

**Town Meeting Agenda
July 14, 2022 7:00 p.m.**

ATTENDANCE: Mayor: Matthew Roath, Commissioners, Michelle Linkey, Robert Taylor, Timothy Snelling, Christina Aldridge, Assistant Town Administrator: Cathy McCardell, Police Lieutenant: Michael Reno, Outreach Director: Danielle Hemling, Billing Clerk: Tara Blevins

The Town Meeting in its entirety can be listened to on the Town's web site at www.perryvillemd.org.

The July 14, 2022, Town Meeting was called to order at 7:00 p.m. by Mayor Roath.

Pledge to the Flag

No Remote Participation Requests

Approval of Town Meeting Agenda

Mayor Roath asked for a motion for approval of the Town Meeting Agenda.

Motion made by Commissioner Taylor to add an item to reconsider town assignments under new business. This was seconded by Commissioner Linkey. Mayor Roath replied that it would be added to the end.

Four in Favor, 1 Nay (Mayor Roath). Motion Carried.

Approval Consent Agenda

Commissioner Taylor made a **motion** to adopt the consent agenda as written and it was seconded by Commissioner Aldridge.

All in Favor; Motion Carried

Mayors Report

Mayor Roath reported that in addition to weekly meetings with the staff, he attended a meeting on 6/1 with Cecil County Economic Development Counsel. Also, on 6/1 attended a meeting with Alisha Garlie about a Maryland 5 Star event. On the same day had a phone meeting with Perry Point VA Medical Center. 6/3 attend and participated in the Perryville High School graduation ceremony. 6/10 attended Hollywood Casino's Bar Stools ribbon cutting ceremony, also met with County Executive, Danielle Hornberger and took another tour of Great Wolf Lodge construction site and ended the day with the ribbon cutting ceremony at Broad Street Tavern. From 6/12 to 6/15 attended MML Summer Conference in Ocean City. 6/21 met with outgoing Perryville High School principal and attended a sponsorship meeting with Hollywood Casino. 6/27 attended and testified at a Planning Commission Meeting regarding two developments here in town. 7/6 attended the ribbon cutting ceremony for Fin the kayak vendor at the Perryville Community Park and a planning meeting at 5th Company Brewing. 7/8 met with Greg Hawkins the organizer of the Diamond in the Rough Triathlon. Attended the opening game of District 5 Major Boys All Star Tournament at Trego Field.

Couple announcements from this month are the batting cages are completed and are now in use. 5th Brewing will open August 6th. We have received permits to demolish the old outreach building on Otsego Street. Aiken Ave has been made a local delivery road only and signs have been installed. State Board of Public Works has approved the water expansion at Station 16 and construction should start within a month or so.

Wastewater and Water Treatment Plant Reports – Commissioner Aldridge

Commissioner Aldridge reported that the plant has been in compliance for the month of May and June. They have done cleanings, updated and repairs along with regular maintenance.

Planning and Zoning Report – Commissioner Linkey

Commissioner Linkey reported that she also attended the MML Summer Conference in Ocean City. Attended a Planning & Zoning meeting that recommended approval for site plans for the Wawa plans, Richmond Hill subdivision has been tabled by the developer at this time to review concerns they received from the meeting.

Public Works Report – Commissioner Taylor

Commissioner Taylor reported that DPW Supervisor is out on medical leave and the report online is from last month. Commissioner Taylor explained that the storm took down many trees around town and the Perryville Community Park is closed while they are still cleaning up trees.

Administration Report – Commissioner Snelling

Commissioner Snelling reported that we interviewed one person and was they were hired for the Water & Wastewater Treatment Plant trainee that started July 11, 2022. Commissioner Snelling attended the third Friday Cruisers.

Town Administrators Report – Can be found online

Treasures Report- Can be found online

Police Report – Police Lieutenant: Michael Reno

Lieutenant Reno reported that the Police Chief is also on vacation. Currently working on completing all employee evaluations. Prepared for the Diamond in the Rough Triathlon scheduled for 7/9/22. Officer Speis attended and graduated top of his class in the widely recognized University of Maryland DUI Institute, Officers Pierson and Huffstutler attended field training officer refresher, Chief Nitz attended the MML Summer Conference in Ocean City. Officer Kennedy attended SFST School and Detectives Peer and Lenzi attended free training on Identifying Deceptive Behavior and training on Forensic Statement Analysis. Officers issued 22 citations and 70 warnings for various traffic violation warnings were issued. 13 Arrests for drug abuse violations with a total of 26 criminal arrests along with responding to 368 calls for service.

