

**Town of Perryville
Town Meeting Minutes
November 7, 2017**

ATTENDANCE: Mayor: James Eberhardt, Commissioners: Michelle Linkey, Pete Reich, Robert Ashby Jr., Ray Ryan III, Town Administrator: Denise Breder and Town Attorney: Fred Sussman

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.

Pledge to the Flag.

APPROVAL OF TOWN MEETING AGENDA

Mayor Eberhardt asked for a motion to approve the Town Meeting Agenda as published with a change to move the V.A. up before his report and Commissioner Linkey asked that the Outreach Program be moved up since there is a student here to report and it is a school night.

Motion was made by Commissioner Reich and seconded by Commissioner Ashby to approve the Town Meeting Agenda with the changes as mentioned. **All in Favor: Motion Carried.**

Consent Agenda Items: Mayor Eberhardt asked for a motion regarding the consent agenda items, which include the September 19, 2017 Work Session Minutes, the September 19, 2017 Special Meeting Minutes, the October 3, 2017 Town Meeting Minutes, and the October 10, 2017 Special Meeting Minutes.

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

VA Update - John Eckman

Mr. Eckman introduced himself, he is the new Associate Director of Finance for the VA, and is local to the area who graduated from Joppatowne, then went into the Army and came back and has worked for the VA for 10 years. Terri, who was also in attendance tonight is a local person, living in Cecil County for many years. He commented that we will be seeing either him or Terri at future meetings and will leave his information if we need to contact him. He mentioned the private opening ceremony of the Grist Mill at Perry Point, which is a Veteran's Museum, that the Mayor will be attending on Thursday and Saturday is the official opening.

Mayor Eberhardt asked if there was any update on the long-term care facility.

Mr. Eckman replied that he will let Terri give the update on that since he is new to this position and she is the Campus Director and will be giving the updates on the VA projects.

Mayor Eberhardt wanted to thank the VA for their assistance with water during our water restriction period. He noted that he would like to see a permanent water connection between the town and Perry Point.

Terri Gividen, is the Campus Manager with her background being Human Resources, so this is new for her. The CLC is currently on target for groundbreaking in mid-July or September of next year. The EUL houses are to be up and running by July of next year.

Outreach Program - Danielle Hemling

Ms. Hemling introduced Deshawn from the Outreach Program who will be reporting tonight. He reported that some of the members took the annual trip to Milburn Orchards to complete their community service requirements. They also participated in the Town Halloween Party and are grateful to attend town sponsored events. The work was finished in our basement, so now it is clean and dry. We recently received a very large freezer that was donated by the Perryville Methodist Church along with some food. We have started our annual food and toy drive for the holiday season. We are accepting applications for Thanksgiving dinners as well as holiday toy help. We were able to pick up our first donations from Toys R Us. We are putting together a paint night for the Outreach Program and will be announcing a date and time. We have reached out to local businesses to see if we can get hams or turkeys donated for our families. We also received dinner from our friends at the Good Shepard Church.

Ms. Hemling announced that we just confirmed the paint night is going to be on Friday, December 1 from 6-8 p.m. at the American Legion, which donated the space, tickets are \$40 a person with a silent auction as well. Her goal is to use the money received from the paint night and the silent auction to disperse to each of our officers so that they will adopt a child within our community to give them the Christmas that they deserve. The Perryville Cold Storage facility is going to donate items to us that they normally would not accept if the packaging had been bumped but the food is still good, they would normally sell or trash them.

Mayor Eberhardt wants to make sure that the many organizations that are making contributions are formally recognized.

Commissioners' Reports -

Mayor's Report -

Mayor Eberhardt read a Proclamation for Government Works Month and a Proclamation declaring November 9, 2017 as 1st Responders Day. Mayor Eberhardt cut the ribbon at the Ribbon Cutting Ceremony of the new turf field at the Perryville High School, which is the 1st turf field of the schools in Cecil County. On the 13th of the month he met with the Department of Transportation, along with County and Town officials regarding our transportation requirements here in town. We once again discussed toll relief on I-95 along with sidewalks to the High School and improvements to 222. On the 16th he, along with Commissioner Linkey met with the Bainbridge Development Corporation to get their annual report of what they are doing. The 27th was our annual Halloween Party and on the 30th the Middle School had their Halloween event.

