

**COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE SESSION MINUTES
LSD 2017-11
June 6, 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.

CALL TO ORDER

The meeting of the County Council of Cecil County of June 6, 2017 was called to order by Council President Bowsbey at 7:00 p.m. and opened with the Pledge of Allegiance.

OPENING PRAYER

Vice President Schneckenburger introduced Pastor Phil Meekins of Monarch Recovery Ministries, who led the opening prayer.

APPROVAL OF AGENDA

On motion made by Councilwoman Gregory, seconded by Vice President Schneckenburger, moved to approve the legislative agenda of June 6, 2017. Motion carried unanimously.

PUBLIC HEARING

Council Manager Massey stated for the record:

Bill No. 2017-12 Agricultural Preservation District - Appledale Farm

A Bill to approve the petition of George and Barbara Balog for property located at 134 Warburton Road, North East, MD 21901, also known as Appledale Farm (Tax Map 19, Grid 15, Parcels 61 and 487) requesting the establishment of an agricultural preservation district.

The Bill was introduced on May 2, 2017, advertised on May 24, 2017 and May 31, 2017, and scheduled for public hearing on June 6, 2017.

Steve O'Connor, Zoning Administrator, provided comments about the legislation. He introduced George Balog, petitioner, who commented about the legislation. There were no Council questions or comments.

Council President Bowsbey opened the public hearing for public comments. She announced that the Council received two letters of support for this Bill.

Harold McCanick, Elk Neck, spoke in opposition to the Bill.
Russ Johnson, Elkton, spoken in support of the Bill.

Council President Bowsbey concluded the public hearing on Bill No. 2017-12 and announced that final consideration of this Bill will be held on June 20, 2017.

Council Manager Massey stated for the record:

Bill No. 2017-20 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.

The Bill was introduced on May 16, 2017 as expedited legislation, advertised on May 24, 2017 and May 31, 2017, and scheduled for public hearing on June 6, 2017.

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

Council President Bowsbey opened the public hearing for public comments.
Mike Mackey, Rising Sun, spoke in opposition to the Bill.

Council President Bowsbey concluded the public hearing on Bill No. 2017-20 and announced that final consideration of this Bill will be held tonight.

Council Manager Massey stated for the record:

Bill No. 2017-21 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.

The Bill was introduced on May 16, 2017 as expedited legislation, advertised on May 24, 2017 and May 31, 2017, and scheduled for public hearing on June 6, 2017.

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

Council President Bowsbey opened the public hearing for public comments. She requested that Calvin Bonenberger, Rising Sun Town Administrator, to explain where the pipeline will be installed.

Council President Bowsbey concluded the public hearing on Bill No. 2017-21 and announced that final consideration of this Bill will be held tonight.

APPROVAL OF MINUTES

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

PUBLIC COMMENTS

Cindy Smith, North East, commented on the need for a health impact assessment for CAFOs in Cecil County.

Harold McCanick, Elk Neck, commented in opposition to the tax increase.

PRESIDENT AND COUNCIL COMMENTS

Councilwoman Gregory thanked the audience for attending. She commented on her opposition to the proposed budget and tax increase.

Vice President Schneckenburger thanked the audience for attending. He commented about his presentation of the scholarship to a Rising Sun High School student. He stated that he will save his comments about the budget until later.

Councilman Patchell had no comments.

Councilman Meffley explained that he arrived late this evening because he presented a scholarship at Bohemia Manor High School. He stated that he will save his comments on the proposed budget until later.

Council President Bowsbey commented about her presentation of the county's scholarship to a student at Elkton High School. She also stated that she will save her comments about the proposed budget until later.

INTRODUCTION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 25-2017 Appointment—Board of License Commissioners - Stephen A. Miller

A Resolution to confirm the appointment by the County Executive of Stephen A. Miller to the Cecil County Board of License Commissioners, term to expire July 1, 2019.

Introduced, read first time and posted on June 6, 2017 and scheduled for tentative consideration on June 20, 2017.

Al Wein, Director of Administration, provided introductory comments. Council questions and commented ensued.

CONSIDERATION 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.

The Resolution was introduced and posted on May 16, 2017, and approved to be expedited. The public hearing was held and concluded on June 6, 2017, as expedited legislation.

Al Wein, Director of Administration, commented on this legislation. There were no Council questions or comments.

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve Resolution No. 20-2017.

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. 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.

The Resolution was introduced and posted on May 16, 2017, and approved to be expedited. The public hearing was held and concluded on June 6, 2017, as expedited legislation.

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. 21-2017.

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. 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.

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. 23-2017.

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. 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.

