

**Town of Perryville
Town Meeting Minutes
August 2, 2016**

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

The Town of Perryville 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.

APPROVAL OF TOWN MEETING AGENDA

Motion was made by Commissioner Ryan and seconded by Commissioner Linkey 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 June 21, 2016 Work Session Minutes, the July 5, 2016 Public Hearing Minutes, and the July 5, 2016 Town Meeting Minutes, the re-appointment of Wayne Kommalan to the Board of Appeals and the appointment of Timothy Parker to the Board of Appeals.

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

Mayor Eberhardt added his report to the agenda which had inadvertently been removed.

Mayor's Report -

Mayor Eberhardt announced that tonight is National Night Out, and the Perryville Police Chief Miller, along with local law enforcement are at the Perryville Firehouse cooking the hamburgers and hot dogs right now. Chief Miller will be here shortly.

Police Chief Al Miller arrived at this point.

Mayor Eberhardt announced that the Triathlon was held on the 9th with no major issues occurring. On the 19th we met with the Police Department to reassure them of the board and Community's support followed by a Work Session. On the 21st he attended the quarterly MML Meeting. On the 26th of July he attended a meeting with the Secretary of Transportation held in Bel Air, to discuss the bicycles on the bridge. There was a drug task force meeting held on the 28th of the month, there was a lot of discussion on the use of Narcan by 1st Responders throughout the County. The Mayor announced that we will

be having a Town Employee, Wally Patterson retire in the next day or two, he has been with the town for 10 years and had been here a period prior to that as well.

Mayor Eberhardt provided the board with a sponsorship request for a fund raising effort involving a gulf tournament at the Furnace Bay Golf Course benefitting the Cecil County Shop with a Cop Program. Our Police Department along with other law enforcement agencies take needy children to Walmart during Christmas time to pick out a few items. He is asking for the board to approve a sponsorship of \$500 toward that program.

Motion was made by Mayor Eberhardt and seconded by Commissioner Fox to approve the \$500 sponsorship for the Cecil County Shop with a Cop Program. **All in Favor: Motion Carried.**

Mayor Eberhardt wants to find a way to start recognizing employee's accomplishments, other than awards that they may receive by other agencies. He also received a suggestion by Julie Reich, the Town Photographer to have pictures of the board members by some notable sights in town versus just an individual portrait picture on our web site.

Commissioner Ryan suggested creating a way for citizens to share their pictures of town events that they may have attended.

Commissioner Linkey noted that she has been talking to Virtual Towns, who does our website, and Amanda to set up a community page for people when they have events to look into some kind of linkage for pictures that are sent in to us to post.

Mayor Eberhardt announced that there was a Police Prayer Vigil march held in town on the 26th.

Commissioners' Reports -

Commissioner Fox's Report -

Commissioner Fox attended the regularly scheduled meetings along with the MML meeting that was held. He reported that the intakes were inspected at the Water Plant and there were no signs of Zebra Mussels. Between the Water and Wastewater Plant a purchase order was issued for a belt press in the amount of \$383,700 and \$132,062 for cleaning of the water towers and installation of the mixers and aerators.

Commissioner Fox also reported that the Wastewater/Water Plant Superintendent discovered that one of the SBR's was not decanting properly due to a pump problem, so they rented a pump and took turns decanting it over the weekend in the heat.

Commissioner Ashby –

Commissioner Ashby reported that he attended the quarterly MML meeting, and he also attended a meeting with the Town Engineer and Denise to discuss the stream restoration, and he also sat in on a meeting with Rachel and the Town Auditor.

Commissioner Linkey's Report –

Commissioner Linkey reported that she attended the MML meeting and also met with Amanda about the website. She also attended the Diamond in the Rough Triathlon and believes that there was close to 400 participants. Our new parks person started today and his name is Nick Letts, also on August 15, Richard Anderson will be starting for the Public Works Department, which will be fully staffed except for Wally's position who will be leaving this week.

Mayor Eberhardt inquired how we were doing with registration for the camp out this Friday night.

Ms. Breder responded that advance registration is not required and is not sure of the numbers but Amanda has talked to quite a few people who expressed a desire to participate in the event. Star Wars The Force Awakens was the movie that was voted on to play at the event.

Mayor Eberhardt talked about Police presence and making arrangements to let people out who only plan on coming to watch the movie if they are locked in since it will be after dark before the movie starts, he asked Chief Miller to handle that.

Commissioner Ryan's Report –

Commissioner Ryan reported that he attended the regular scheduled meetings last month but was unable to attend the MML meeting. On the 18th of the month he attended the Planning and Zoning meeting where they discussed possible changes to some of their Ordinances.

Mayor Eberhardt inquired if we had heard anything about a ribbon cutting ceremony at Subway, the response was that we had not.

