due to the Town by January 30.

### **From the Floor**

There were no comments from the floor.

### **New Business**

#### **Ordinance 2015-01 Budget Amendment**

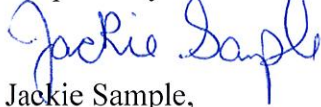
Budget Amendment Ordinance 2015-01 was introduced by Mayor Eberhardt and Ms. Deaner read the descriptions of the amendments. Budget Amendment 15-06 is to recognize restricted funds to be used in FY15 in the amount of \$152,716, 15-07 is the reversal of budgeted FY11 MHAA Grant and matching in the amount of \$84,000. This grant was finalized for Rodgers Tavern in FY14. Budget Amendment 15-08 is to recognize I of A & Rodgers Tavern books sold and recognize prior year funds budgeted to purchase artifacts in the amount of \$1,532, 15-09 is to recognize funds needed for the Elm Street Project projected to begin in the Spring in the amount of \$532,000. Budget Amendment 15-10 is in the sewer account to recognize restricted funds to be used in FY15 and 15-11 is contingency funds needed for parks vehicle to sewer fund in the overall amount of \$73,728.

#### **Ordinance 2015-02 Budget Amendment**

Budget Amendment Ordinance 2015-02 was introduced by Mayor Eberhardt and the description was read by Ms. Deaner, budget amendment #15-12 is to recognize restricted IKEA funds & assign unreserved funds to be used for playground equipment at the Community Park totaling \$200,000.

Commissioner Linkey inquired if that Budget Amendment was going to be discussed more at the next Work Session, to which, Ms. Breder replied that it would. **Motion** was made by Commissioner Linkey and seconded by Commissioner Fox to adjourn the January 6, 2015 Town Meeting at 7:47 p.m. **All in Favor: Motion Carried.**

Respectfully submitted,



Jackie Sample,  
Town Clerk

**TOWN OF PERRYVILLE**  
**FORM OF STATEMENT FOR CLOSING A MEETING**  
(FROM OPEN MEETINGS MANUAL - APPENDIX C C-1)

Location: Townhall Meeting Date: 12/16 Time: 8:54  
Motion By: Commissioner Linkey Seconded By: Commissioner Fox

**VOTE TO CLOSE SESSION:**

	AYE	NAY	ABSTAIN	ABSENT
Mayor Eberhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Brown	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Commissioner Linkey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Fox	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Ryan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**STATUTORY AUTHORITY TO CLOSE SESSION**

State Government Article §10-508(a):

- (1) ☐ To discuss:
- (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or
  - ☐ (ii) Any other personnel matter that affects one or more specific individuals.
- (2) ☐ To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
- (3) ☐ To consider the acquisition of real property for a public purpose and matters directly related thereto.
- (4) ☐ To consider a preliminary matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
- (5) ☐ To consider the investment of public funds.
- (6) ☐ To consider the marketing of public services.
- (7) ☐ To consult with counsel to obtain legal advice on a legal matter.
- (8) ☐ To consult with staff, consultants, or other individuals about pending or potential litigation.
- (9) ☐ To conduct collective bargaining negotiations or consider matters that relate to the negotiations.
- (10) ☐ To discuss public security, if the public body determines that public discussions would constitute a risk to the public or public security, including:
- (i) the deployment of fire and police services and staff; and



- (ii) the development and implementation of emergency plans.
- (11) ☐ To prepare, administer or grade a scholastic, licensing, or qualifying examination.
- (12) ☐ To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
- (13) ☐ To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
- (14) ☒ Before a contract is awarded or bids are opened, discuss a matter directly related to a negotiation strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

**TOPICS TO BE DISCUSSED:**

#14

**REASON FOR CLOSING:**

Discussion related to consideration of  
contract operations

  
Signature of Presiding Officer

**Statement Regarding November 18, 2014 Closed Meeting for Inclusion in Minutes  
of the January 6, 2015 Town Meeting**

On November 18, 2014, the Commissioners of Perryville conducted a closed meeting at 8:36 p.m. in accordance with General Provisions Article, Sec. 3-305(b)(4) to consider the proposal for a business or industrial organization to locate, expand, or remain in the State. Commissioners Brown, Fox, Linkey and Ryan all voted in favor of conducting the closed meeting. In addition to the Commissioners, the Town Administrator, Denise Breder, the Planning Director, Mary Ann Skilling, and the Office Clerk, Michelle Yackanech attended the entire closed session. The discussion focused on some issues related to the proposed MTA – MARC Maintenance and Layover Facility. The board agreed that along with the URS water and sewer report, staff should send a letter to MTA expressing the Town's transit related needs that could be accomplished in conjunction with the MARC project. The meeting was adjourned at 9:15 p.m.