

**Town of Perryville
Town Meeting Minutes
November 1, 2016**

ATTENDANCE: Mayor: James Eberhardt, Commissioners: Michelle Linkey, Alan Fox, Robert Ashby Jr. and Town Administrator: Denise Breder,

Absent: Commissioner Ray Ryan III

The Town of Perryville meeting was called to order at 7:01 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.

Mayor Eberhardt announced there were no requests for remote participation, however, one Commissioner will not be attending and one will be joining us later.

APPROVAL OF TOWN MEETING AGENDA

Motion was made by Commissioner Fox and seconded by Commissioner Ashby to approve the 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 September 20, 2016 Work Session Minutes, the September 20, 2016 Special Meeting Minutes, the September 20, 2016 Closed Session Minutes and the October 4, 2016 Public Hearing/Town Meeting Minutes.

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

Mayor's Report –

Mayor Eberhardt presented a Proclamation recognizing the month of November 2016 as Municipal Government Works Month.

Mayor Eberhardt presented a Proclamation recognizing November 10, 2016 as First Responders Day to be displayed at an appreciation dinner on that day sponsored by the Cecil Chamber in recognition of First Responders and their services they provide.

Chief Miller presented an award from the MD Police Training Commission to Sergeant Appleby, a member of the Perryville Police Department. Sergeant Appleby provided training to over 200 Law Enforcement Officers from nine different Law Enforcement Agencies in Cecil and Harford County as well as Tactical Medics from

Cecil County Department of Emergency Services, and provided assistance to MD Municipal Police Departments of Cecil County with the organization and implementation of the first ever Mobile Field Force.

Mayor Eberhardt stated that he along with Commissioners Ashby, Linkey and Ryan attended a Public Hearing at the Casino regarding their application for off-track betting, which was approved that night and is now operational. He also thanked staff for their participation in the Halloween party. Mayor Eberhardt stated that he, along with Commissioner Fox and Ms. Breder, attended a meeting at the County level regarding the housing at Perry Point. One of the major announcements that came from that meeting was that the housing was strictly for Veterans, which will ease some of the concern from the community.

Commissioner Fox's Report –

Commissioner Fox stated that along with the attending the regular scheduled meetings; he and Ms. Breder met with the Water Treatment Plant Staff on the 17th of October and the Wastewater Treatment Plant Staff on the 28th of October. The new belt press will be installed shortly; but the old one has to be disassembled first.

Commissioner Fox also stated that there was a gasoline spill in the Susquehanna about 150 miles from us, which did not appear to impact us. Staff had installed temporary water booms around the intakes of the Water Treatment Plant in the event that the spill should reach our area.

Commissioners' Reports -

Commissioner Ashby -

Commissioner Ashby reported that he attended all of the regularly scheduled meetings, along with the meeting at the Casino mentioned by the Mayor. He also met with Administration and attended the MML dinner, along with the Halloween Party at Rodgers Tavern.

VA Update - Mark Dallaire

The drawings for the C.L.C. buildings are out for bid and he believes that the bids are due around November 14.

Mayor Eberhardt asked if there is any idea of when we will see the plans on the bridge.

Mr. Dallaire replied that he has not heard anything at this point, he is still waiting to hear back from the central office on that.

Town Administrator Report - Denise Breder

Ms. Breder commented that the town safety committee won another award, for the third time. It is won through Chesapeake Employers Insurance Company and the award is given to the forty policy holders who have strong loss control methods out of the 3500 policy holders.

Ms. Breder commented that we are preparing for the road closure on Otsego Street, which should be any time now. We currently have two vacancies being advertised. One is a full time Park Maintenance person, the other is a part time Public Works crewman and the closing date on those vacancies is November 9.

Ms. Breder reported that when Fairgreen was developed, the roadway was left a private road until new development came in other than Fairgreen. Now there is a subdivision with 12 lots and 4 of them front Greenway, so it will become a public road; we will then take dedication of that road.

Ms. Breder also wanted to announce that we have an employee, Jamison Durrance, that has only been here for four months and has already taken and passed both his Water distribution and Wastewater collection exams. We also have another employee Robert McCaslin, who has been here about six months and has taken and passed his Water distribution exam. The permits were sent to the MD Department of the Environment in regards to the Water Tank cleaning and installation of mixers/ventilation and MDE had a couple of comments regarding them and the comments are being addressed and once addressed we can move forward with the project.

