

**Town of Perryville
Town Meeting Minutes
January 3, 2017**

ATTENDANCE: Mayor: James Eberhardt, Commissioners: Michelle Linkey, Alan Fox, Ray Ryan III, 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.

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.

APPROVAL OF TOWN MEETING AGENDA

Motion was made by Commissioner Linkey 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 November 15, 2016 Work Session Minutes, the November 15, 2016 Special Meeting Minutes, the December 6, 2016 Public Hearing Minutes and the December 6, 2016 Town Meeting Minutes.

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

Mayor's Report -

Mayor Eberhardt reported that he and Denise met with the Bainbridge Development Committee on the 1st of December. The Town Christmas Party was on the 2nd of December. The Christmas Tree Lighting Ceremony and Lower Ferry Park Ribbon Cutting was on December 10. On the 7th of December he attended a meeting at the casino to discuss some business. On the 17th through the 19th of December we experienced some major water issues here in town, he thanked all of the employees and outside personnel involved in helping during that time. He met with the Police Chief on the 19th of December. He, along with Commissioner Fox, attended a construction meeting today along with taking a tour of the Police Department project site.

Commissioners' Reports -

Commissioner Ashby's Report -

Commissioner Ashby did not have any items to report.

Commissioner Fox's Report -

Commissioner Fox summarized the order of events that transpired during the water trouble that we experienced last month. The raw intake screens became clogged on December 16, resulting in very low water levels of the one tank that was up, because we were updating tanks, one was completely empty. A temporary water line was put in place but unfortunately the tides were very low at the time so that was not working as efficiently as needed. A restriction on water usage was ordered, areas of the 222 and I-95 corridor had no water for a period of time. Water was trucked in for the Casino and the Water Plant. Walker Diving came and cleaned the screens and vaults, water service was eventually restored to the normal capacity.

Commissioner Linkey's Report -

Commissioner Linkey reported that we did have the Christmas Tree Lighting ceremony on the 10th. We just hired a new parks person whose name is Keith Reedy. Commissioner Linkey stated that she will be out of town from the 15th to the 28th of January.

Commission Ryan's Report -

Commissioner Ryan reported that he attended the Tree Lighting Ceremony on the 10th. There was no Planning and Zoning meeting for the month of December, hopefully they will resume in the month of January for some projects taking place in town.

Fire Department Report – Fire Chief Brian Jones

Mr. Jones reported the overall stats for the end of the year 2016. There were 440 fire calls with approximately 1500 man hours, on the EMS side there were approximately 1200 calls for the year.

NAACP- The NAACP representative was not here yet so they moved onto the next item on the agenda.

VA Update – Adam Letke

Mr. Letke did not have any new information to report. He asked if we had any questions for him.

Mayor Eberhardt advised him that our Police Chief was meeting with the VA Police Chief this Thursday.

Commissioner Linkey inquired if any bids had been awarded for the CLC; Mr. Letke replied that he has not gotten any information about that either.

Town Administrator Report - Denise Breder

Ms. Breder stated that we have been working towards removing the old Pump House on Reservoir Road and part of the process for being able to tear it down was to have a hazardous material survey done. There was some asbestos found there so there will have to be some mediation done prior to tearing the building down. In regards to the new Police Department project, Ms. Breder stated that the borings that were done under the railroad as of the end of December were 75% complete, but Mayor Eberhardt stated that they are 100% complete now based on their construction meeting and tour today of the site. They are looking to have the road back open by the end of next week. They have found some problems with the soil on the rest of the site and they do intend to use structural geogrids to strengthen the subgrade under the road. The ½ million-gallon water tank was put back on-line today. At the Sewer Plant they replaced a defective actuator on the SBR decant weir #2. The new belt filter press has been delivered to the Wastewater Plant for the belt filter project, it has not been installed yet but there has been a 60 day zero-dollar extension to the project so we are expecting it to be completed in March instead of January. We received notification from the Department of Housing and Community Development that we received two grants, one for our Façade Grant Program in the amount of \$50,000, the other was for \$75,000 for the reed bed project.