Fire Company Report - Commissioner Ryan

Commissioner Ryan reported that there were 24 Fire calls for the month of July and 7 of them were I-95, the average response time is 4.75 minutes, the average personnel per call is 6.7, average personnel on the scene is 4.5. There were 157 ambulance calls, 147 man-hours, 57 of the calls were to Perry Point. The ambulance was on standby at the park for the Triathlon. We are able to purchase a piece of equipment with the help of grant funding that tests air purifying face masks similar to the Fire

Company that the Police Officers use and will offer to assist them with quantitative testing of their equipment when needed. He would like to talk to our Police Chief at some point about some training issues coming up on some of our protocols and what the Police Department expect from us and what we expect from them.

Mayor Eberhardt inquired if the Fire Company was still doing ID badges for us.

Commissioner Ryan replied that they are, and the Police Department have theirs, he is not sure whether our other employees have them or not.

Ms. Breder replied that it would be nice to have them for the employees, especially for the ones that may have to go into people's homes or meet with people.

In response to Commissioner Ryan's report Mayor Eberhardt thought the VA had their own ambulance.

Commissioner Ryan replied that they do and believes they recently purchased another one or two, but they are used primarily for transporting patients to off - site locations for appointments, they do not have one for on-site emergencies. We did have a meeting with the VA to make sure that we are providing the necessary services to their residents as well as maintaining the services to our town residents.

Town Administrator Report –

Ms. Breder reported on highlights from her unified staff report. She reported that the auditors were here on July 14 for a kick-off meeting and will be on-site from August 29 to September 2nd to conduct their audit. Our attorney who is working with us regarding the Cable Franchise Agreement is preparing a Resolution for an extension to our franchise agreement, which we will discuss at the August 16 Work Session. An informational meeting was held on the 21st of the month regarding fiscal year 17 revitalization grants and 501C grants and applications are due on August 5, 2016. The construction contract for the Police Department has been signed as well as the site inspection and the building inspection during the construction of that project. We have a meeting scheduled tomorrow with the contractor and the architect to discuss when the exact notice to proceed date is to happen.

Mayor Eberhardt wanted to remind residents that we do have someone doing mosquito spraying throughout town this summer, however, it will not be done this week.

Ms. Breder also wanted to announce that there is a part time position available at the Outreach Program presently being advertised.

VA Update - Mark Dallaire

The C.L.C. design is wrapping up and we are getting close to getting bid documents. We are still waiting on the proposal for the EUL project, hopefully, we will have something by the end of September to start negotiations with.

Mayor Eberhardt thought that in regards to the EUL project that at some point during the schedule of getting things done that the selected developer was to meet and negotiate with local communities.

Mr. Dallaire stated that he would ask about that.

Mayor Eberhardt asked whether the VA has been involved in the design of the new railroad bridge. He stated that we have something recently that appears to have more impact on the entrance than what they were originally saying.

Commissioner Ryan noted that it appears more intrusive to the underpass than what they originally thought it was going to be.

Mr. Dallaire noted that they had attended the Public Information Meeting back in April at the High School and had written some comments and concerns but does not know how much further that has gotten, he will look into that.

Commissioner Linkey inquired if he has any idea what, if anything is being planned for the pavilion coming into the park.

Mr. Dallaire commented that at this point it has become a liability, the roof is sagging, the electrical has exposed wires, there is poison ivy growing all around it, at some point it will need to be torn down. At this point we do not have the money to do it.

Commissioner Linkey inquired if there was the possibility of keeping the fireplace.

Mr. Dallaire replied that there is the possibility for that, you do see that in other places where they have left certain things for the historical aspect of things.

Commissioner Fox has noticed recently that some of the houses at Perry Point have been having work done, he inquired if they were part of the EUL, to which Mr. Dallaire responded anything that would be getting done now would be something separate from the EUL.

Commissioner Ashby inquired if the VA would be interested in transferring the maintenance of the pavilion to the town not the actual property just the structure, but have use of the land as part of the park.

Mr. Dallaire replied that he would have a talk with the Jeff Nechanicky, the director at the VA, and see what he has to say.

Treasurer's Report -

Ms. Breder noted that the Treasurer's report will be on-line. She did state that we did get approval from FEMA for reimbursement in the amount of \$28,139.31 for snow removal cost during the storm that we had over the winter.

Police Report - Al Miller

Chief Miller reported that the National Night Out is taking place tonight and is taking place as he speaks, it is from 6-8 p.m. We ordered two new police vehicles. We have a new Police Chaplain and he would like to introduce him at next month's meeting if possible. We picked up the new E-Tix for our police vehicles today. We will be on hand this Friday at the Movies at the Park and plan to introduce and use our new bicycles that we purchased recently at that event. We recently hired two new Police Officers whose start date should be August 8th. He has met with multiple police agencies in the County in reference to peaceful demonstrations or protests that may occur and to be prepared if we do have one, we will continue to have these meetings. The new Animal Control Officer had stopped by to talk to him, however, he was not in the office at the time so he was unable to meet with him.

