

County Council of Dorchester County
Regular Meeting Minutes
April 5, 2016

The County Council of Dorchester County met in regular session on April 5, 2016 with the following members present: Ricky C. Travers, President; Tom C. Bradshaw, Vice President; William V. Nichols; Rick M. Price and Don B. Satterfield. Also present were E. Thomas Merryweather, County Attorney; Jeremy Goldman, County Manager; and Donna Lane, Executive Administrative Specialist.

REGULAR SESSION

CLOSED SESSION

The Council adjourned from a Regular Session and convened in a Closed Session pursuant to Title 3 of the General Provisions Article of the Maryland Annotated Code, pursuant to §3-305(b)(1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; pursuant to §3-305(b)(3) to consider the acquisition of real property for a public purpose and matters directly related thereto; and pursuant to §3-305(b)(7) to consult with counsel to obtain legal advice on a legal matter.

Voting in favor of the closed Closed Session were all Council members.

REGULAR SESSION

INVOCATION AND PLEDGE OF ALLEGIANCE

Councilman Satterfield led the invocation and the pledge of allegiance.

CALL FOR ADDITIONS OR DELETIONS TO AGENDA

The Council approved the following additions to the agenda: a Second Amendment to a tower lease and offers to purchase tax sale property.

APPROVAL OF MINUTES- MARCH 15, 2016

The Council approved the minutes of March 15, 2016.

APPROVAL OF DISBURSEMENTS

The Council approved the vouchers as presented.

FINANCIAL REPORT: CASH AND INVESTMENTS

Councilman Travers reported total cash and investments as \$6,101,771.03.

CLOSED SESSION SUMMARY

The County Council of Dorchester County convened in an Closed Session at 4:30 p.m. on April 5, 2016 in a closed session at Room 110, County Office Building, 501 Court Lane, Cambridge, Maryland, pursuant to Title 3 of the General Provisions Article of the Maryland Annotated Code, pursuant to §3-305(b)(1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; pursuant to §3-305(b)(3) to consider the acquisition of real property for a public purpose and matters directly related thereto; and pursuant to §3-305(b)(7) to consult with counsel to obtain legal advice on a legal matter.

Motion made, seconded and carried to conduct a closed session pursuant to the above. All members of the Council voted in the affirmative to conduct the closed session for the purposes stated above and to discuss the topics listed below.

Action taken at the closed session: 1) discussed personnel issues relating to Economic Development; 2) approved a request to hire individuals to fill three vacant 911 Dispatcher positions by a 5 to 0 vote; 3) discussed offers to purchase County properties acquired via tax sale-agreed to discuss in open session; 4) discussed matters relating to tax sale properties; 5) continued discussion regarding a lease offer for a County owned property; 6) discussed with legal counsel a personnel/public safety matter; 7) discussed a Second Amendment to a tower lease with legal counsel-agreed to discuss in open session; and 8) discussed with legal counsel a request for assistance relating to acquisition of a property.

The above information is being provided to the public pursuant to and in compliance with Section §3-306(b) and (c) of Title 3 of the General Provisions Article.

REGULAR SESSION

PROCLAMATION-HEALTHCARE DECISIONS DAY-APRIL 16

The Council presented a proclamation declaring April 16, 2016 as Healthcare Decisions Day which Sharon Stagg, Palliative Care Nurse Practitioner, Shore Health, accepted.

LEGISLATIVE SESSION

The Council adjourned into Legislative Session.

BILL NO. 2016-1 AN ACT OF THE COUNTY COUNCIL OF DORCHESTER COUNTY, MARYLAND PURSUANT TO ARTICLE 24, SECTION 9-1002 OF THE ANNOTATED CODE OF MARYLAND TO REPEAL AND REENACT SECTION 144-37 TO CHAPTER 144, ENTITLED TAXATION, ARTICLE X, ENTITLED BUILDING EXCISE TAX TO THE DORCHESTER COUNTY CODE TO PROVIDE THAT THE BUILDING EXCISE TAX IS SUSPENDED FOR A PERIOD OF TWO YEARS COMMENCING ON JULY 1, 2016 AND ENDING ON JUNE 30, 2018 AND

**TO PROVIDE THAT THE BUILDING EXCISE TAX DOES NOT APPLY TO
BUILDING PERMITS FILED BETWEEN JULY 1, 2016 AND JUNE 30, 2018.**

E. Thomas Merryweather, County Attorney, advised that a public hearing is being held on legislation to suspend the building excise tax for a period of two years commencing on July 1, 2016 and ending on June 30, 2018 and to provide that the building excise tax does not apply to building permits filed between July 1, 2016 and June 30, 2018. He said this is a renewal of a bill to suspend this tax from July 1, 2014 to June 30, 2016.