Al Wein, Director of Administration, commented on the Resolution. There were no Council questions or comments.

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve Resolution No. 24-2017.

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. 2017-10 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, and public hearing held and concluded on May 16, 2017.

There were no Council questions or comments.

On motion made by Councilwoman Gregory, seconded by Vice President Schneckenburger, the Council moved to approve Bill No. 2017-10.

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

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, and public hearing held and concluded on May 16, 2017.

There were no Council questions or comments.

On motion made by Vice President Schneckenburger, seconded by Councilman Meffley, the Council moved to approve Bill No. 2017-11.

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

Council Manager Massey stated for the record:
Bill No. 2017-07 Capital Improvement Program - FY2018-2022. A Bill to approve the Capital Improvement Program for Cecil County for Fiscal Years 2018 through 2022.

The Bill was introduced on April 4, 2017, and public hearing held and concluded on May 23, 2017.

Council questions and comments ensued.

On motion made by Vice President Schneckenburger, seconded by Councilman Meffley, the Council moved to approve Bill No. 2017-07.

Roll Call Vote: Meffley - Y, Schneckenburger - Y, Patchell - Y, Gregory - N, Bowsbey - Y.
Motion was carried by a vote of 4 to 1, Councilwoman Gregory was opposed.

Council Manager Massey stated for the record:

Bill No. 2017-08 Lease Purchase Agreement - Vehicles and Equipment Financing

A Bill authorizing and empowering Cecil County, Maryland to enter into new financing under a lease purchase agreement or similar arrangement in an aggregate principal amount not to exceed Two Million Dollars (\$2,000,000) for Fiscal Year 2018 for the purpose of financing the acquisition of certain necessary and essential vehicles and equipment for use in the County's governmental programs; providing that the obligations of the County under the agreement shall not be a general obligation of the County, shall not constitute a pledge of the full faith and credit or the taxing power of the County and shall not constitute a debt of the County within the meaning of any statutory or constitutional provision, but shall be subject to appropriation in each and every fiscal year during the term of the agreement; empowering the County Executive to execute and deliver an executive order prior to the execution and delivery of the agreement in order to award the agreement to the successful bidder and to fix, prescribe and determine the details of such financing; and relating generally to such financing.

The Bill was introduced on April 4, 2017, and public hearing held and concluded on May 23, 2017.

Council questions and comments ensued.

On motion made by Councilman Meffley, seconded by President Bowsbey, the Council moved to approve Bill No. 2017-08.

Roll Call Vote: Meffley - Y, Schneckenburger - Y, Patchell - N, Gregory - N, Bowsbey - Y.
Motion was carried by a vote of 3 to 2, Councilman Patchell and Councilwoman Gregory were opposed.

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.

The Bill was introduced on April 4, 2017, and public hearing held and concluded on May 23, 2017.

Council questions and comments ensued.

On motion made by Councilman Meffley, seconded by President Bowsbey, the Council moved to approve Bill No. 2017-09.

Roll Call Vote: Meffley - Y, Schneckenburger - N, Patchell - Y, Gregory - N, Bowsbey - Y.

Motion was carried by a vote of 3 to 2, Vice President Schneckenburger and Councilwoman Gregory were opposed.

Council Manager Massey stated for the record:

Bill No. 2017-06 Annual Budget and Appropriation Ordinance - FY 2018

A Bill to adopt the County Budget including the Current Expense Budget, Capital Budget, Special Purpose Budgets and Grants Budget for the fiscal year ending June 30, 2018, and to appropriate funds for all expenditures for the fiscal year beginning July 1, 2017.

The Bill was introduced on April 4, 2017, and public hearing held and concluded on May 23, 2017.

Council questions and comments ensued.

On motion made by Councilman Meffley, seconded by President Bowsbey, the Council moved to approve Bill No. 2017-06.

Council President Bowsbey asked for Amendment Nos. 1 to 18 be considered for introduction. The Council agreed by consensus to consider them as a group.

Council Manager Massey stated for the record:

**AMENDMENT NO. 1
TO BILL NO. 2017-06**

Title: Libraries - Salary Increase

Synopsis: To reduce funding for library staff salary increase by \$50,000.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory and Councilman Meffley

To reduce the proposed amount for staff salary increase from 3.5% to 2%, in Libraries, Department 631, in the General Fund 001, from \$125,300 to \$75,300, a reduction of \$50,000.

**AMENDMENT NO. 2
TO BILL NO. 2017-06**

Title: Libraries - materials budget increase

Synopsis: To reduce increase in funding for materials budget by \$50,000.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory and Councilman Meffley

To reduce the proposed amount for the increase materials budget in Libraries, Department 631, in the General Fund 001, from \$75,000 to \$25,000, a reduction of \$50,000.