Commissioner Linkey asked if we were putting aside funds for the reed bed project.

Ms. Deaner stated that we do have money in reserves that will be assigned once we get an initial cost of the project and the \$75,000 will help a lot.

Ms. Breder also wanted to thank the employees who put in long hours while getting things back too normal due to the water shortage. Ms. Breder announced that we be posting a new job opening this week for a Financial Director. Rachel Deaner will be moving on and her last day will be the 20th of January.

Commissioner Ashby asked what the job description was going to be.

Ms. Breder did not have it with her but stated that it would be posted on our website.

Mayor Eberhardt asked her if she could send a copy to Commissioner Ashby, which she replied that she would.

Treasurer's Report - Rachel Deaner

Ms. Deaner thanked everyone for the opportunity to work here. She did get to talk to Cecil County about the 5% table game revenue and the \$70,000. They were waiting on the State to send them a spreadsheet. We are not sure how it will be dispersed yet, annually or monthly.

Police Report -Police Chief Al Miller

Chief Miller announced that they are implementing a couple of programs for the 2017 year. Patrol Officers working the midnight shift are going to be handing out business cards to some of the businesses in the area letting them know that they are checking their businesses at night when it is closed.

Chief Miller gave special recognition to Sergeant Appleby, who assisted a family with a runaway child, Detective Warner who assisted a family with a young child in town who was financially strapped and Officer Daughtery for assisting a person in the rain with a hot shot who was broken down at the Pilot Gas Station.

Chief Miller announced that they are also going to be doing traffic enforcement initiatives and will be announcing them on their website, primarily Aiken Avenue during the periods that kids are going to school. Commissioner Ryan has offered traffic control training to our Police officers free of charge.

Mayor Eberhardt inquired if we had an idea when we were going to be receiving our new police cars.

Chief Miller commented that he talked to the vendor the first week in December who wanted to get measurements for our radios so that the dash panels can be equipped to hold them. He will give them another call because it has been a while now.

Mayor Eberhardt stated that he would still like for us to look into the possibility of the flashing signs showing your speed or other options to assist us in slowing people down.

Outreach Program – Danielle Hemling

Ms. Hemling reported that as of December 27 their overall monthly attendance was 116. We collected for Toys for Tots once again and were able to partner with the Perryville Elementary School who also collected. The Guidance Counselor was also able to identify kids who we were able to reach through the Outreach Program and able to identify families and kids in need for the Toys for Tots Program. The Perryville Sports Bar provided outerwear for children in need along with a large amount of toys through a donation drive that they set up at their location. The Pura Vida Yoga partnered with us in accepting Toys for Tots donations instead of payment for their class to donate to us to distribute. Some of the members participated in the Christmas Tree Lighting Ceremony and other volunteer activities and were rewarded with a real steam train ride on the Strasburg Railroad.

Planning and Zoning

Ms. Breder announced that the Planning and Zoning report would be on the combined staff report on the website.

NAACP – Elyse Murray

Ms. Murray spoke on behalf of the NAACP, she is the current President for the Cecil County Branch of the NAACP and also the membership chair for the entire State of Maryland. The Governing body is called the MD State Conference that reports directly to the National NAACP which is located in Baltimore. Their goal this year is to reach out to the younger generation to get more involved in their programs and take over some of the leadership roles and keynote speaker responsibilities. The NAACP has a total of 20 committees, the branch has an active 9 with over 100 members. There are usually around 8 events that we sponsor each year, 2 of them are fundraisers and there is a cost associated with them, the other ones are free. The one major fundraiser is the Freedom Fund Banquet which supports our entire budget for the year and the other one is their pre-Mother's Day brunch which for the first time this past year raised all of the funds to handle all of the scholarships that we distribute. They have a couple of Health Fairs during the year, one for health and wellness and the other one for future planning. They also hold a Minority Scholarship Night opened to everyone on everything that you need to know about putting your kid through college. In another event held it talks about investing in various stocks and bonds. These are some of the things that the Cecil County Branch does. A lot of their events are held in Elkton and they would like for other areas of the County to get involved and be able to hold events at other locations and to unify people. There are two major things that they do not have an active committee for, which are political action and legal redress.