The roll call on the enactment of Bill No. 2016-1 was as follows: Bradshaw-aye; Price-aye; Travers-aye; Satterfield-aye; Nichols-nay.

The Council adjourned into Regular Session.

REGULAR SESSION

MEETING WITH MUNICIPALITIES-TAX DIFFERENTIAL/REBATE

Councilman Travers said, pursuant to State law, once year the Council must hold a meeting with municipalities to provide them the opportunity to discuss proposed tax differentials/tax rebates. He noted that Town of Hurlock officials had other commitments and asked him to thank the Council for its assistance to that municipality and for the increase in the landfill tipping fee waiver to municipalities. Jeremy Goldman, County Manager, noted that the Council will adopt a resolution later in the meeting to formalize that increase.

Robert Herbert, Mayor, Town of Church Creek, noted that this is the 22nd meeting he has attended regarding tax differentials/rebates. He thanked the Council for increasing the landfill tipping fee waiver to municipalities, noting that as a result of that increase, the Town can now perform clean ups twice a year. He also expressed appreciation to the Council for its assistance to the municipality. He explained that due to lack of attendance at meetings regarding the Town's streetscape project, residents were polled about sidewalks. He said to his dismay the consensus was to not install sidewalks. He noted that the replacement of existing storm drains is currently underway. In response to a question from Councilman Travers, Mayor Herbert confirmed that the State Highway Administration is assisting the Town on this project and that once the storm drains are completed and curbing is installed, that entity will pave the road. He advised that at the request of Tourism staff the Harriet Tubman Interpretive Signage will be relocated from the Park and Ride facility to the Town Park.

Donald Sydnor, Acting Mayor and Commissioner, City of Cambridge, thanked the County Council for its continued cooperation with the City Council.

Ginger Heatwole, Finance Director, City of Cambridge, thanked Michael Spears, Finance Director, and Robert Willey, Assistant Finance Director, for meeting with her and Sandra

Tripp-Jones, City Manager, to discuss the tax differential process. Mr. Heatwole expressed appreciation to the County for providing the tax differential.

Robert Hanson, Commissioner, City of Cambridge, echoed Acting Mayor Sydnor's comments about the good working relationship between the City officials and the County Council. He asked the Council to continue to provide a tax differential.

Gage Thomas, Commissioner, City of Cambridge, echoed Acting Mayor Sydnor's and Commissioner Hanson's comments about the relationship between the two entities. He recognized the focus on returning properties to the tax rolls which were acquired by the County via tax sale.

Councilman Travers recognized the excellent relationship between the County and the City, noting the two entities are working on several projects for the benefit of residents.

MANAGERS COMMENTS

BID AWARD-ADA RAMPS ARCHITECTURAL DESIGN-COUNTY OFFICE BUILDING-GRANT MONITOR

The Council approved the recommendation submitted by Cindy Smith, Grant Monitor, to award the bid for the architectural/engineering phase of the ADA Ramp construction at the County Office Building to Crosby & Associates, the lowest bidder, for \$12,700. The Council acknowledged that all work will be funded through a Community Development Block Grant.

RESOLUTION TO CHANGE AMOUNT OF LANDFILL TIPPING FEE CREDIT FOR MUNICIPALITIES AND COMMUNITIES

The Council agreed to adopt a resolution to increase the annual landfill tipping fee credit Dorchester County provides to municipalities from \$500 to \$750 and the "not to exceed \$500 per request" credit to communities in the County which are not located within incorporated municipalities, on a case-by-case basis, to "not exceed \$750 per request."