Mayor Roath reported that the Perryville Fire Company took 56 calls for service with a response time of 4.5 minutes with Wednesday being the busiest day of the week. 55 training hours by members completed with 966 training hours for the year. Fire Chief reviewed several town projects coming up. The new brush truck will arrive in October or November. July 23 at 2 p.m. they will be having a car show until 9 p.m.

Outreach Report – Danielle Hemling

Danielle Hemling reported that Outreach took a trip to the Franklin Institute and saw the Harry Potter exhibit along with many other cool exhibits. Started the summer food program with free breakfast and lunch for 4 weeks provided by CCPS. Ms. Jane came and helped with a Father's Day craft. They took a field trip to Painted Sky Alpaca Farm and learned a lot about Alpacas and how their fur is used for yarn. We are partnering with Susquehanna Workforce Network to provide a place for two of our members to work at Outreach this summer. Hershey Park trip planned for tomorrow for Outreach.

From the Floor

Brad McGuirk – 38 Bay Circle Drive Perryville, MD 21903

Mr. McGuirk stated that he agreed with the statement by Commissioner Aldridge and asked if there has been a public release for what happened in Townhall for the police to be called. Lieutenant Reno responded that yes, it is still open and under investigation.

Becca McClung – 1610 Greenspring Ave, Perryville, MD 21903

Ms. McClung wanted to share that she re-homed her chickens and is missing her vacation to be at this meeting to let everyone know that her chickens were killed after they were re-homed. These are my pets and this has been a long process with fighting for months and she doesn't understand why we aren't following the County's changes. Mayor Roath asked who told her she would be able to keep the chickens and her response was that Mayor Roath and Mr. Charles Hicks, Code Enforcement.

Tracie Mahan- 66 Riverview Drive Perryville, MD 21903

Ms. Mahan stated we should be allowed to have chickens in town limits and if you can have them in Baltimore City why not here and she would like the code changed. Also have concerns with Stancills Rock Quarry on Mountain Hill Road. Commissioner Snelling responded that he is opposed to it as well.

Dianne Barrick – 412 Roundhouse Drive Perryville, MD 21903

Ms. Barrick stated she was sorry about what happened with the chickens but she does not support having chickens in town. You really need a lot of property to care for them and she has concerns.

Mayor Roath explained that he has received 5 emails in support of changing the code and 4 emails from residents that are opposed. This issue was tabled in past a work session. Commissioner Snelling stated he would be willing to take another look at this issue. Mayor Roath stated this could be added to a work session agenda.

Donna Lindenmuth – 1610 Greenspring Ave. Perryville, MD 21903

Ms. Lindenmuth expressed disappointment with the town on how this issue was handled with her daughter Becca McClung. The chickens were well taken care of they didn't smell, no noise and they were locked up at night.

Nina Sumpter – 611 Franklin Street Perryville, MD 21903

Ms. Sumpter expressed her support for the chickens. She is also concerned with the development proposed in her area. The traffic is already terrible with one way in and one way out and there are no sidewalks in that area. Commissioner Linkey explained that the development hasn't been approved and has been tabled so that the developer can review concerns.

New Business

Upper Bay Counseling Request

Commissioner Taylor made a **motion** to approve the pavilion rental and waive all fees and this was seconded by Commissioner Linkey

All in Favor; Motion Carried.

Ordinance 2022-08 Garbage, Rubbish, and Refuse

Ms. McCardell introduced Ordinance No. 2022-08 For the purpose of defining certain terms and renumbering certain provisions; altering the terms and conditions under which the Town of Perryville will collect garbage, rubbish, trash and refuse from certain premises in the Town; clarifying those premises from which the Town will not collect garbage, rubbish, refuse, and other waste materials; prohibiting the deposit of waste material on certain property; and generally related to a program for the collection of garbage, rubbish, refuse and other matter from certain premises in the Town of Perryville.