Commissioner Reich's Report -

Commissioner Reich stated that the full report will be on the towns website. SBR #1 has been cleaned and the new decanter was installed and two of the Wastewater Plant staff worked a 36-hour shift to complete the work. Filter train 4 arrived on Friday and the old train was removed from the pit, filter train 3 arrived Monday morning, unfortunately the tubing to connect them has not been shipped, the tubing and the GE Tech are to arrive tomorrow.

Commissioner Reich, along with Larry Frazier wanted to thank the DPW management and staff for their assistance working to connect to Perry Point, setting up the mobile filtration unit and help with moving the new filters into the building. We also wanted to thank the Wastewater Treatment staff for working after normal hours operating the water plant. A large thank you to our superintendent for insisting on cross training the Water and Wastewater staff on both systems, is has certainly paid off. While all of this has been going on, both the Water and Wastewater has met or exceeded the State and Federal standards for the month of October. Commissioner Reich attended the MML Conference in Huntsville, the Harford-Cecil Chapter of the MML quarterly meeting, the Town Halloween party and the MES meeting on the Conowingo Dam Pilot project at North Harford High School, as well as the new turf ribbon cutting ceremony at the Perryville High School.

Mayor Eberhardt also wanted to thank the residents and businesses in the town during the water crisis who adhered to conserving on water.

Commissioner Ryan's Report -

Commissioner Ryan reported that he attended all of the usual meetings for the month of October. Commissioner Ryan was asked to bring something to our attention on

behalf of the Fire Company. The VA has decided to put their own ambulance in service, our average from January up to October 1st of this year was around 27 responses a month over there, in the month of October our ambulance service dropped down to 7 runs per month. This is a financial cost to us yet to be seen until we get more data together. If you figure \$500 per run, which is probably a low amount, then you figure there is about a \$10,000 loss in one month for ambulance service, so we will be keeping an eye out for that. We are currently working on any staffing related issues to continue to maintain the same level of service that we have always provided for the community.

Mayor Eberhardt responded that obviously when the VA did not have their ambulance our Community Fire Company responded to their ambulance requirements over there. He inquired if they will respond if we do not have an ambulance available in our community.

Commissioner Ryan responded that in his capacity as Chief last year in conversations with the Chief at Perry Point, initially the answer is no. They have to get their service up and running and adequate for the VA and get all of the bugs worked out. He did say that the Chief at Perry Point did state that one of his long-term goals was to make it available for mutual aid assistance. Commissioner Ryan anticipates that this will eventually happen, but as far as the time frame he does not know.

Commissioner Ashby's Report -

Commissioner Ashby stated that he had attended the Halloween party early but had a prior commitment to attend during the event. He attended the cable franchise meeting and was given a tour of the Police Station by Chief Miller. Commissioner Ashby also attended the quarterly meeting with the casino and the MML Chapter meeting at the casino and the Movies in the Park.

Commissioner Linkey's Report -

Commissioner Linkey reported that the DPW report will be part of the unified staffing reports. We currently have one vacancy in DPW. She also attended the turf ribbon cutting ceremony, along with the MML Conference, the Bainbridge Development meeting and the MML Chapter meeting, the Halloween Party, the Cable Franchise meeting and the Pilot Dam meeting.

Commissioner Reich asked Commissioner Linkey to extend his thanks the DPW staff for their assistance during the water crisis. Commissioner Linkey thinks the entire town came together to get the information out there, and was thankful for the help from the VA, and especially all the work that the Water and Wastewater Plant guys did.

Administrator's Report - Denise Breder

Ms. Breder also wanted to add that in addition to our vacancy in DPW, we also will have a vacancy in our Police Department, one of our officers is retiring and we are also re-advertising for our Outreach Activities Coordinator. Ms. Breder wanted to introduce to new members to our staff, Deb Hill, who is the new Code Enforcement Officer and Brian Sharpe, who is in Public Works.

