

**COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE SESSION MINUTES
LSD 2017-18
September 19, 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 September 19, 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 Councilwoman Gregory, seconded by Vice President Schneckenburger, moved to approve the legislative agenda of September 19, 2017. Motion carried unanimously.

APPROVAL OF MINUTES

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve the minutes of September 5, 2017. Motion carried unanimously.

PUBLIC COMMENTS

Harold Smith, Elkton, commented in opposition to mandatory sewer hookups
Patti Reynolds, Elkton, commented in opposition to mandatory sewer hookups
Bob Willick, 133 Algonquin Drive, Rising Sun, representing Campaign for Liberty, commented in opposition to mandatory sewer hookups
Joe Tropp, 599 Grove Neck Road, Earleville, commented in opposition to mandatory sewer hookups
Jeff Pettit, 106 Breon Lane, Elkton, commented on the Poultry CAFOs proposed regulations
Joanne Osborne, 20 West Cherry Street, Rising Sun, commented in opposition to Resolution No. 44-2017 and in support of CAFOs farmers
Lorain Alexander Maurer, 837 Wheatley Road, North East, commented in opposition to mandatory sewer hookups and Resolution No. 44-2017
Connie Ceban, 152 Yellowfield Blvd, Elkton, commented in opposition to mandatory sewer hookups

Paul Ceban, 152 Yellowfield Blvd, Elkton, commented in opposition to mandatory sewer hookups
Jean Wojcik, 55 Butterfield Lane, North East, commented in opposition to mandatory sewer hookups and Resolution No. 44-2017

William Tarr, 509 Swarthmore Avenue, Folsom, PA, commented in opposition to mandatory sewer hookups and Resolution No. 44-2017

Norma Stevens, West View Shores, Earleville, commented in opposition to mandatory sewer hookups
Ralph Nester, 1430 Appleton Road, Elkton,

Ann Connor, 45 Infield Road, Elkton, commented in opposition to mandatory sewer hookups and Resolution No. 44-2017

Harold McCanick, Elk Neck, commented in opposition to mandatory sewer hookups and Resolution No. 44-2017, support for Cecil County agriculture, and Cecil County pride.

Dave Muelenburg, North East, commented in opposition to the recommendations of the Poultry CAFOs committee

PRESIDENT AND COUNCIL COMMENTS

Councilman Patchell had no comments.

Councilwoman Gregory thanked the audience for attending and invited the public to participate in Cecil Cares Day of Service. She commented on the mandated sewer hookup and her support for property owner rights.

Vice President Schneckengerger thanked the audience for attending and commented on public opposition to the proposed mandatory sewer hookup and Resolution No. 44-2017 Council final reading of bills. He stated that the County Executive sets the policy for water and sewer, but alternatives are being considered.

Councilman Meffley commented on the mandatory sewer hookup and possible alternatives. He commented on the increase in property value when sewer service is provided and that he hoped a compromise could be found.

Council President Bowsbey stated that she wanted to comment on misinformation that had been expressed. She stated that hookup fees have been reduced from \$12,000 to \$6,000 and the county has offered to finance over time. She stated that extending sewer lines along Route 40 in the development envelope between Route 7 and I-95 is needed for industrial development that will provide jobs. She stated that Maryland has no school head taxes and that school funding comes from the county and state budgets. She stated that farmers' use of fertilizer is regulated by their nutrient management plan, which is regulated by the State. She also stated that fuel tax on gasoline goes directly to the State, not the County. She stated that Cecil County's tier maps were not approved by the State.

INTRODUCTION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 47-2017 Appointment—Human Services Agency- John Donohue

A Resolution to confirm the appointment of John W. Donohue to the Human Services Agency for a four year term to expire on October 3, 2021.

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

Introduced, read first time and order posted on September 19, 2017 and scheduled for consideration on October 3, 2017

Council Manager Massey stated for the record:

Resolution No. 48-2017 Appointment—Commission on Aging - Stacy Kortas, Shalini Arora, and Robert Wilson

A Resolution to confirm the appointments of Stacy Kortas, Shalini Arora, and Robert Wilson to the Commission on Aging for a two year term to expire on October 3, 2019.

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

Introduced, read first time and order posted on September 19, 2017 and scheduled for consideration on October 3, 2017

Council Manager Massey stated for the record:

Resolution No. 49-2017 Supplemental Appropriation - Special Revenue - Other Grants Fund - MDOT - Asphalt Overlay Program

A Resolution to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2018 in order to provide a total of \$300,969 to the Special Revenue – Other Grants Fund to record the grant award from the Maryland Department of Transportation (MDOT) for the purpose of providing additional funds to the County's asphalt overlay program.

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

Introduced, read first time and order posted on September 19, 2017 and scheduled for consideration on October 3, 2017

CONSIDERATION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 38-2017 Authorization of Refunding Bonds

A Resolution to authorize and empower Cecil County, Maryland to borrow, from time to time, not more than Twenty One Million Seven Hundred Seventy Four Thousand Dollars (\$21,774,000) and to effect such borrowing by the issuance and sale of its general obligation bonds in one or more series, authorized by Section 19-207 of the Local Government Article of the Annotated Code of Maryland, such bonds to be sold

and issued for the purpose of refunding certain outstanding general obligation bonds of the County in order to realize savings to the County in the total cost of debt service; to empower the County Executive to execute and deliver one or more executive orders prior to issuing the bonds in order to fix, prescribe and determine certain matters relating to such bonds and the sale thereof, as hereinafter described; to provide for the levy and collection of taxes in rate and amount sufficient, together with funds from other sources, to pay the principal of and interest on such bonds as they mature; and to provide for and determine certain matters in connection with the sale, issuance and delivery of such bonds.

