

COUNTY COUNCIL OF CECIL COUNTY
WORKSESSION MINUTES
May 21, 2013

PRESENT: Council members: President Robert Hodge, Vice President Alan McCarthy, Joyce Bowsbey, Michael Dunn, and Diana Broomell; Council Manager James Massey, Director of Administration Al Wein and staff, Administrative Assistant Robin McCann, members of the press, and members of the public.

OPEN SESSION – Elk Room

9:00 a.m. – President Hodge called the meeting to order.

NOTE: Audio recording of this meeting is available on the County website www.ccgov.org.

Approval of Minutes

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the May 14, 2013 Worksession Meeting Minutes, as presented. Motion carried unanimously.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the May 14, 2013 Closed Session Meeting minutes, as presented. Motion carried unanimously.

CLOSED SESSION - May 14, 2013

Present at Closed Session: Council members: President Robert Hodge, Vice President Alan McCarthy, Joyce Bowsbey, and Diana Broomell; Council Manager James Massey, Director of Administration Al Wein and staff, Attorney Jason Allison and staff, Administrative Assistant Robin McCann.

10:15 AM

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to convene in Closed Session Pursuant to the Annotated Code of Maryland, State Government, Title 10, Subtitle 5, Section 10-508 (a) (3) To consider the acquisition of real property for a public purpose and matters directly related thereto; (8) and to consult with counsel about pending or potential litigation . Council Attorney, County Executive Staff, Council and Staff.

Department of Public Works Director Scott Flanigan provided a brief overview regarding the Acquisition of Real Property.

Attorney Jason Allison consulted with the Council to give them an update regarding pending litigation.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Attorney Jason Allison to submit a consent order to the court.

VOTE: Hodge - Y, McCarthy - Y, Bowsbey - Y, Dunn - N, Broomell - N. Motion carried by a vote of 3 in favor and 2 in opposition.

CLOSED SESSION ADJOURNMENT

11:26 AM

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to adjourn the Closed Session Meeting at 11:26 am.

Legislative Agenda

President Hodge presented the Legislative Resolutions being introduced at the Legislative meeting.

Resolution 42-2013: Cecil County Employee Manual - Amendments

Human Resources Director Donna Nichols presented a brief overview regarding Resolution 42-2013: Cecil County Employee Manual.

Members of the Council provided their comments regarding Resolution 42-2013: Cecil County Employee Manual amendments.

President Hodge requested Council Manager James Massey to schedule a Council Workshop meeting to review the proposed changes in Employee Manual and to discuss additional changes that Council members may propose.

Resolution 43-2013: Council Attorney - Appointment

President Hodge presented a brief overview regarding the appointment of Jason Allison as Council Attorney and Funk and Bolton as Special Council.

Resolution 44-2013: Maryland Horse Park Feasibility Study - Agreement

President Robert Hodge presented a brief overview regarding the Maryland Horse Park Feasibility Study Agreement.

On motion made by Councilwoman Broomell, seconded by Councilman Dunn, the Council moved to approve a Public Hearing regarding Resolution 44-2013: Maryland Horse Park Feasibility Study Agreement.

VOTE: Hodge - N, McCarthy - N, Bowsbey - N, Dunn - Y, Broomell - Y. Motion failed by a vote of 2 in favor and 3 opposed.

Members of the Council provided their comments regarding Resolution 44-2013: Maryland Horse Park Feasibility Study Agreement.

Department of Public Works Director Scott Flanigan presented a brief overview regarding Resolution 45-2013: Conowingo Mobile Home Park Nutrient Credit Agreement.

Council requested Director Scott Flanigan to provide a copy of the Conowingo Mobile Home Park Nutrient Credit Agreement.

Members of the Council provided their comments regarding Resolution 45-2013: Conowingo Mobile Home Park Nutrient Credit Agreement.

Resolution 46-2013: Home Partnership, Inc. Land Purchase Agreement

Home Partnership, Inc. President Frank Hodgetts provided a brief overview regarding the purchase of property located at 214 North Street, Elkton, Maryland. He is requesting to amend the original purchase agreement, which was approved by the County Commissioners in 2012.

Members of the Council provided their comments regarding Resolution 46-2013: Home Partnership, Inc. Land Purchase Agreement.

President Hodge requested Director of Administration Al Wein to provide a tour of the property for the Council members at their request.

President Hodge requested Council Manager James Massey to schedule a Workshop regarding Home Partnership, Inc. Land Purchase Agreement.

Resolution 47-2013: Policy and Procedures of the County Council of Cecil County

President Robert Hodge presented a brief overview regarding the Policy and Procedures of the County Council of Cecil County.

Members of the Council provided their comments regarding Resolution 47-2013: Policy and Procedures of the County Council of Cecil County.

President Hodge requested Council Manager James Massey to keep a list of possible changes to Resolution 47-2013: Policy and Procedures of the County Council of Cecil County.

FY2014 Budget Discussion

President Hodge asked the Council if they had any items regarding the FY2014 Budget for discussion.

Members of the Council provided their comments regarding the FY2014 Budget.