**AMENDMENT NO. 03
TO BILL NO. 2017-06**

Title: County Council - Salaries Part Time Temporary - Intern

Synopsis: To eliminate funding for Intern for County Council

Introduced by: Councilwoman Gregory, Councilman Patchell and Councilman Meffley

To eliminate funding for intern in Salaries Part Time Temp budget of the County Council, Department 111 in the General Fund 001, from \$1,200 to \$0, a reduction of \$1,200.

**AMENDMENT NO. 04
TO BILL NO. 2017-06**

Title: County Council - Legal Services

Synopsis: To reduce funding for Legal Services of the County Council by \$10,000.

Introduced by: Councilwoman Gregory, Councilman Patchell and Councilman Meffley

To reduce the proposed amount for Legal Services budget of the Council Office, Department 111, in the General Fund 001, from \$30,000 to \$20,000, a reduction of \$10,000.

**AMENDMENT NO. 05
TO BILL NO. 2017-06**

Title: Director of Administration - Salaries - Professional - Public Information Officer

Synopsis: To eliminate funding for Public Information Officer position

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, Councilman Meffley, and Councilman Patchell.

To eliminate funding for Public Information Officer position in Salaries - Professional Services, in Director of Administration, Department 121, in General Fund 001, from \$54,978 to \$0, a reduction of \$54,978.

AMENDMENT NO. 06

TO BILL NO. 2017-06

Title: Director of Administration - Professional Services - Consultants

Synopsis: To reduce funding for Consultants in the Director of Administration budget by \$30,000.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, Councilman Meffley, and Councilman Patchell.

To reduce funding for Consultants in Professional services, in Director of Administration, Department 121, in General Fund 001, from \$60,000 to \$30,000 a reduction of \$30,000.

AMENDMENT NO. 07

TO BILL NO. 2017-06

Title: Legal Services - Legal Services- Subcontracting

Synopsis: To reduce funding for contractual legal services in the Legal Services budget by \$10,000.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Patchell.

To reduce funding for Subcontracting legal services in legal services, in Legal Services, Department 128, in General Fund 001, from \$50,000 to \$40,000 a reduction of \$10,000.

AMENDMENT NO. 08

TO BILL NO. 2017-06

Title: Building Maintenance - Court House- Feasibility Study

Synopsis: To reduce funding for feasibility study in the Building Maintenance - Court House budget by \$30,000.

Introduced by: Vice President Schneckenburger, Councilman Patchell, and Councilman Meffley.

To reduce funding for feasibility study in Professional Services, in Building Maintenance - Court House, Department 231, in General Fund 001, from \$60,000 to \$30,000 a reduction of \$30,000.

AMENDMENT NO. 9

TO BILL NO. 2017-06

Title: Motor Vehicle - Training and Travel

Synopsis: To reduce funding for training and travel budget of Motor Vehicle by \$2,802.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.

To reduce funding for Training and Education from \$2,500 to \$699; and to reduce funding for Dues, Publications and Memberships from \$2,000 to \$999, in Motor Vehicle, Department 419, of the Motor Vehicle Fund 750, a combined total of \$1,698, a reduction of \$2,802.

AMENDMENT NO. 10

TO BILL NO. 2017-06

Title: Information Technology - Systems Analyst Position

Synopsis: To eliminate funding for new position of Systems Analyst in Information Technology Budget.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.

To eliminate funding for new position of Systems Analyst in Salaries Other, of Information Technology, Department 251, Fund 740 Information Technology, from \$78,751 to \$0, a reduction of \$78,751; and to reduce the chargeback of the position to the following departments within the General Fund: Emergency

Services (Dept 341) \$39,376; Emergency Services (Dept 352, \$3,937; Law Enforcement (Dept 311) \$19,688; Detention Center (Dept 331) \$11,813; and Community Collections (Dept 333) \$3,937.

AMENDMENT NO. 11
TO BILL NO. 2017-06

Title: Planning Commission - Legal Services

Synopsis: To reduce funding for legal services in Planning Commission Budget by \$7,500.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.
To reduce funding for legal services in Planning Commission, Department 223, Fund 001 General Fund, from \$37,500 to \$30,000, a reduction of \$7,500.

AMENDMENT NO. 12
TO BILL NO. 2017-06

Title: Public Works - Expendable Equipment

Synopsis: To eliminate funding for Expendable Equipment in Public Works, Engineering and Construction Division Budget.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.
To eliminate funding for Expendable Equipment (other) in Capital Outlay, of Public Works, Engineering and Construction Division, Department 403, Fund 001 General Fund, from \$65,115 to \$0, a reduction of \$65,115.