Mayor Eberhardt stated that he would like him to pursue speaking to the Animal Control Officer, to get a feel of the actual services and response that they will provide to us and maybe have them come to a Work Session.

Outreach Report – Danielle Hemling

Ms. Hemling reported that the overall monthly attendance for the month of July was 196, there were 0 new referrals, and 4 new members. Jayden, an Outreach member, reported on the Outreach events for the month of July. Some of the members were taken to Regal Cinema to see the movie Pan as part of the \$1 summer movie express. A water balloon fight was held to try to fight off the heat, as well as a bonfire, and our regular family dinners and pool trips. Our community garden is doing well and the kids have learned a few things about the fruits and vegetables that we are growing.

From the Floor

Pat Stetina, representing the Perryville Railroad Museum, stated that this Saturday, August 6, from 10 a.m.- 8p.m. at the Concord Point Lighthouse, there will be a Fish, Fowl and Folk Festival which we will be attending.

Harlan Miller, who resides at Susquehanna Avenue, received a door hanger regarding his grass being high, which he feels he is being unfairly targeted because of prior notices that

were unrelated and also felt to be unjust. He noted that his grass was not at the one-foot height that is in our code and that other ones within the vicinity are and yet have not been cited.

Ms. Breder noted that 18 violation letters were mailed regarding grass and 21 door hangers were hung, and 5 citations were issued.

Commissioner Ashby, inquired what the difference between a door hanger and a citation was.

Ms. Breder replied that a citation actually has a fine associated with it, the door hanger is a reminder notice.

There was discussion about campers and boats parking in town limits and unregistered boat and trailer registrations. Commissioner Linkey looked up the Town Code and recited the portion pertaining to that.

Chief Miller stated that he could call him at any time to discuss other issues that he may want looked into.

New Business

Stream Restoration- Declaration of Covenants/Construction Agreement for private wetlands/Maintenance Agreement for private wetlands

Ms. Breder summarized a couple of additions made to the Declaration of Covenants since the Work Session. Number 1, item i, number vii added, alteration of water levels necessary to operate and maintain the Perryville Reservoir and its structures, which is an exception to what can't be done to the restricted area. Also in 1 h. added, use of off-road vehicles and motor vehicles (except as necessary for the Town of Perryville and its agents to operate and maintain the Perryville Reservoir and its structures and for emergency access).

Ms. DiPietro, explained that they are in the process of addressing final construction comments from the U.S. Army Corp. of Engineers, we expect to have their approval of the plans within the week. The estimated construction is to begin late fall or early spring, taking about 10 to 12 weeks to complete, a bond in the amount of \$300,000 will be posted for the work.

Mayor Eberhardt inquired about where we were at as far as drawing down the reservoir and the impact that it would have on the project.

Ms. Breder has briefly talked about it with our engineer and she believes that we are going to try to get that done before they get their work done. If we do not get it done, we will still be able to with this Declaration of Covenants.

Ms. DiPietro explained that it would be advantages for it to be done beforehand so that you do not have a high volume of water rushing over newly planted trees.

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve the Declaration of Covenants, the Construction Agreement for private wetlands mitigation work and the Maintenance Agreement for private wetlands mitigation work with LIDL US Operations, LLC. **All in Favor: Motion Carried.**

Lower Ferry Park

This item was tabled due to lack of additional information that was needed.

Vehicle Take Home Policy

Ms. Breder noted that a couple of items were clarified that came up during the Work Session and corrected on this version and a red line version was provided so that they could see that the requested changes were made. Ms. Deaner had also indicated that there is a tax element related to personal use of the town owned vehicles.

There was a brief discussion regarding response time, which is addressed in our on-call policy.

Motion was made by Commissioner Ryan and seconded by Commissioner Linkey to approve the vehicle take home policy. **Four in Favor, 1 Abstain** (Commissioner Ashby): **Motion Carried.**

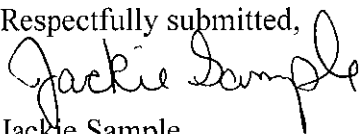
Charter Amendment 2016-02

The Charter Amendment addresses vacancies or forfeitures of elected office, adding that an elected official can be removed from office for missing three consecutive town meetings, in person or by remote participation.

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve Charter Amendment 2016-02 regarding vacancies in the town's elected office. **All in Favor: Motion Carried.**

Motion was made by Commissioner Ryan and seconded by Commissioner Fox to adjourn the August 2, 2016 Town Meeting at 8:20 p.m. **All in Favor: Motion Carried.**

Respectfully submitted,



Jackie Sample
Perryville Town Clerk