Ms. Hill introduced herself, she started on October 16 and is the new Code Enforcement Officer, she has been in the Perryville area for four years now. She has a degree in accounting and one in business management, so this is a change for her and she is looking forward to it.

Mr. Sharpe has had about 35 years in the construction business and recently came on board with the town as a DPW employee.

Treasurer's Report - Debra Laubach

Ms. Laubach reported that they are wrapping up the Police Station finally, as of the September billing, which is the last one that we processed through finance, we only had a little more than a quarter of a million to pay out, which included all of the retainages. The to date figure for the honor box is \$3,722.00. We did get the final audit from the auditors, which is what is called an unmodified audit, the best that you can get, and we have sent it to all of the required agencies. The auditors should be here in December to give their presentation to the board. As she reported last month it was brought to her attention during the audit that because the General Fund now has capital projects going on and debt is used to fund the capital projects, we have to set up a second fund, a capital projects fund, and we are working on getting the basic format to get a set up compatible to our existing accounting system. Later in the agenda we are requesting permission to set up separate investment accounts with the MGLIP. We hope to have this up and running by the end of the year, but since this should have been in place at the beginning of the year there will be budget amendments to reallocate funding from the General Fund to the Capital Fund. We would be making about \$4,286.27 by investing in the MGLIP account versus \$641.22 that we made in 2017 with PNC, which is shown in our analysis that we provided in your packets. Ms. Laubach provided definitions of fund classifications that she would like to get set up, which are non-spendable, restricted, committed and assigned. She is also researching credit cards with a cash back feature, and with the new Police Department in place we will be disposing of a good bit of equipment and determine if it will be scraped or go on the Municibid web site. In her department she wanted to internally reorganize the computer bonding system to prepare if we go toward a record retention program.

Commissioner Linkey thought that we had already had adopted a record retention program.

Ms. Breder responded that it had not been formally adopted, but it needs to be.

Police Report – Police Chief Al Miller

Chief Miller announced that they are going to attempt to do their own Shop with a Cop program with our Outreach Program within our own community. The officers can continue to work with the other program if they choose, which the Northeast Fire Company hosts.

Chief Miller stated that tomorrow they meet with the electrical and water system contractors to get an idea how the systems run. On Thursday the 9th in the morning it will be the final progress meeting for the Police Department. Detective Warner was once again nominated as 1st Responder for the Perryville Police Department and both he and I will be at the 1st Responder Appreciation Dinner at 5 p.m. on the 9th. The Chief attended a Chief's Meeting at the JFK barracks to discuss electronic search warrants. Detective Warner attended the drug take back at the Perryville Library and an estimated 30 pounds of prescription and non-prescription drugs were taken back. We have a drug take back box installed at the new Police Department now. We have had some complaints from Beacon Point coming in about the stop signs and we are going to put officers up there to enforce those stop signs.

Mayor Eberhardt wanted him to think about adding churches in town to the security surveys that they have been doing for the schools and the library in town.

Chief Miller has a preliminary flyer for the Open House Ribbon Cutting Ceremony for the new Police Department, which is December the 9th at 10 a.m., notices will be going out shortly for that.

Commissioner Reich inquired where the drug take box was located at in the Police Department. Chief Miller replied that it is located on the left hand side as you go into the front door of the Police Department, it does not have the decals on it yet.

Commissioner Ryan commented that he attended the ALICE training last week though the CCSO last week and he inquired if anyone in our Police Department is trained through that particular training program. He knows that we do have officers that received some form of Active Shooter Training.

Chief Miller responded that we do have a Corporal and an Officer who will be attending the ALICE training as instructors, right now we use Cecil County.

Commissioner Ryan suggested that the officers get the ALICE training, it is a tremendous upgrade to what we have been teaching in the past.

Chief Miller stated that we all have taken Active Shooter Training and we do have a Corporal who is training with ALERT, a civilian based type of training course, but the ALICE course does go into more depth and detail.