Trash Tech Payment – Mark Stenz

Mayor Roath explained that we had an issue with payment because of the discrepancy with the total count of the homes in town. Mr. Stenz stated that 203 were misquoted in the amount of \$71,862 for the first 12 months of the contract. Mayor Roath stated we have had many complaints and the recommendation would be to pay \$21,837 off of the original \$71,000 and pay \$50,000. Mr. Stenz stated that any missed stopped are recovered with a day so it is within the time on the contract. Commissioner Linkey stated that is not her understanding and it has continued even as of last week. Mayor Roath stated the number of complaints we take on a weekly basis, that takes up time and energy of staff to deal with the calls. Commissioner Aldridge asked when the contract was up. Ms. McCardell stated this is the last year of the contract.

Commissioner Taylor made a **motion** to pay the \$50,025 and it was seconded by Commissioner Snelling. Commissioner Linkey stated she thought the problems are getting worse and doesn't think we should pay Trash Tech the full amount invoiced. **Four in Favor, 1 Nay (Commissioner Linkey). Motion Carried.**

Ethics Board Request

Commissioner Taylor made a **motion** to approve Brooke DiRusso for second alternate on the Ethics Board and it was seconded by Commissioner Linkey. **Four in Favor, 1 Nay (Mayor Roath). Motion Carried.**

Effective Date for Employee Cost of Living (COLA)

Ms. McCardell explained as discussed in the work session the Cost of Living will start July 3rd. Commissioner Taylor made **motion** to approve the effective date of the cost of living as July 3, 2022 and it was seconded by Commissioner Linkey. **All in Favor; Motion Carried.**

Discussion on Board Assignments

Commissioner Taylor explained that he would like to revisit the commissioner assignments. There is a breakdown in trust between the Mayor and the Police Department and this issue has only increased since you made the appointments and the Board has a right to weigh in on the commissioner assignments.

Commissioner Taylor made a **motion** to return Commissioner Linkey to Public Safety and return Commissioner Taylor to Water and Wastewater, Mayor Roath goes to Department of Public Works, Commissioner Aldridge will be over Planning & Zoning and Commissioner Snelling will be over administration. After much discussion the motion was seconded by Commissioner Aldridge.

Four in Favor, 1 Nay (Mayor Roath). Motion Carried.

At 7:59 p.m. Commissioner Taylor made a **motion** to adjourn the July 12, 2022 Town Meeting and go into a Closed Session under General Provisions Article §3-305 (1) (i) 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; (ii) or any other personnel matter that affects one or more specific individuals; regarding WWTP salaries (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations for the trash contract and it was seconded by Commissioner Linkey. **All in Favor; Motion Carried.**

Respectfully Submitted,



Tara Blevins
Billing Clerk

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

Location: Perryville Town Hall Room^{mtg.} Date: 7/14/22 Time: 7:59 pm

Motion By: Commissioner Taylor Seconded By: Commissioner Linkey

VOTE TO CLOSE SESSION:

	AYE	NAY	ABSTAIN	ABSENT
Mayor Roath	<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 Snelling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Aldridge	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Taylor	<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:

- (i) 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
- (ii) any other personnel matter that affects one or more specific individuals;

☐ (2) To protect the privacy or reputation of an individual 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 to the acquisition;

☐ (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;

☐ (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) To discuss, 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; or
- ☐ (15) To discuss cybersecurity, if the public body determines that public discussion would constitute a risk to:
- (i) security assessments or deployments relating to information resources technology;
 - (ii) network security information, including information that is: 1. Related to passwords, personal identification numbers, access codes, encryption, or other components of the security system of a governmental entity; 2. Collected, assembled, or maintained by or for a governmental entity to prevent, detect, or investigate criminal activity; or 3. Related to an assessment, made by or for a governmental entity or maintained by a governmental entity or maintained by a governmental entity, of the vulnerability of a network to criminal activity; or
 - (iii) deployments or implementation of security personnel, critical infrastructure, or security devices.

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

1. To discuss WWTP salaries

9. To discuss negotiations regarding the trash contract



Signature of Presiding Officer