

## The Mayor and Commissioners of the Town of Elkton

### MINUTES

August 1, 2012

The Mayor and Commissioners of the Town of Elkton (the "Board") held their first regularly scheduled meeting in August on this date at 7:00 p.m. The following persons were present: Mayor Joseph L. Fisona; Commissioners Charles H. Givens, Sr.; Charles E. Hicks, V; Mary Jo Jablonski and Earl M. Piner, Sr.; Town Administrator Lewis H. George, Jr.; Finance Director Steven H. Repole; Chief of Police William E. Ryan; Administration Office Secretary L. Michelle Henson and Town Attorney H. Norman Wilson, Jr., Esquire.

Mayor Fisona called the meeting to order, and led the Pledge of Allegiance.

### Notice of Closed Meeting

On Wednesday, July 18, 2012, at 7:56 p.m., during a regularly scheduled meeting of the Mayor and Commissioners of the Town of Elkton (the "Board"), a Closed Meeting was requested and approved by all present pursuant to State Government Article § 10-508 Pursuant to State Government Article § 10-508 to discuss (1) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation or performance evaluation of appointees, employees or officials over whom the Town has jurisdiction; and (14) before a contract is awarded or bids are opened, discuss a matter directly related to a negotiation strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the Board to participate in the competitive bidding or proposal process.

Attendance: Mayor Joseph Fisona; Commissioners Charles H. Givens, Sr., Charles E. Hicks, V; Mary Jo Jablonski and Earl M. Piner, Sr.; Town Administrator Lewis H. George, Jr.; Finance Director Steven H. Repole; Planning Director Jeanne D. Minner; Administration Office Secretary L. Michelle Henson and Town Attorney H. Norman Wilson. Mr. Ed Donahue, President, Municipal & Financial Services Group, was also in attendance.

**ACTION:** The minutes of the July 18, 2012 meeting were approved on a motion made by Commissioner Givens. The motion was seconded by Commissioner Hicks and approved by all present with no corrections or amendments.

**ACTION:** The financial report and the bills submitted for payment were approved on a motion made by Commissioner Jablonski. The motion was seconded by Commissioner Givens and approved by all present.

Mayor Fisona informed the Board that the presentation of Annexation A2-2012 – Tenby Ridge had been withdrawn at the request of the applicant.

### **Severn Trent Environmental Services**

#### **Water / Wastewater Treatment Services Report – Months of June and July 2012**

Mr. Ken Benner, Area Manager, presented the Water/Wastewater Treatment Services report for the months of June and July 2012. A copy of the report was placed in the record of the minutes.

Mr. Benner stated the installation of the new generator at the Wastewater Treatment Plant was complete.

Discussion ensued regarding development of a municipal well (well #2). Mr. Benner stated drilling was complete and development of the well would commence by Thursday August 2<sup>nd</sup>. Discussion continued regarding anticipated production of the well.

### **Town Administrator's Report**

#### **Ordinance 7-2012 Alcoholic Beverages – Presented for Adoption**

Mr. George presented Ordinance 7-2012 Alcoholic Beverages, for adoption. He stated Ordinance 7-2012 provided for the consumption of alcoholic beverages by patrons of a restaurant with outside seating and serving premises. He said Ordinance 7-2012 was accepted by the Board for introduction at the July 18, 2012 meeting. Mr. George read a synopsis of Ordinance 7-2012, a copy of which was placed in the record of the minutes.

**ACTION:** Ordinance 7-2012 Alcoholic Beverages was approved for adoption on a motion made by Commissioner Givens. The motion was seconded by Commissioner Hicks and approved by all present.

#### **Bay Restoration Fee Hardship Exemption Application**

Mr. George stated the Bay Restoration Fee was established by the State of Maryland in 2004, noting that the Town collected the fee and remitted the funds to the State. He said legislation essentially doubled the fee in 2012, adding that the legislation provided for an exemption to the fee under specific circumstances. Mr. George distributed a Bay Restoration Fee Hardship Exemption Application, and read a synopsis of the exemption parameters, copies of which were placed in the record of the minutes.

**ACTION:** The Bay Restoration Fee Hardship Exemption Application was approved on a motion made by Commissioner Givens. The motion was seconded by Commissioner Jablonski and approved by all present.