Ms. Breder announced that our Tree Lighting Ceremony will be on December 10 at Lower Ferry Park and that will also be the same date as the band shell Ribbon Cutting Ceremony.

Ms. Breder noted that there is also a report from our curator for Rodgers Tavern, including a request for more volunteers for the museum.

Mayor Eberhardt stated that in looking at the curator's report and it appears that she is working to have at least two rooms of Rodgers Tavern open for the December 10 Tree Lighting Ceremony.

Treasurer's Report - Rachel Deaner

Ms. Deaner commented that we are working on a Water and Sewer rate study. We are contracted with MCET (The MD Center for Environmental Training), which is part of the University of MD, starting October 14th. Ms. Deaner also announced that the audit is completely done and the auditors will be here in December. She is working to re-present the Retention Policy to the board soon.

Mayor Eberhardt requested that we track when the Casino will be opening at National Harbor, which will provide us additional funds.

Police Report -Police Chief Al Miller

Chief Miller reported that they had three officers on bicycles on Halloween night. The electricians are coming out on Friday to go over exactly where we want the electric to be in the new building since the walls will not be sheet rock. We recently passed a Criminal Justice Information System inspection on our fingerprint reporting. Chief Miller reported that Detective Warner will be recognized at the upcoming First Responder Banquet. We are preparing for our annual "Shop With A Cop" event that will be some time in December.

Chief Miller reported on an incident that occurred last Thursday involving the State Police chasing a suspect in a vehicle coming westbound in the eastbound lanes of Route 40. Chief Miller and Lieutenant Budnick shut down all traffic at Route 222 and 40 to keep traffic from going up that way during the chase. The suspect made a u-turn and drove to Coudon Boulevard and into the woods down a 20-foot embankment where he was subsequently captured.

Outreach Report - Danielle Hemling

Ms. Hemling reported that there was 109 in overall monthly attendance in the month of October for the Outreach Program. Some of the members went on a trip to Milburn Orchards. They are required to participate in a certain amount of community service and life skill classes to be able attend the trips. We have continued to offer homework help every day after school and our members stop by daily throughout the week to participate. In the Life Skills classes, we have given them glimpses of different career opportunities that are out there. We are looking forward to preparing for our annual Food Drive and Toys - for - Tots initiative.

Mayor Eberhardt announced that he has a Work Session with school principals coming up to discuss what community involvement the town can have along with the school. He suggested possibly getting involvement from students to help with the after school homework and then possibly use it towards service learning credits.

Ms. Hemling seemed to be open to that possibility and commented that they are looking into doing some fund raising events for the Outreach Program.

Commissioner Ashby inquired if they do anything for the kids for Thanksgiving.

Ms. Hemling responded that they do a mini Thanksgiving Dinner at the Outreach for the kids. A date has not been set yet, but usually it is the week before Thanksgiving, she will let us know later when that is.

From the Floor

There were no comments from the floor.

Commissioner Linkey arrived at 7:42 p.m. at the beginning of Old Business.

Old Business

Resolution 2016-13 - Consideration of a Resolution to set the number of non-resident seasonal boat ramp permits that the Town may issue annually.

Motion was made by Commissioner Linkey and seconded by Commissioner Fox to remove Resolution 2016-13 from the table. **All in Favor: Motion Carried.**

Two amendments are being proposed to the Resolution, the first one is to change the amount of non-resident seasonal boat permits that may be issued from 50 to 25. The second amendment is to change the fourth section to reflect that the Resolution shall take effect immediately after its passage.

Discussion ensued regarding the proposed number of non-resident permits and if we decide to go with an honor box whether that will impact it or not.

Mayor Eberhardt feels that we should stick with the original proposed amount of up to 50 non-resident permits, because of the demand and the fact that we have not determined yet whether we are going to have an honor box.

Ms. Breder commented that the amount of 25 was recommended by the committee and the guidance that we had gotten at the last Work Session with the board members that were present, which was to move forward with implementing the honor box.

There was also discussion on the verbiage and how it was worded that “the town may issue up to 50”, which Mr. Sussman stated was ok as written.