Mayor Eberhardt inquired about committees for the drug problem that we have in Cecil County.

Ms. Murray replied that this is part of the Health Committee and they are well aware of Cecil County having the worst record of overdoses.

Mayor Eberhardt noted that we have a Mayor's Drug Task Force who meet in Elkton on a monthly and sometimes semi-monthly basis and it seems that there are a number of people that are working on this issue but not a coordinated effort.

From the Floor

There were no comments from the floor.

Old Business

Ordinance 2016-21 - Zoning Ordinance changes

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve Ordinance 2016-21. **All in Favor: Motion Carried**

Ordinance 2016-23 -

Consideration of an Ordinance to set a fee for a driveway permit for an existing home.

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve Ordinance 2016-23. **All in Favor: Motion Carried.**

New Business

Budget Amendment Ordinance 2017-01 -

Consideration of Budget Amendment 2017-01 introduced at a Work Session Special Meeting on December 20th 2016.

Motion was made by Commissioner Ryan and seconded by Commissioner Linkey to approve Budget Amendment Ordinance 2017-01. **All in Favor: Motion Carried.**

Budget Amendment Ordinance 2017-02 –

Consideration of Budget Amendment 2017-02 introduced at a Work Session Special Meeting on December 20th 2016.

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve Budget Amendment Ordinance 2017-02. **All in Favor: Motion Carried.**

Planning Commission Appointment -

Consideration of a re-appointment of George Jack to the Planning and Zoning Board.

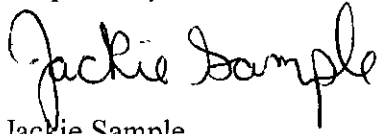
Motion was made by Commissioner Ryan and seconded by Commissioner Fox to re-appoint George Jack to the Planning and Zoning Board. **All in Favor: Motion Carried.**

Motion was made by Commissioner Ryan and seconded by Commissioner Fox to adjourn the January 3, 2017 Town Meeting to a closed session to consult with counsel to obtain legal advice on a legal matter at 8:06 p.m. **All in Favor: Motion Carried.**

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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

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

Location: Town Hall Date: 1/3/17 Time: 8:06 p.m.
 Motion By: Ryan Seconded By: 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 Ashby	<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 Linkey	<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

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 this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals;
- (2) To protect the privacy or reputation of individuals concerning a matter 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 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 securities;
- (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 discussion would constitute a risk to the public or to 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;

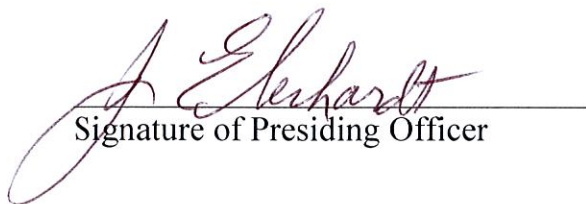
(12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct;

(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, to discuss a matter directly related to a negotiating 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.

FOR EACH CITATION CHECKED ABOVE, THE REASON FOR CLOSING AND THE TOPICS TO BE DISCUSSED:

Discussion of possible large wastewater connection for outside of town limits.


Signature of Presiding Officer

**Statement Regarding November 29, 2016 Closed Meeting for Inclusion in Minutes of
January 3, 2017 Town Meeting**

On November 29, 2016, the Mayor and Commissioners of Perryville conducted a closed meeting at 7:08 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 this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals. The Mayor and all four Commissioners were in attendance. In addition to the Mayor and Commissioners, Denise Breder, Town Administrator, and Cathy McCardell, Assistant Town Administrator attended the entire closed session. During the meeting, there was discussion about the Town of Perryville Compensation Plan. During the meeting, the Board voted to adopt the plan and to implement phases 3 and 4 effective on January 1, 2017. The meeting was adjourned at 9:25 p.m.