Ms. McCardell asked the Chief when he planned to send the two officers for the ALICE training, because we are working to get the Cecil County Sheriff's in here.

Chief responded that it would not be until January 2018, Ms. McCardell responded that is when we were looking at getting them in here for us too.

Planning and Zoning Report -

The Planning and Zoning Report will be posted.

From the Floor

Steven Reil has been talking to some officers in and out of town and inquired why we do not have a retirement program for our Police Officers who take care of this town, he stated that officers are leaving here because there is no retirement plan.

Mayor Eberhardt commented that we do have a retirement program for them.

Mr. Reil asked if it was a LEOPS Program.

Mayor Eberhardt responded that it was not a LEOPS Program, but it is one that we do contribute a percentage too.

Commissioner Ryan commented that we did have discussions about the LEOPS plan, but it is extremely expensive, and the Town cannot financially afford that program.

Ms. McCardell explained that currently the Mayor and Commissioners will match up to 3%, the employee can contribute more than 3% if they wish to.

Ms. Breder commented that our current plan is a 457B plan and we used to have a Simple Plan, the 457B plan does provide better benefits and an earlier retirement so we switched to it.

Mayor Eberhardt responded that we all realize that there are better plans out there, but we have worked to strike a balance on what the town can afford and what plan we can provide to retain employees, which is the one that we currently have. We will probably never be able to compete in certain areas with the larger Police Departments.

Mr. Reil believes that the retirement program was the reason that his neighbor Officer Pettit left to go to work for Aberdeen.

Mr. Reil stated that he lives on the corner of Susquehanna Avenue and Otsego Street and the drains there are starting to cave in and need to be looked at, the cement is completely washed away and the drains are clogged up.

Chief Miller appreciates citizens who come out to speak in support of the Police Department. Chief Miller responded that the LEOPS program is very expensive and you have to pay a lot to participate to get that money back out of LEOPS and is just not feasible for here right now. Chief Miller responded that the officer that recently left was not necessarily because of the benefits, he wanted to go to be on the SWAT Team. Chief Miller commented that he is more than welcome to stop by the Police Department anytime to talk to him about his concerns. He commented that the town has really stepped up on our behalf.

Old Business

Ordinance 2017-16 Revised Civil Emergencies

Mayor Eberhardt summarized a couple of the changes that were made to the Ordinance which was Chapter 3 on the second page 2 under F, Water System Emergencies was added, and the next page under number 7 a definition of Water System Emergencies was added.

Mayor Eberhardt wanted to make sure that there was no conflict when it comes to the fines, with the first offense being \$150 in this Ordinance and the Water Ordinance that we recently passed was a warning for the first offense.

Mr. Sussman responded that they are two different emergencies, the one in this Chapter is in conjunction with the other types of Civil Emergencies, significantly greater and worthy of a higher penalty without a warning the first time. They are two different types of emergencies, this one is proclaimed by the Mayor with no Water Superintendent involvement and is much more serious, such as introduction of contamination into the water by a certain party and other things of that nature.

Motion was made by Commissioner Reich and seconded by Commissioner Linkey to substitute Ordinance 2017-16 Revised for Ordinance 2017-16 as introduced. **All in Favor: Motion Carried.**

Motion was made by Commissioner Reich and seconded by Commissioner Ryan to approve Ordinance 2017-16 Revised. **All in Favor: Motion Carried.**

Ordinance 2017-17 - Amendment of Budget Amendment 2017-14

Ms. Laubach stated that this does not change any of the actual figures, it was correcting some verbiage to prior Budget Amendment 2017-14.

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve Ordinance 2017-17. **All in Favor: Motion Carried.**

Budget Amendment Ordinance 2017-18

A Budget Amendment Ordinance to assign funds from prior year to current FY18 for the Police Department and to provide additional funds for the water distribution repairs.

Ms. Laubach stated that this was introduced at the October meeting and in our meetings with the auditors a couple of changes in prior years have come to light with the assigned and restricted funding gray area. We are working with the auditors going forward to make sure that all of the numbers are accurate, so there are couple of the numbers that need to be recategorized.