AIRPORT CAPITAL IMPROVEMENT PLAN UPDATE LETTER

Meighan Chisholm, Airport Manager, said meetings are held annually with the Federal Aviation Administration (FAA) and Maryland Aviation Administration (MAA) to update them on major projects for which these entities provide funding. He acknowledged that the Council is aware of the two projects: obstacle removal (trees) and the proposed runway extension. He advised that at a meeting with FAA and MAA personnel, County staff learned that FAA's current policy is to not perform concurrent major projects. He explained that obstacle removal and runway improvements for extension overlap and the FAA which provides a cost share of 90% prefers them to be "end to end." Mr. Chisholm noted that easements must be obtained to perform some of the tree removal, which can be a lengthy process. He explained that FAA has updated its reimbursement process and

does not provide reimbursement until all easements are obtained. Mr. Chisholm advised that MAA will have bridge grant money available to cover easement purchases costs in exchange for holding the obligation for which the County can apply. Mr. Merryweather expressed concern that the County will remain responsible for the cost if all easements are not obtained. He suggested obtaining property owners' concurrence to enter into easements and closing all of them at the same time. In response to an inquiry from Councilman Satterfield, Mr. Chisholm said seven easements are needed. He said he will proceed as Mr. Merryweather' suggests.

The Council authorized Mr. Chisholm to submit a letter to the Federal Aviation Administration (FAA) updating the County's Airport Capital Improvement Plan consistent with the recently approved Airport Layout Plan and the latest policy guidance from the FAA.

REQUEST TO ADVERTISE FOR PROPOSALS-FIXED BASE OPERATOR AIRPORT

The Council approved the request of Mr. Chisholm to advertise for proposals for a Fixed Base Operator to provide services at the Cambridge Dorchester Regional Airport (Airport) including fuel sales, airport services operation, aircraft airframe and power plant maintenance, avionics services and other specialty aviation services.

AIRPORT TERMINAL OFFICE SPACE ADVERTISEMENT REQUEST

The Council approved the request of Mr. Chisholm to advertise for lease four unoccupied offices in the lobby area of the Airport.

T-HANGAR LEASE-AIRPORT

The Council approved the request of Mr. Chisholm to enter into a lease between the County Council and Frank E. Daffin for T-Hangar 30 for a period of one year commencing on April 1, 2016 and terminating on March 31, 2016 at \$2,400 annually, to be paid on an advanced monthly basis of \$200 per month.

REGULAR SESSION

PUBLIC HEARING-PUBLIC ROAD ACCEPTANCE-WRIGHT'S CREEK ESTATES SUBDIVISION-PUBLIC WORKS

Mr. Merryweather explained that a public hearing is being held on public road acceptance of the following roads in the Wright's Creek Estates Subdivision: River View Road, .390 miles and Great Oaks Road, 0.168 miles. Tom Moore, Public Works Director, confirmed that the roads have been completed, inspected and are ready to be accepted, in response to Mr. Merryweather's inquiry.

There were no public comments. The Council agreed to execute the Acceptance of a Roads and Release form to accept these roads in County system.

MANAGERS COMMENTS

SOLID WASTE MANAGEMENT PLAN REVISION REQUEST-PUBLIC WORKS

Mr. Moore noted that a public hearing was held on May 5, 2015 on the proposed revisions to the Solid Waste plan which included: 1) a 20% increase in the recycling rate; 2) the addition of an Apartment Building and Condominium Recycling Program for those which have 10 or more units; and 3) the inclusion of the proposed vertical expansion and revision of the County's plan for proposed facilities to provide for additional future capacity through vertical expansion of the existing landfill facility over existing lined cells. He said he is seeking the adoption of a resolution to implement these changes.

Mr. Goldman referenced the information Council was provided, including the history of Old Beulah. He explained that the "Zero Waste" Executive Order (Order) issued by the prior Governor, Martin O'Malley, restricts the Maryland Department of Environment (MDE) from permitting new landfill capacity; does not allow new permitting for horizontal expansion; and requires the State to offer alternatives although none has been provided.

He noted that there is a three year permitting process for horizontal expansion which cannot begin until MDE is allowed to accept new applications; therefore, the only available and cost effective option is vertical expansion. He said there is approximately two years of landfill space available. Mr. Goldman explained that with Council's permission staff will again petition the Governor Lawrence "Larry" Hogan for relief after the legislative session.

Councilman Price made a motion to defer to seek relief from the Order; that staff continue to seek options for ways to increase capacity; and for a survey to be conducted on how surrounding counties are addressing waste needs. Councilman Nichols seconded the motion.

Mr. Goldman noted that the Council has a copy of correspondence from MDE advising that due to timing constraints it is unlikely the Order will be rescinded or modified in the time it is necessary for the County to expand horizontally. He reiterated that there is only enough landfill capacity to accept waste for two years. He stated that there may be an increase in waste disposal in the near future for a short period time due to the demolition of blighted housing in the County. He noted that one cost prohibitive solution is to ship waste out of County.

