

**COUNTY COUNCIL OF CECIL COUNTY  
LEGISLATIVE SESSION MINUTES  
LSD 2017-10  
May 16, 2017**

The County Council of Cecil County met in legislative session at the County Administration Building, 200 Chesapeake Blvd., Elk Room, Elkton, MD. The following members of the Council were present:

Joyce Bowsbey, Council President  
Dan Schneckenburger, Vice President  
Bob Meffley, Council Member  
George Patchell, Council Member  
Jackie Gregory, Council Member

**NOTE:** Audio recording and video recording of this meeting is available on the County website at [www.ccgov.org](http://www.ccgov.org).

**CALL TO ORDER**

The meeting of the County Council of Cecil County of May 16, 2017 was called to order by Council President Bowsbey at 7:00 p.m. and opened with the Pledge of Allegiance.

**MOMENT OF SILENCE**

Council President Bowsbey led the Council in a moment of silence.

**APPROVAL OF AGENDA**

On motion made by Vice President Schneckenburger, seconded by Councilwoman Gregory, the Council moved to approve the legislative agenda of May 16, 2017. Motion carried unanimously.

**PRESENTATION OF PROCLAMATION**

The Council presented a proclamation in recognition of Safe Boating Week, May 20-26, 2017, to Harry F. Albert and Ben Feril, US Coast Guard Auxiliary, Chesapeake Flotilla.

The Council presented a proclamation to recognize Calvert Elementary School, North East Elementary School, and Cherry Hill Middle School on achieving certification as a Green School. A proclamation was also presented to Conowingo Elementary School on achieving recertification as a Green School. A proclamation was also presented to West Nottingham Academy on achieving the highest status as a Sustainable Green School.

**PUBLIC HEARING**

Council Manager Massey stated for the record:

**Bill No. 2017-10 Public Safety Pension Plan - Purchase of Prior Service**

A Bill to approve an amendment to the Cecil County Pension Plan for Public Service Employees to comply with the Internal Revenue Code of 1986, as amended, and to provide procedures for the purchase of prior service at retirement.

The Bill was introduced on April 18, 2017, advertised on May 3, 2017 and May 10, 2017, and scheduled for public hearing on May 16, 2017.

Al Wein, Director of Administration, provided comments about the legislation. There were no Council questions or comments.

Council President Bowsbey opened the public hearing for public comments.  
There were no public comments.

Council President Bowsbey concluded the public hearing on Bill No. 2017-10 and announced that final consideration of this Bill will be held on June 6, 2017.

Council Manager Massey stated for the record:

**Bill No. 2017-11 Public Safety Pension Plan - 25 Years of Service - Contribution Waiver**

A Bill to approve an amendment to the Cecil County Pension Plan for Public Service Employees to provide that participants with 25 years or more of creditable service will not be required to make any further contributions.

The Bill was introduced on April 18, 2017, advertised on May 3, 2017 and May 10, 2017, and scheduled for public hearing on May 16, 2017.

Al Wein, Director of Administration, provided comments about the legislation. There were no Council questions or comments.

Council President Bowsbey opened the public hearing for public comments.  
There were no public comments.

Council President Bowsbey concluded the public hearing on Bill No. 2017-11 and announced that final consideration of this Bill will be held on June 6, 2017.

**APPROVAL OF MINUTES**

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve the minutes of May 2, 2017. Motion carried unanimously.

**PUBLIC COMMENTS**

Wanita Fleary, Principal, Bohemia Manor High School, commented in support of the school budget and the school's role in providing social support for high risk students. Bohemia Manor High School Counselors Vicky Rainkamp and Tamara Collier also commented on serving students in crisis.

Frances Bowman, Perryville, commented in support of the turf fields at Perryville High School, the school budget and opportunities for students.

Nathan Carns, Elkton, choral music teacher at Perryville High School, commented in support of school music arts programs and the achievements of Cecil County students in state and national competitions.

Jill McKay, Rising Sun, commented in support of school budget funding and the increased needs for social support for students in crisis.

Bob Willick, Rising Sun, State Coordinator of Campaign for Liberty, presented 130 petitions against tax increases and commented in opposition to tax increases.

Dwight Thomey, Elkton, attorney representing Penntex Venture, commented in support of the county proposed budget.

Harold McCanick, Elk Neck, commented in support of the Coast Guard and in opposition of the tax increase.

Ron Lobos, Elkton, commented in opposition to the Penntex Venture rezoning case.

#### **PRESIDENT AND COUNCIL COMMENTS**

Councilman Patchell and Meffley had no comments.

Councilwoman Gregory thanked the audience for attending.