Amendment No. 1- in the second line of paragraph 5 in Section 1 on page 1 of the proposed Ordinance, strike \$1,125,967.50 and substitute \$1,192,455.50.

Amendment No. 2 - in the second line of paragraph 6 in Section 1 on page 2 of the proposed Ordinance, strike \$1,539,938.54 and substitute \$1,473,450.54.

Motion was made by Commissioner Linkey and seconded by Commissioner Reich to approve amendments number 1 and 2 to Ordinance 2017-18. **All in Favor: Motion Carried.**

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to approve Ordinance 2017-18 as amended. **All in Favor: Motion Carried.**

Mayor Eberhardt asked that Mr. Sussman look into the possibility of us going back to using Resolutions versus Ordinances for every little budget amendment that we have to make even recognizing small donations. He would like to know if it is a feasible request to take to the MD Municipal League to present to the legislators, possibly a threshold if you are changing numbers as opposed to moving them from one account to another or accepting donations.

Mr. Sussman stated that this provision has been in the Municipal Home Rule since 1954, it does mean it cannot be changed if the General Assembly deems it is appropriate but is not just recently coming to the forefront. Mr. Sussman commented that you must realize you are dealing with funds that have not been previously appropriated, including donations and moving money around between major categories, these are to be done by Ordinance.

New Business

Farmers Market Request -

Request was made to consider the approval to include beer and wine tasting at the Farmers Market for the 2018 season.

Motion was made by Commissioner Reich and seconded by Commissioner Ashby to approve beer and wine tasting at the 2018 Farmers Market. Discussion Ensued.

Commissioner Ryan wanted to make sure that the proper controls are in place with our Police Department to make sure that nobody is leaving intoxicated.

Commissioner Linkey responded that it is just a wine tasting and is not aware of any issues in the past Farmers Markets that have occurred.

The prior motion was carried forward for vote. **All in Favor: Motion Carried.**

Budget Amendment Ordinance 2017-21 - Introduction

An Ordinance for the purpose of amending the adopted budget for the Town of Perryville for the fiscal year beginning July 1, 2017, and ending June 30, 2018, to appropriate for certain purposes certain funds and generally related to amendment of the Town's FY 2018 budget.

Ms. Laubach commented that the Water Distribution department had run out of money for repairs and maintenance in certain areas because of some major repairs they had to make and are requesting another \$3,000 to get them through the rest of the fiscal year. \$20,100 was to record receipt of the Governor's Office Grant to the Outreach Program and \$900 for additional expenditures requested for the Outreach Program from projected revenue from the Paint Night.

MD Local Government Investment Pool - request to set up new accounts in MLGIP

Motion was made by Commissioner Linkey and seconded by Commissioner Reich to set up four accounts in the MLGIP. **All in Favor: Motion Carried.**

Heating Oil, Propane and Maintenance Contract Bids

Commissioner Reich asked if the price had increased from last year.

Only one bid came in for the Heating Oil, Propane, and Maintenance Contract from Alger Oil under the same terms as last year.

Motion was made by Commissioner Linkey and seconded by Commissioner Reich to accept the bid from Aero Energy for Fuel, Heating Oil, and Propane. **All in Favor: Motion Carried.**

The FY 18/19 Snow Removal bud was moved to the next item on the agenda.

FY 18/19 Snow Removal Bid

Only one bid came in for the FY18/19 snow removal service from McGuirk Construction.

Commissioner Linkey asked if the rates were the same as prior years.

Ms. Laubach responded that the both of the truck rates have remained the same per hour, the backhoe rate increased slightly by \$15 an hour and the 12-foot pusher box for the backhoe has now been added as an additional cost of \$25 an hour if needed.

There are no more minimum required hours to the contract.

Ms. Laubach noted that Mr. McGuirk had asked if the contract could be for 3 years since the bid requests went out late this year.

Mr. Sussman responded that you cannot do that since it went out as a 3-year contract, that is changing the terms of the offer that was made to the public.

Ms. Breder commented that we can bid it out sooner next year.