Councilman Travers referenced the background information the Council received on Old Beulah and efforts to seek other options and relief from the Order. He noted that after conversation with State representatives, the Director of MDE suggested that the Council move forward with the vertical expansion which will provide landfill capacity until 2024.

Councilman Travers noted that additional land is needed to horizontally expand the landfill.

Councilman Travers explained that the Council has considered other options, including gasification and shipping waste out of County for which costs are excessive. He and Mr. Goldman explained that the facility on Route 295 in Baltimore is a steam generation system in response to Councilman Price's query. Councilman Travers further explained additional advances are needed in gasification technology before pursuing that as an option particularly since out of County waste will have to be accepted in order to remain revenue neutral. Mr. Goldman said material will still be landfilled.

Pursuant to an inquiry from Councilman Price, Mr. Goldman advised that: 1) the gasification unit will have to run for 20 days straight; 2) there be a loss of tipping fees; 3) an additional cash flow from the County will need to be identified to subsidize gasification; and 4) there are no revenue neutral options.

In response to a question from Councilman Satterfield, Mr. Goldman said the estimated upfront cost to construct a gasification plant is \$25 to \$35 million.

Councilman Price noted that the horizontal expansion will provide landfill capacity until 2024 at which time another way to landfill waste will need to be identified. Councilman Travers stressed that the County currently has approval to proceed with vertical expansion. In response to questions from Councilman Travers, Mr. Moore advised that: 1) once vertical expansion is approved by Council it will take several months to obtain final approval. 2) current landfill capacity will last two years, more or less; 3) the permit for vertical expansion can be obtained within six months; 4) it will take three years to obtain a permit for horizontal expansion; and 5) the cost for engineering for vertical expansion is \$150,000 versus \$2.1 million for a horizontal expansion.

Councilman Satterfield noted that the three year permitting process will not begin until MDE is able to issue a permit.

Councilman Travers explained that the Council considered joining the Midshore Regional Landfill, which serves the following counties: Talbot, Queen Anne, Caroline and Kent. Councilman Travers further explained that one of the requirements of joining this entity is that Dorchester County will be required to accept waste from each of those counties in the near future. Mr. Goldman said there will also be an increase in tipping fees.

Councilman Bradshaw concurred with Councilman Travers' statement that the Council has pursued options other than vertical expansion. He noted that the Council is still seeking relief from the Governor's Office so horizontal expansion can be pursued. In response to a question from Councilman Bradshaw, Mr. Moore said staff is still negotiating with landowners. Councilman Bradshaw read the January 7, 2016 correspondence from MDE which thanked Mr. Moore for providing a synopsis of the

actions taken by the County on planning for long term disposal needs and encouraged the pursuit of vertical expansion in the interim.

Councilman Price queried as to whether there is State financial assistance available for the disposal of County waste since the Order was issued by the Governor. Mr. Goldman said State assistance is not required to proceed with vertical expansion which will only cost \$150,000.

Councilman Satterfield said when Council members met with the Secretaries of several State Departments they explained that they have no ability to generate funds while the Order remains in effect. He stressed that until it is rescinded and/or modified horizontal expansion cannot be pursued. He referenced the MDE letter Councilman Bradshaw read into the record that no consideration has been given to the Council's request for relief.

Bill Windsor, a resident and veteran who lives near the landfill, expressed concern about the adverse impact the proposed vertical expansion will have on the Veterans cemetery and its visitors as well as surrounding properties since it will be visible through the existing tree line. He suggested that the Council partner with Caroline County and Talbot County on utilizing gasification technology for waste disposal and utilizing trash from the South Dorchester area.

Councilman Travers and Mr. Goldman explained that a consultant hired by Midshore Regional Landfill determined that gasification was not financially feasible nor was there a sufficient waste stream. Councilman Travers explained that there is a transfer station in South Dorchester and the trash from that facility is deposited at the landfill.

Councilman Satterfield recognized the close proximity of the Veterans Cemetery to the landfill noting a relative is buried there. He said the most cost effective method is to pursue vertical expansion at the cost of \$150,000 in lieu of \$2.1 million for horizontal expansion. He echoed prior references to the Order which prohibits the pursuit of a horizontal expansion. He said the financial burden of taxpayers to haul trash out of County would be substantial.