Motion was made by Commissioner Ashby and seconded by Commissioner Fox to approve the proposed amendment #2 to Resolution 2016-13, in the fourth section immediately after “And it be further resolved by the Mayor and Commissioners of the Town of Perryville”, change it to, “that this Resolution shall take effect immediately after its passage”. **All in Favor: Motion Carried.**

Motion was made by Commissioner Fox and seconded by Commissioner Ashby to approve Resolution 2016-13 as amended. **All in Favor: Motion Carried.**

Resolution 2016-14 - Consideration of a Resolution to support the continuation and expansion of the existing Enterprise Zone within the Town of Perryville.

Motion was made by Commissioner Ashby and seconded by Commissioner Linkey to take Resolution 2016-14 from the table. **All in Favor: Motion Carried.**

Mayor Eberhardt summarized the Resolution, which is to support the continuation and expansion of the existing Enterprise Zone within the Town of Perryville; and generally related to the use of Enterprise Zones to promote retention and expansion of business in the Town of Perryville. This one is specific to the Outlet Center property.

Motion was made by Commissioner Ashby and seconded by Commissioner Fox to approve Resolution 2016-14. **Three in Favor, 1 opposed** (Commissioner Linkey): **Motion Carried.**

Commissioner Linkey expressed concern that the venue that is proposed for that site may not be what we have envisioned for it.

Ordinance 2016-11 - Introduction of an Ordinance to amend Chapter 61 of the Town Code, Alcoholic Beverages on Town Property.

Mayor Eberhardt introduced Ordinance 2016-11, Alcoholic Beverages on Town Property, for the purpose of creating an exception to certain prohibitions against possession of certain containers of alcoholic or intoxicating beverages on certain publicly owned property in the Town; eliminating an existing exception to such prohibition; and generally related to possession of containers and consumption of alcoholic beverages in the Town of Perryville.

New Business

Budget Amendment Ordinance 2016-20 - consideration of a Budget Amendment Ordinance

An Amendment was proposed to Budget Amendment 2016-20 due to emergency repairs needed at the Owens pump station and the one at Frenchtown.

Amendment No. 1

Section 1 is amended on page 2 of the proposed Revised Ordinance, insert the following to immediately follow after #8 of page 2:

9. Increase the Sewer Dept. - Collection, Dept. No. 3100, appropriation for "Other expenditures" \$72,535 to \$112,751.
10. Decrease the Sewer Dept. - Collection, Dept. No. 3100, appropriation for "Capital Expenditures" from \$48,000 to \$7,784.
11. Total Sewer Fund Allocation from \$2,083,232 to \$2,083,232 – No Change

Motion was made by Commissioner Linkey and seconded by Commissioner Fox to approve the amendment to Budget Amendment Ordinance 2016-20. **All in Favor: Motion Carried.**

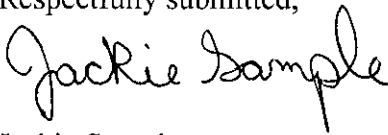
Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve Budget Amendment Ordinance 2016-20 as amended. **All in Favor: Motion Carried.**

Board of Appeals Appointment - Consideration of re-appointment of Mike Salmon to the Board of Appeals.

Motion was made by Commissioner Linkey and seconded by Commissioner Fox to re-appoint Mike Salmon to the Board of Appeals. **All in Favor: Motion Carried.**

Motion was made by Commissioner Fox and seconded by Commissioner Linkey to adjourn the November 1, Town Meeting at 8:13p.m. **All in Favor: Motion Carried.**

Respectfully submitted,

A handwritten signature in black ink that reads "Jackie Sample". The signature is written in a cursive, flowing style.

Jackie Sample
Perryville Town Clerk

**Statement Regarding September 20, 2016 Closed Meeting for Inclusion in Minutes of
November 1, 2016 Town Meeting**

On September 20, 2016, the Mayor and Commissioners of Perryville conducted a closed meeting at 8:12 p.m. in accordance with General Provisions Article, § 3-305(b)(7) to consult with counsel to obtain legal advice on a legal matter. Commissioners Fox, Ryan and Ashby all voted in favor of conducting the closed meeting. Mayor Eberhardt and Commissioner Linkey were not in attendance. In addition to the Commissioners, Denise Breder, Town Administrator, Frederick C. Sussman, Esq. (via telephone), and Office Clerk, Tara Dvorak attended the entire closed session. During the meeting, there was discussion about the VA Enhanced Use Lease (EUL) project and the possibility of entering into an agreement covering a variety of topics regarding the EUL project. The Board did not vote during the meeting. The meeting was adjourned at 8:50 p.m.