Motion was made by Commissioner Linkey and seconded by Commissioner Ashby to accept the bid from McGuirk Construction for snow removal. **All in Favor: Motion Carried.**

Board of Appeals Reappointment Request

Timothy Thompson asked for consideration to be reappointed to the Board of Appeals.

Motion was made by Commissioner Linkey and seconded by Commissioner Reich to reappoint Timothy Thompson to the Board of Appeals. **All in Favor: Motion Carried.**

Resolution 2017-11 with Exhibit I PCS Site Agreement

Consideration for the town to authorize and approve the town entering into a certain amendment to the PCS Site Agreement with SBA Towers IV, LLC.

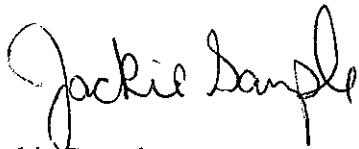
Ms. Breder commented that this is the monopoly at the Cedar Corner location, she summarized some of the terms, including a 20-year lease extension with 5-year terms, keep same 10% escalation fee every 5 years, \$5,000 signing bonus, no right and refusal or exclusivity, and generally none of the other terms and conditions have changed.

Motion was made by Commissioner Reich and seconded by Commissioner Linkey to approve Resolution 2017-11 SBA Towers IV., LLC. **All in Favor: Motion Carried.**

Motion was made by Commissioner Ryan and seconded by Commissioner Reich to go into a closed session for the following purpose: General Provisions Article §3-305 (b) (7) to consult with counsel to obtain legal advice on a legal matter at 8:32 p.m.

Motion was amended by Commissioner Ryan to close the November 7, 2017 regular meeting at 8:32 p.m. and to go into a closed session for the provisions as stated above after a 5-minute break and seconded by Commissioner Reich. **All in Favor: Motion Carried.**

Respectfully submitted,



Jackie Sample
Perryville Town Clerk

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

Location: Perryville Town Hall Date: 11/7/17 Time: 8:32pm
 Motion By: Ryan Seconded By: Reich

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 Reich	<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:

To consult with counsel to obtain legal advice on a legal matter regarding a settlement of a property dispute and related easement.


Signature of Presiding Officer

**Statement Regarding October 17, 2017 Closed Meeting for Inclusion in Minutes December 5,
2017 Town Meeting**

On October 17, 2017, the Mayor and Commissioners of Perryville conducted a closed meeting at 8:01pm in accordance with General Provisions Articles, §3-305(b)(2) To protect the privacy or reputation of individuals concerning a matter not related to public business; And §3-305(b)(7) To consult with counsel to obtain legal advice on a legal matter. Commissioners: Michelle Linkey, Pete Reich and Robert Ashby Jr., were in attendance as well as the Mayor. In addition to Mayor and Commissioners, Denise Breder, Town Administrator, Cathy McCardell, Assistant Town Administrator, Amanda Hickman, Planning & Zoning and Tara Dvorak, Office Clerk attended the closed session. During the meeting, there was discussion on the Welcome to Perryville sign. No motions were made on this issue. The meeting was adjourned at 8:23pm.

**Statement Regarding November 7, 2017 Closed Meeting for Inclusion in Minutes of
December 5, 2017 Town Meeting**

On November 7, 2017, the Mayor and Commissioners of Perryville conducted a closed meeting at 8:41 p.m. in accordance with General Provisions Article, § 3-305(b)(7) to consult with counsel to obtain legal advice on a legal matter. Mayor Eberhardt, Commissioners Linkey, Ryan and Ashby and Reich all voted in favor of conducting the closed meeting. In addition to the Commissioners, the Town Administrator, Denise Breder, Assistant Town Administrator, Cathy McCardell, Town Attorney, Fred Sussman, and Town Clerk, Jackie Sample attended the entire closed session. During the meeting, the board consulted with legal counsel with respect to a settlement of a property dispute and related easement and gave direction to counsel in preparation of an agreement between the town and the property owner.

Motion was made by Mayor Eberhardt to adjourn the Closed Session at 9:35 p.m. **All in Favor:
Motion Carried.**