In response to a question from Pat Finley, resident, Councilman Travers advised that increased recycling will have a minimal effect on landfill capacity. He said a concentrated effort to enhance and encourage recycling is needed. He recognized that many residents recycle and that one facility has been upgraded. He noted that the market for recycling is almost non-existent and curbside pick-up is not cost effective due to the County's large land mass.

Mr. Windsor expressed concern that the State provided no alternative, noting that Dorchester County is the largest county. He again cited his preference for a horizontal expansion.

Councilman Travers stressed the need to address current and future landfill capacity needs. He noted that Ocean City does not have a landfill and all waste is transported by

tractor trailers. Mr. Moore and Mr. Goldman clarified that this municipality only accepts household waste and not construction debris.

Councilman Bradshaw read the Order with the exception of the preamble. Mr. Goldman stressed that the Council's goal is to continue to petition the Governor and Lieutenant Governor for relief from the Order.

In response to an inquiry from Donald Gray, resident, Councilman Travers noted that years ago a rubble landfill owned by Adho accepted out of county waste. He stressed that only County trash is accepted at the landfill. Councilmen Bradshaw and Nichols noted that several of the waste disposal company trucks have out of State tags but only deposit County trash at the landfill.

Pursuant to a query from Ken Heesh, resident, Councilman Bradshaw said the permit application for vertical expansion was submitted prior to the issuance of the Order. Mr. Heesh expressed his dismay that a permit for horizontal expansion had not been filed instead. Mr. Moore noted that at that time the County did not have control of sufficient land for a horizontal expansion. In response to a statement regarding the amount of land owned currently by the County, Councilman Travers clarified that contiguous land is not available.

Mr. Heesh stated that he was part of a County landfill advisory committee which no longer exists, noting that its members assisted in the development of the current Solid Waste Management Plan. He noted that the plan included the capping of all landfills in the County at 75 feet above ground level. He cited his opposition to a vertical expansion. He questioned whether any actions outlined in the Order have been undertaken by the County. Councilman Travers said waste is being diverted but no studies have been undertaken. He explained that yard waste is landfilled however tire waste and concrete rubble is not.

In response to a question from Mr. Heesh, Mr. Moore said plans to address landfill capacity after 2024 include obtaining a permit for horizontal expansion. Mr. Heesh referenced gasification as a potential option. Mr. Goldman noted that some material will have to be landfilled. Mr. Heesh referenced the current and future visibility of the landfill from various points in the County if vertical expansion occurs.

In response to a question from Councilman Travers, Mr. Moore said vertical expansion will increase the height from 107 feet to 175 feet.

Mr. Heesh referenced the prior discussion about the County joining the Midshore Regional Landfill. Councilman Bradshaw confirmed that the County will have to host a site and accept trash from all five member counties in the future. Councilman Travers said the Council was advised that if Dorchester becomes a member, a location within the County may need to be identified to host a site in the near future.

Mr. Heesh expressed dismay that the landfill advisory committee is no longer active and referenced a closed composting site. He said he is personally opposed to vertical expansion, noting he is the President of the Concerned Citizens of North Dorchester. He encouraged the Council to seek alternatives and to revive the landfill advisory committee.

Mr. Windsor expressed his understanding that there are currently two options, vertical expansion or joining the Midshore Regional Landfill. Councilman Travers stressed that in the past residents vehemently opposed the acceptance of out of County trash, which will be a future requirement if the County joins this group. He expressed his personal opinion that out of County waste should not be accepted.

Mr. Windsor said once vertical expansion begins it cannot be reversed. He stressed the need for the public and Council to seek an audience with the Governor to discuss the Order.

Mr. Goldman advised Council that he sought Senator Adelaide Eckardt's assistance and she has advised that she will meet with him after the legislative session. Councilman Nichols expressed his belief it is highly unlikely the Governor will address the Council's request for relief in the near future.

Councilman Satterfield encouraged the public to support the Council's request to rescind the Order by submitting requests and/or a petition to the Governor and local legislators.

The Council agreed to defer to seek relief from Governor Hogan and/or MDE from the "Zero Waste" Executive Order which restricts MDE from permitting new landfill capacity and to: 1) continue to explore other options to increase capacity; and, 2) to conduct a survey on how surrounding counties are handling their waste needs.