#### **Elkton Recreation Center – Architectural & Engineering Services Proposals**

Mr. George stated the Board directed him to obtain Architectural and Engineering Services proposals for the proposed Recreation / Community Center. He presented a

proposal from Clark Design Group for Architectural services in the amount of \$198,500 and a proposal for Engineering Services from KCI Technologies in the amount of \$97,496. Mr. George presented a synopsis of the proposals, a copy of which was placed in the record of the minutes.

Commissioner Piner questioned if the Town could obtain lower costs by putting the Architectural and Engineering services out to bid. Mr. George stated he would have specifications drawn up and solicit bids. Commissioner Piner stated he wanted to make sure the Town kept costs down.

Discussion ensued regarding obtaining bids for Architectural and Engineering services.

**ACTION:** Commissioner Givens made a motion to obtain bids for Architectural and Engineering services for the proposed Recreation / Community Center. The motion was seconded by Commissioner Hicks and approved by all present.

### **Old Business**

Commissioner Hicks questioned the status of the dedicated left turn signal from east bound Route 279 to north bound Walnut Lane. Mr. George stated the State Highway Administration (SHA) approved installation of the dedicated turn signal.

### **Mayor Fisona's Report**

Mayor Fisona stated SHA was installing new guardrails along Route 40 from Perryville to the Delaware line. He stated the purpose of the devices was to lower the incidents of head-on collisions on Route 40.

Mayor Fisona stated SHA installed new traffic signals at the intersection of Routes 40 and 213.

Mayor Fisona stated SHA commenced work on Delancy Road to expand the right hand lane.

Mayor Fisona announced the Town was awarded its 2<sup>nd</sup> "Banner City" designation by the Maryland Municipal League (MML).

Mayor Fisona stated the Town received a "thank you" note from the Arts Council for the Board's support of the recent "Journey Stories" event in town.

Mayor Fisona stated the Ruby Tuesday restaurant was participating in a "give back" program on August 8<sup>th</sup>, 15<sup>th</sup>, 22<sup>nd</sup>, and 29<sup>th</sup>. He said the restaurant would contribute a percentage of sales to the Boys and Girls Club on those dates.

### **Commissioner Jablonski's Report**

Commissioner Jablonski thanked Mr. Nicholson for originally bringing up the subject of an alcohol prohibition waiver for downtown car shows. She said the recent car show was a success with no alcohol-related issues among the participants.

### **Commissioner Hicks' Report**

Commissioner Hicks presented Mr. George with a list of properties for which he requested Code Enforcement.

Commissioner Hicks requested maintenance on the Hollingsworth Manor playground equipment.

### **Public Comment**

Mr. Ron Wardrop requested Code Enforcement and brush removal in his neighborhood on Douglas Street. He requested removal of accumulated trash behind his neighborhood. He asked for inspection of trees on his street, stating several were damaged during recent storms.

Mr. Robert Litzenberg questioned the costs associated with Architectural design of the proposed Recreation / Community Center. He stated the Board should consider a design similar to the Boys & Girls Club near Bear, Delaware.

Mr. Litzenberg suggested that the Board recognize citizens who purchased houses and renovated them.

Mr. James Nicholson, owner of North Street Hotel, asked for clarification regarding permitting of consumption of alcoholic beverages under Ordinance 7-2012. Commissioner Jablonski stated Ordinance 7-2012 stated a restaurant that served alcohol and could provide outside seating would be permitted to serve the alcohol outside in the designated seating area.

Mr. Nicholson stated the proposed Recreation / Community center was a good idea, and stated the Board should be cautious by not taking on too much debt in developing the facility.

### **Motion to Adjourn**

Hearing no additional business to come before the Board, Mayor Fisona requested a motion to adjourn the meeting.

**ACTION:** The request to adjourn the meeting was approved on a motion made by Commissioner Givens. The motion was seconded by Commissioner Jablonski and approved by all present.

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Hearing no additional business to come before the Board, Mayor Fisona adjourned the meeting at 7:54 p.m.

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L. Michelle Henson  
Administration Office Secretary

AN AUDIO AND VIDEO RECORDING OF THIS MEETING RETAINED AT THE  
ADMINISTRATION OFFICE

Note: The minutes of regularly scheduled public meetings conducted by the Mayor and Commissioners of the Town of Elkton, following their approval, are posted at [www.elkton.org](http://www.elkton.org). The minutes, in hard copy format, are retained indefinitely by the Town of Elkton, Administration Office, 100 Railroad Avenue, Elkton, Maryland 21921.