Vice President Schneckenburger congratulated the schools that achieved their Green School status. He also thanked the citizens and school employees who commented in support of the public schools budget and the value of their services to Cecil County children. He attended the groundbreaking of Help Veteran Village in Perry Point, the Lincoln Day Dinner and the Singerly Fire Company awards banquet.

Council President Bowsbey welcomed public comments in support and in opposition to the budget. She asked those who wish to cut the budget to send their suggestions of where to cut. She stated that economic development will generate revenue and help to reduce the need to raise taxes.

#### **INTRODUCTION OF BILLS**

Council Manager Massey stated for the record:

##### **Bill No. 2017-13 Monthly Statement of Claims - Posting on County Website**

A Bill Amending Chapter 21, Section 21-2 Monthly Statement of Claims of the Code of Cecil County, authorizing the posting of a monthly statement of accounts for all expense payments above \$500 made in the preceding month on the County website and/or publishing in a County newspaper of general circulation.

Introduced, read first time and posted on May 16, 2017. The public hearing will be advertised and scheduled on June 20, 2017.

Al Wein, Director of Administrator, provided comments on the legislation. There were no Council questions or comments.

## **INTRODUCTION OF RESOLUTIONS**

Council Manager Massey stated for the record:

### **Resolution No. 20-2017 Expedited Amendment - Master Water and Sewer Plan - Rising Sun**

A Resolution to amend the Cecil County Master Water and Sewer Plan, Chapter 3. Water Systems, Section 3.2.9 Rising Sun, to add text regarding relocating the water transmission line from the Pennsylvania state boundary to the Town of Rising Sun, along Red Pump Road and Ridge Road; and associated maps.

Introduced, read first time and posted on May 16, 2017 and scheduled for public hearing and tentative consideration on June 6, 2017.

Al Wein, Director of Administration, and Eric Sennstrom, provided introductory comments and requested that Resolution Nos. 20-2017 and 21-2017 be expedited because of the state deadline.

In addition, Calvin Bonenberger, Town Administrator, and Allen Authenreath, commented on the need for this change in order to provide water from Chester County Water Authority in Pennsylvania.

Council questions and comments ensued.

The Council agreed by consensus to consider Resolution Nos. 20-2017 and 21-2017 for expediting because of the state deadline.

Council Manager Massey stated for the record:

### **Resolution No. 21-2017 Expedited Amendment – Master Water and Sewer Plan - Map- Water Service Districts - Rising Sun**

A Resolution to amend the Cecil County Master Water and Sewer Plan, to revise the Water Service Districts map for Rising Sun to relocate the water transmission line being installed from the Pennsylvania state boundary to the Town of Rising Sun.

Introduced, read first time and posted on May 16, 2017 and scheduled for public hearing and tentative consideration on June 6, 2017.

There were no introductory comments. There were no Council questions or comments.

The Council agreed by consensus to consider Resolution Nos. 20-2017 and 21-2017 for expediting because of the state deadline.

Council Manager Massey stated for the record:

### **Resolution No. 22-2017 Amendment - Master Water and Sewer Plan - Conowingo Mobile Home Court and Maybelle Manor Mobile Home Estates**

A Resolution to amend the Cecil County Master Water and Sewer Plan, Tables 8, 9, 11; and associated map; in order to separate the sewage systems of Conowingo Mobile Home Court and Maybelle Manor Mobile Home Estates.

The Resolution was introduced and posted on May 16, 2017. The public hearing for Resolution No. 22-2017 will be advertised and scheduled on June 20, 2017.

Eric Sennstrom, Director of Land Use and Development Services, provided introductory comments. There were no Council questions or comments.

Council Manager Massey stated for the record:

**Resolution No. 23-2017 Appointment—Human Services Agency- Morgan Miller-Suanne Blumberg, Betty Johnson, Howard Isenberg and Matthew Barrett**

A Resolution to confirm the appointment of Morgan Miller, Suanne Blumberg, and the reappointments of Betty Johnson, Howard Isenberg and Matthew Barrett to the Human Services Agency to serve a four year term, to expire on June 6, 2021.

The Resolution was introduced and posted on May 16, 2017 and scheduled for consideration on June 6, 2017.

There were no introductory comments. There were no Council questions or comments.

Council Manager Massey stated for the record:

**Resolution No. 24-2017 Budget Appropriation and Budget Transfer - Housing Fund - Housing Counselor**  
A Resolution to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland, for the fiscal year ending June 30, 2017 in order to provide an additional appropriation of \$17,868 in expenditure authority in the Housing Fund and Operating Transfer expenditure authority from the General Fund to support the costs related to the Housing Counselor position.