BID AWARD-GRASS CUTTING CONTRACT FOR TAX SALE PROPERTIES-PUBLIC WORKS

The Council approved the recommendation of Tom Moore, Public Works Director, to award the bid for the grass cutting contract for tax sale properties to Yard Solutions, LLC, the lowest bidder, which listed a price for each lot ranging from \$15 to \$25 per lot per cutting for a total bid for 45 lots of \$870 per cutting.

CHANGE ORDER REQUEST-OLD BEULAH CAPPING PROJECT-PUBLIC WORKS

The Council approved the request of Mr. Moore to approve Change Order No. 5 which represents the balance contract for actual field installed units described within that agreement in the amount of \$270,518.78 for the Old Beulah Capping project.

HURST CREEK DREDGING PERMIT APPLICATION REQUEST-PUBLIC WORKS

Mr. Moore referenced the Council's decision to allocate \$40,000 in capital funds towards the dredging of Hurst Creek. He stated that Delmarva Resource, Conservation and Development (RC&D) staff advertised and received bids for this dredging project, with a low bid of around \$59,000. He said RC&D staff are seeking the additional \$19,000 needed for the project. He advised that RC&D staff are asking the Council to sign the permit application as applicant/property owner. He noted that if Council agrees to the execution of the application, he will sign the permit application. Mr. Moore explained that the County could be held responsible for corrective action, however, it is unlikely since this is a dredging project.

Councilman Bradshaw recognized former Council member Effie Elzey's efforts to set aside funding for this project. He noted that once completed this project can be factored into the County's watershed implementation plan. Councilman Satterfield noted that residents from the Bonnie Brook subdivision and property owners on the other side of Hurst Creek are in favor of this dredging project.

The Council agreed to apply for the permit and authorized Mr. Moore to execute that document. Councilman Nichols opposed because a jetty was not nor will be constructed and as a result this area will continue to fill in.

Councilman Bradshaw noted that RC&D is working with U.S. Army Corps of Engineers on this project. He explained that pursuant to an Army Corps report the the Hyatt Regency Chesapeake Bay Gold Resort, Spa and Marina caused sand starvation which resulted in the silting in of Hurst Creek. He said there may be ongoing discussions with Hyatt officials about fixing this area.

Councilman Satterfield expressed his understanding that all of the technical information from RC&D and citizens from the Bonnie Brook Subdivision was emailed to the Army Corps today.

TEEN COURT APPLICATION REQUEST-LOCAL MANAGEMENT BOARD

The Council approved the request of Nancy Shockley, Local Management Board Director, for the Dorchester Community Partnership for Children & Families to submit a joint grant application request with the Caroline Human Services Council to the Governor's Office of Crime Control & Prevention for a Teen Court program.

BID AWARD-PHASE 1 RENOVATION-JAMES G. BUSICK TENNIS COURTS-RECREATION AND PARKS

The Council approved the recommendation of Scott Eberspacher, Recreation and Parks Director, to award the bid for the Phase 1 Renovation of the James G. Busick Tennis Courts to ProSport Construction in the amount of \$139,450. The Council acknowledged

that Maryland Program Open Space funds will reimburse the County 90% of the cost and the Busick Tennis Court Foundation will pay the local 10% share.

SPECIAL EVENTS AGREEMENTS-FINANCE

The Council approved the request of Robert Willey, Assistant Finance Director, on behalf of the Sheriff's Office, to execute the following Special Events Agreements: 1) between Annapolis Bicycle Racing Team, the Council and the Sheriff of Dorchester County to provide public safety services in the form of four vehicles and four Deputies at the sum of \$1,300 at the Church Creek Time Trial Bicycle Race to be held on May 21, 2016 from 8 a.m. to 3 p.m.; 2) between World Triathlon Corporation (IRONMAN), the Council and the Sheriff of Dorchester County to provide public safety services in the form of 19 vehicles and 19 Deputies at the sum of \$11,800 at the Triathlon Eagle Man IronMan 70.3 mile event on June 12, 2016 from 5 a.m. to 6 p.m.; and, 3) between Annapolis Bicycle Racing Team, the Council and the Sheriff of Dorchester County to provide public safety services in the form of four vehicles and four Deputies at the sum of \$1,300 at the Church Creek Time Trial Bicycle Race on July 16, 2016 from 8 a.m. to 3 p.m. Pursuant to Mr. Willey the costs in each of these agreements are calculated using premium overtime rates for all personnel.