AMENDMENT NO. 13
TO BILL NO. 2017-06

Title: Planning and Zoning - Salary Increase

Synopsis: To reduce funding for Salary Increase in Planning and Zoning by \$1,966.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.
To reduce funding for Salary Increase in Planning and Zoning, Department 221, Fund 001 General Fund, from \$4,273 to \$2,307, a reduction of \$1,966.

AMENDMENT NO. 14
TO BILL NO. 2017-06

Title: Public Works - Salary Increase

Synopsis: To reduce funding for Salary Increase in Public Works by \$4,929.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.
To reduce funding for Salary Increase in **PUBLIC WORKS Planning and Zoning**, Office of the Director, Department 401 Fund 001 General Fund, from ~~\$126,945~~ to ~~\$122,016~~, ~~\$7,322~~ to ~~\$2,398~~, a reduction of \$4,929.

AMENDMENT NO. 15
TO BILL NO. 2017-06

Title: Information Technology - Modernize AV in Elk Room and Conference Rooms

Synopsis: To reduce funding for modernization of Audiovisual in Elk Room and Conference Rooms, Information Technology Budget.

Introduced by: President Bowsbey, Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.

To reduce funding for modernization of audiovisual in Elk Room and Conference Rooms in Machinery and Equipment budget, of Information Technology, Department 251, Fund 740 Information Technology, from \$150,000 to \$10,000, a reduction of \$140,000, and will reduce the depreciation expense of the FY 2018 General Fund allocated by Finance by \$7,000.

AMENDMENT NO. 16
TO BILL NO. 2017-06

Title: Information Technology - New Camera System

Synopsis: To eliminate funding for new camera system.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory, and Councilman Meffley.

To eliminate funding for new camera system integrating multiple sites in Machinery and Equipment budget, of Information Technology, Department 251, Fund 740 Information Technology, from \$200,000 to \$0, a reduction of \$200,000, and will reduce the depreciation expense of the FY 2018 General Fund budget allocated by Finance by \$10,000.

AMENDMENT NO. 17
TO BILL NO. 2017-06

Title: Information Technology - Software Cameras

Synopsis: To eliminate funding for software for the camera system.

Introduced by: Vice President Schneckenburger, Councilwoman Gregory

To eliminate funding for software to control and integrate cameras in Software - Capital budget, of Information Technology, Department 251, Fund 740 Information Technology, from \$20,000 to \$0, a reduction of \$20,000, and will reduce the depreciation expense of the FY 2018 General Fund budget allocated by Finance by \$1,000.

AMENDMENT NO. 18
TO BILL NO. 2017-06

Title: Information Technology - Replacement of Content Manager Software

Synopsis: To eliminate funding for replacement of Content Manager software

Introduced by: Vice President Schneckenburger, Councilwoman Gregory

To eliminate funding for replacement of Content Manager software with Tyler TCM, in Software - Capital budget, of Information Technology, Department 251, Fund 740 Information Technology, from \$150,000 to \$0, a reduction of \$150,000, and will reduce the depreciation expense of the FY 2018 General Fund budget allocated by Finance by \$7,500.

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve Amendment Nos. 1 to 18 to Bill No. 2017-06.

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

Motion was unanimous.

Council President Bowsbey then called for the roll call vote on the previous motion for Bill No. 2017-06 as amended.

Roll Call Vote: Meffley - Y, Schneckenburger - N, Patchell - N, Gregory - N, Bowsbey - Y.

Motion failed by a vote of 2 to 3, Vice President Schneckenburger, Councilman Patchell and Councilwoman Gregory were opposed.

ADOPTION OF TAX RATE

Because the Cecil County Council failed to adopt Bill No. 2017-06 Annual budget and Appropriation Ordinance - FY 2018, there was no action taken on Resolution No. 14-2017 Adoption of Income Tax Rate - FY 2018 and Resolution No. 15-2017 Adoption of Property Tax Rate - FY 2018.

ADJOURNMENT

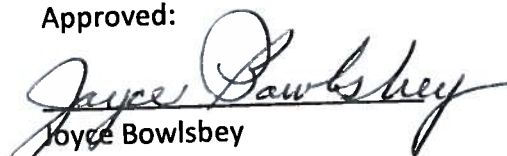
Council President Bowsbey adjourned the meeting at 8:09 p.m.

The next Council Legislative Session is scheduled for Tuesday, June 20, 2017 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton, Maryland.

Attest:


James Massey
Council Manager

Approved:


Joyce Bowsbey
President