The Resolution was introduced and posted on May 16, 2017 and scheduled for consideration on June 6, 2017.

Al Wein, Director of Administration, provided introductory comments. There were no Council questions or comments.

#### **CONSIDERATION OF RESOLUTIONS**

Council Manager Massey stated for the record:

**Resolution No. 17-2017 Appointment - Drug and Alcohol Abuse Council - Dr. Paul M. Katz**

A Resolution to appoint Paul M. Katz to the Cecil County Drug and Alcohol Abuse Council to a three year term, term to expire on May 16, 2020.

The Resolution was introduced and posted on May 2, 2017.

There were no Council questions or comments.

On motion made by Councilwoman Gregory, seconded by Vice President Schneckenburger, the Council moved to approve Resolution No. 17-2017.

Roll Call Vote: Meffley - Y, Schneckenburger - Y, Patchell - Y, Gregory - Y, Bowsbey - Y.  
Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 18-2017 Appointment - Council Attorney - Victor R. Jackson, LLC**

A Resolution to appoint Victor R. Jackson, LLC as council attorney for general legal opinions and advisor, beginning July 1, 2017.

The Resolution was introduced and posted on May 2, 2017.

There were no Council questions or comments.

On motion made by Vice President Schneckenburger, seconded by Councilwoman Gregory, the Council moved to approve Resolution No. 18-2017.

Roll Call Vote: Meffley - Y, Schneckenburger - Y, Patchell - Y, Gregory - Y, Bowsbey - Y.  
Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 19-2017 Appointment—Human Services Agency - Richard C. Szumel and Darrell Hamilton**

A Resolution to confirm the appointment of Richard C. Szumel, M.D., and the reappointment of Darrell Hamilton to the Human Services Agency terms to expire on May 16, 2021.

The Resolution was introduced and posted on May 2, 2017.

There were no Council questions or comments.

On motion made by Vice President Schneckenburger, seconded by Councilwoman Gregory, the Council moved to approve Resolution No. 19-2017.

Roll Call Vote: Meffley - Y, Schneckenburger - Y, Patchell - Y, Gregory - Y, Bowsbey - Y.  
Motion carried unanimously.

**CALL FOR FINAL READING OF BILLS**

Council Manager Massey stated for the record:

**Bill No. 2017-09 Hotel Rental Tax Rate - FY 2018**

A Bill setting the tax rate for Hotel Rentals, and to levy and impose a Hotel Rental Tax of 6% for the fiscal year beginning July 1, 2017 and ending June 30, 2018.

Council President Bowsbey moved to table this Bill until June 6, 2017 because it relates to the revenue side of the budget and should be considered at the same time as the other budget-related bills. Her motion was seconded by Councilman Meffley.

By a voice vote, the Council approved the motion by a vote of 4 to 1. Vice President Schneckenburger was opposed.

**OLD BUSINESS**

**Rezoning Case**

File 2017-02; Applicant: Penntex Ventures LLC; Request: to rezone 1.2 acres from High Density Residential (RM) to Business General (BG); Property location: Singerly Road at Leeds Road, Elkton, MD 21921; Election District: 3; Tax Map: 20; Parcels: 440, 694 and 864; Property Owner: Augustine C. and Emily Cupeto.

Councilwoman Gregory made a motion to deny the application of Penntex Ventures, LLC to rezone 1.2 acres located at Singerly Road at Leeds Road, Elkton MD from High Density Residential (RM) to Business General (BG), based upon the lack of convincing evidence of a mistake in the zoning classification of the property during the last comprehensive rezoning. Councilman Meffley seconded the motion.

Roll Call Vote: Meffley - Y, Schneckenburger - Y, Patchell - Y, Gregory - Y, Bowsbey - Y.  
Motion carried unanimously.

**NEW BUSINESS**

**Cecil County Public Schools - Budget Amendment #40**

Council President Bowsbey made a motion, seconded by Vice President Schneckenburger, to approve Budget Amendment # 40.

By a voice vote, the Council approved the motion unanimously.

**ADJOURNMENT**

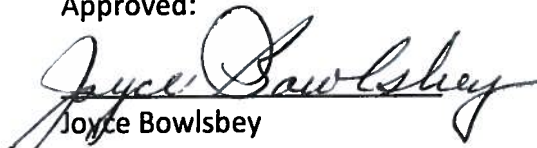
Council President Bowsbey adjourned the meeting at 8:29 p.m.

The next Council Legislative Session is scheduled for Tuesday, June 6, 2017 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton, Maryland.

Attest:

  
James Massey  
Council Manager

Approved:

  
Joyce Bowsbey  
President