SURPLUS PROPERTY DECLARATION REQUESTS

The Council approved the request of Steve Dodd, Planning and Zoning Director, to declare a metal "L" to a desk and a wooden 4 drawer credenza with sliding doors as surplus property. The Council also approved the request of Ms. Smith to declare old phones and phone equipment surplus and for authorization to obtain a bid from the gentleman who previously maintained the phone system for the County. The Council further approved the request of Jeremy Goldman, County Manager, to declare the following surplus: large desk/table, desk, computer desk and small file cabinet.

BID AWARD-COMMUNITY DEVELOPMENT BLOCK GRANT-RESIDENTIAL RENOVATION PROJECTS-DELMARVA COMMUNITY SERVICES

The Council approved the request and recommendation of Ms. Smith and Santo Grande, CEO/President, Delmarva Community Services (DCS), to award the bid for DCS residential renovation projects to J & L Services, Inc. at the cost of \$197,547.66 for five facilities and \$78,089.91 for the "Church Street" project with Community Development Block Grants being used to cover these costs.

DELMARVA REGIONAL HEALTHCARE MUTUAL AID GROUP PASS THROUGH GRANT-THREE ADDITIONAL PROJECTS-ES

The Council approved the request submitted by Steve Garvin, Emergency Planner, on behalf of the Emergency Services Department (ES), to add three additional pass through projects which total \$33,238 to the existing Memorandum of Understanding with Delmarva Regional Healthcare Mutual Aid Group for: 1) a regional medical station

training and deployment with after action reports dealing with a focus on acute care facility; 2) a regional medical station medication cache; and 3) regional medical station sustainment supplies. The Council acknowledged that funds will be transferred to ES by Department of Health and Mental Hygiene and no County funds will be used to offset any expenditures.

TRAVEL REQUEST-DETENTION CENTER

The Council approved the request of Steve Mills, Warden, for authorization for senior staff and himself to attend the Maryland Correctional Administrator's Association Conference (MCAA) and Training in Ocean City from June 5, 2016 through June 7, 2016. The Council acknowledged that registration costs of \$640 (\$160 per person, four individuals) will be paid from the Detention Center budget under the mileage and conference line item.

FY17 MARYLAND HERITAGE AREAS AUTHORITY MANAGEMENT GRANT APPLICATION REQUEST-TOURISM

The Council approved the request of Amanda Fenstermaker, Tourism Director, to submit a FY17 Maryland Heritage Areas Authority Management Grant application for funds of \$100,000 with a 100% match to support the continued operation and management of the Heart of Chesapeake Country Heritage Area under the Dorchester County's Tourism Department. The Council acknowledged that the match consists of a cash match for which funds have been identified and an in-kind services match.

POTENTIAL TRANSFER OF STATE VEHICLE FOR WEED CONTROL

The Council accepted the offer of Mark Smith, Maryland Department of Agriculture Noxious Weed Control Division, to transfer ownership of a truck in "as" is condition to Dorchester County for use by the Dorchester County Weed Program.

TELEPHONE POLL CONFIRMATIONS

The Council confirmed its following decisions in the interim between meetings by means of a poll: 1) pursuant to the request of Nancy Shockley, Local Management Board (LMB) Director, agreed to send to Senator Adelaide Eckardt and Delegates Johnny Mautz, Christopher Adams and Sheree Sample-Hughes a letter in opposition to the removal and/or restriction of funds in the State budget to be utilized for Youth Service Bureaus and Family Navigation Services which will adversely impact the LMB budget, by a 5 to 0 vote; 2) agreed to enter into a Special Events Agreement between Dorchester County, YMCA, the County Council and the Sheriff of Dorchester County for public safety services from the Sheriff's Office in the form of two deputies and two vehicles for the 2016 Dorchester County Crab Run/5K and Half Marathon on April 2, 2016 from 7 a.m. to 11 p.m. by a 5 to 0 vote.

SECOND AMENDMENT TO TOWER LEASE-T-MOBILE

The Council agreed to enter into a Second Amendment to Delmarva Power & Light Company Communications Tower Attachment Lease Agreement between the Council and Delmarva Power & Light Company and T-Mobile, Northeast, LLC, as successor in interest to American PCS, L.P. to reflect a revision in proposed modifications to bring the County's tower, located at 316 Cedar Street property, up to Rev F Tower Standards and to install new T-Mobile's equipment.