The Resolution was introduced and posted on August 1, 2017.

Al Wein, Director of Administration, provided comments. 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. 38-2017.

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

Motion was unanimously approved.

Council Manager Massey stated for the record:

Resolution No. 40-2017 Appointment - Commission on Aging - Miles Dean, Jamie McCloskey, Ginny Jackson and Lois Sutherland

A Resolution to confirm the County Executive's reappointments of Miles Dean, Jamie McCloskey, Ginny Jackson, and Lois Sutherland to the Cecil County Commission on Aging, term to expire on June 30, 2019.

The Resolution was introduced and posted on September 5, 2017.

There were no questions or comments.

On motion made by Councilwoman Gregory, seconded by Vice President Schneckenburger, the Council moved to approve Resolution No. 40-2017.

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

Motion was unanimously approved.

Council Manager Massey stated for the record:

Resolution No. 41-2017 Budget Amendment - Casino Local Impact Fund Budget - VLT Local Community Grant Funds

A Resolution to amend the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2018 in order to provide \$15,331.34 in carry forward expenditure authority for the Video Lottery Terminal (VLT) Local Community Grant Funds within the Casino Local Impact Fund Budget for the fiscal year ending June 30, 2018.

The Resolution was introduced and posted on September 5, 2017.

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

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve Resolution No. 41-2017.

Roll Call Vote: Meffley-Y, Patchell-Y, Gregory-Y, Schneckenburger-Y , Bowlsbey-Y.
Motion was unanimously approved.

Council Manager Massey stated for the record:

Resolution No. 42-2017 Amendment- Policies and Procedures of Cecil County Council- Legal Opinions
A Resolution to amend the Council's Policies and Procedures to provide a procedure for legal opinions.

James Massey, Council Manager, provided comments. There were no Council questions or comments.

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve Resolution No. 42-2017.

Roll Call Vote: Meffley-Y, Patchell-Y, Gregory-Y, Schneckenburger-Y , Bowlsbey-Y.
Motion was unanimously approved.

Council Manager Massey stated for the record:

Resolution No. 43-2017 Amendment – Policies and Procedures of the Cecil County Council – Request for Return

A Resolution to amend the Council's Policies and Procedures to delete section 5-13 Request for Return.

The Resolution was introduced and posted on September 5, 2017.

There were no Council questions or comments.

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, the Council moved to approve Resolution No. 43-2017.

Roll Call Vote: Meffley-Y, Patchell-Y, Gregory-Y, Schneckenburger-Y , Bowlsbey-Y.
Motion was unanimously approved.

Council Manager Massey stated for the record:

Resolution No. 44-2017 Amendment - Policies and Procedures of Cecil County Council - Final Reading of Bills

A Resolution to amend the Council's Policies and Procedure Manual to allow the passage of legislation on the night of public hearing under certain conditions.

The Resolution was introduced and posted on September 5, 2017.

There were no Council questions or comments.

On motion made by Council President Bowsbey, seconded by Vice President Schneckenburger, the Council moved to disapprove Resolution No. 44-2017.

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

CALL FOR FINAL READING OF BILLS

Council Manager Massey stated for the record:

Bill No. 2017-16 General Obligation Bond Authorization

An Act authorizing and empowering Cecil County, Maryland, from time to time, to borrow not more than Forty Two Million Four Hundred Thousand Dollars (\$42,400,000) for the purpose of financing the costs of certain public facilities in Cecil County described herein, and to effect such borrowing by the issuance and sale of its general obligation bonds in one or more series; empowering the County Executive to execute and deliver one or more executive orders prior to issuing the bonds in order to fix, prescribe and determine the details of the bonds and the issuance and sale thereof; empowering and directing the County to levy ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds from the provisions of Sections 19-205 and 19-206 of the Local Government Article of the Annotated Code of Maryland, or successor provision; authorizing the County to issue and sell bond anticipation notes in one or more series pursuant to the authority of Sections 19-211 through 19-221 of the Local Government Article of the Annotated Code of Maryland, or successor provision, prior to and in anticipation of the sale of the bonds; providing that County may issue and sell all or any portion of the bonds as bonds, the interest on which is not excludable from gross income for federal income tax purposes; and relating generally to the issuance and sale of such bonds.

The Bill was introduced on August 1, 2017 and public hearing held and concluded on September 5, 2017.

Council questions and comments ensued.

On motion made by Vice President Schneckenburger, seconded by Councilman Meffley, the Council moved to approve Bill No. 2017-16.

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

ADJOURNMENT

On motion made by Councilwoman Gregory, seconded by Councilman Meffley, Council President Bowsbey adjourned the meeting at 8:09 p.m.

The next Council Legislative Session is scheduled for Tuesday, October 3, 2017 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton, Maryland.

Attest:

James Massey
James Massey
Council Manager

Approved:

Joyce Bowsbey
Joyce Bowsbey
President