On motion made by President Hodge, seconded by Vice President McCarthy, the Council moved to reduce the Sick Leave Buy Back Policy by fifty percent.

VOTE: Hodge - Y, McCarthy - Y, Bowsbey - N, Dunn - N, Broomell - Y. Motion carried by a vote of 3 in favor and 2 in opposition.

President Hodge requested Council Manager James Massey to provide an amendment for the Legislative meeting regarding the Sick Leave Buy Back Policy.

Members of the Council provided their comments regarding the Sick Leave Buy Back Policy.

Discussion with the Council and staff continued regarding the FY2014 Budget.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to amend Amendment #4 to Resolution 17-2013 to change the interest rate from 6% to the prime plus 2% interest rate. Motion carried unanimously.

On motion made by President Hodge, seconded by Councilwoman Bowsbey, the Council moved to approve Amendment #4 as amended, that provides financing of the Major Facility Fee by permitting the applicant to pay one-third when initially billed, and then one-tenth of the balance annually with property taxes at an interest rate of prime plus 2 %.

VOTE: Hodge - Y, McCarthy - Y, Bowsbey - Y, Dunn - N, Broomell - N. Motion carried by a vote of 3 in favor and 2 in opposition.

On motion made by President Hodge, seconded by Councilwoman Bowsbey, the Council moved to amend the Major Facilities Connection Fee from \$16,100 to \$12,000 across all categories in Resolution 17-2013.

VOTE: Hodge - Y, McCarthy - N, Bowsbey - N, Dunn - N, Broomell - N. Motion carried by a vote of 1 in favor and 4 in opposition.

Members of the Council provided their comments regarding Amendment #4 to Resolution 17-2013.

On motion made by President Hodge, seconded by Councilwoman Bowsbey, the Council moved to reduce the combined budget of Law Enforcement, Corrections, and Community Work Release by \$125,000.00.

Members of the Council provided their comments regarding the amendment to reduce the Law Enforcement FY2014 Budget.

On motion made by President Hodge, seconded by Councilwoman Broomell, the Council moved to amend the Cecil County Public Schools FY2014 Budget by \$250,000.00.

VOTE: Hodge - Y, McCarthy - N, Bowsbey - N, Dunn - Y, Broomell - Y. Motion carried by a vote of 3 in favor and 2 in opposition.

Cecil County Public Schools Chief Financial Officer Tom Kappra provided his comments regarding the Cecil County Public Schools FY2014 Budget.

Members of the Council provided their comments regarding the Cecil County Public Schools FY2014 Budget.

Maryland Certified Sustainable Community Support Letter - Port Deposit

Council agreed to support the request for a letter of support from Port Deposit to be designated as a Maryland Certified Sustainable Community.

Council Manager Report

Council Manager James Massey advised the Council of the following upcoming meetings/events; Volunteer Recognition Event on Thursday, May 23, 2013 at the Rising Sun Chesapeake Bay Golf Club at 5:30 pm, Bay Cabinet meeting on Thursday, May 30, 2013 at the Donaldson Brown Center at 9:30 am, Board of Health meeting on Tuesday, June 4, 2013 at 1:30 pm, Elk Room, meeting with Ham Radio Operator George Remhof on Tuesday, June 4, 2013 at 1:30 pm, Elk Room, and the Tour by Maryland Port Authority on Tuesday, June 18, 2013 from 11:00 am - 3:00 pm. He also advised the Council that Jim Crouse has resigned from the Redistricting Commission.

President Hodge requested Council Manager James Massey to send a letter to the Democratic Central Committee to request a Reappointment.

Council Member Items

Councilwoman Bowsbey attended the following meetings; Wednesday, May 15, 2013 Old Dominion Rock Springs Tour, Thursday, May 16, 2013 Board of Realtors Luncheon, on Thursday, May 23, 2013 she will present a Council Scholarship Award to a student at Elkton High School, and on Tuesday, May 28, 2013 she will attend the (BEPAC) Business and Education Recognition Breakfast at Cecil College. She also wanted to thank the Citizen's Budget Advisory Committee for their participation with the FY2014 Budget.

Councilwoman Bowsbey suggested that the Council Worksession on May 28, 2013 be delayed so that Council members could attend the BEPAC event at Cecil College. Council members discussed this request and agreed to schedule the Worksession at 10:30 am.

Councilwoman Broomell commented on the Citizen's Budget Advisory Committee, on Wednesday, May 15, 2013 she attended a Tour at Old Dominion Rock Springs, Saturday, May 18, 2013 she attended the Pearce Creek Open House, and on Sunday, May 19, 2013 she attended an Eagle Scout Event. She also commented on the emails she has received regarding Resolution 44-2013: Maryland Horse Park Public Hearing.

Councilman Dunn had no comments.

Vice President McCarthy commented on the Old Dominion Rock Springs Tour.

President Hodge commented on the Citizen's Budget Advisory Committee.

On motion made by Vice President McCarthy, seconded by Councilwoman Broomell, the Council President adjourned the meeting at 12:03 am.