TAX SALE PROPERTY OFFERS

The Council confirmed its acceptance of the following tax sale property offers:

Tyre Gordy	\$11,500	2333 Church Creek Road, Cambridge (Councilman Nichols abstained)
Marva Sampson	\$300 plus \$3,500 demolition cost	Conway Road, East New Market
Deadrein Jones	\$4,000	739 Pine Street, Cambridge
Eugene Martinetti	\$100 plus \$3,500 demolition cost	513 Dobson Street, Cambridge
Philander Young	\$1,500	706 Lincoln Terrace, Cambridge
Eddie Beasley	\$500	707 Pine Street, Cambridge
	\$500	709 Pine Street, Cambridge
	\$500	711 Pine Street, Cambridge
	\$500	601 Wells Street, Cambridge
Terry McCollister	\$500	801 Phillips Street, Cambridge (Councilman Travers abstained)
Habitat	\$750	519 High Street, Cambridge
	\$500	603 High Street, Cambridge
	\$1,250 plus \$3,500 demolition cost	615, 617, 619 High Street, Cambridge

The Council also accepted the offer of JM Property of \$100 for each of the following properties in Cambridge: 618 School House Lane, 631 Washington Street, 1014 Pine Street, 609 Cross Street, 613 Cross Street, 615 Cross Street, 608 Hubert Street, 726-728 High Street, 609 Wells Street, 714-716 High Street, 449-451 Willis Street, 607 Bethel Street, 811 Park Lane, 812 Park Lane, 813 Park Lane, 823-825 Park Lane, 835 Park Lane, 430 High Street, 613 Wells Street, 621 Wells Street, 602 Douglas Street. Additionally, the Council accepted the offer of Quality Housing of Cambridge, LLC to

demolish a structure on 710 Douglas Street, Cambridge in exchange for 604 Douglas Street and 606 Douglas Street, Cambridge.

PUBLIC COMMENTS

In response to a question from Gloria Dolan, resident, Councilman Travers explained that control of land is necessary prior to seeking a permit for the horizontal expansion at the Beulah Landfill. He noted that efforts are currently underway to acquire land for this purpose. Ms. Dolan suggested that long term disposal be considered as part of the horizontal expansion process.

Pursuant to an inquiry from Mr. Gray, Councilman Travers said the County is responsible for the Hoopersville causeway guardrail which will be repaired soon. Mr. Moore said a bid has been awarded and construction should commence within a couple of months.

Mr. Gray expressed concern about the status of University of Maryland Shore Medical Center at Dorchester, based on his understanding some doctors are concerned that it may close. Councilman Travers said he meets with one of the persons in charge of Shore Health bi-annually and it is his understanding that they are in support of keeping the facility in the County. He noted that medical care is changing. Councilman Travers explained that his goal is to ensure that medical services continue to be available in the County.

COUNCIL'S COMMENTS/ADJOURNMENT

Councilman Satterfield thanked the law enforcement community and emergency medical services providers for their service to residents. He reminded citizens the importance of ensuring animals, the elderly and the homeless have proper shelter during cold/inclement weather.

Councilman Price thanked those individuals who spoke earlier about the vertical expansion of the landfill. He said he will remain diligent in seeking the assistance of the State to address landfill capacity needs in the County. Councilman Price referenced the public hearing on extending the suspension of excise tax which supports growth in the County. He acknowledged the adoption of the resolution to increase the landfill tipping fee waiver for municipalities and communities for clean-up activities. He commended Dorchester Family YMCA staff for holding an informational meeting in the Town of Hurlock about bringing recreational programs and activities to residents in that municipality. Councilman Price said they are continuing to seek information from the public regarding possible programs and activities. He echoed Councilman Satterfield's comments regarding looking after animals and individuals during inclement weather.

Councilman Bradshaw said a hearing was held today on House Bill 1603/Senate Bill 937 entitled "Sustainable Oyster Population and Fishery Act of 2016" which requires the University of Maryland Center for Environmental Science to conduct a study on the public oyster industry. He advised that a group of watermen were attending the hearing

to testify in opposition to the proposed legislation which may severely impact the oyster industry.

Councilman Bradshaw explained that he attended a Seafood Harvesters Association meeting at which attendees expressed concern about the condition of the sea wall in front of the stone wall in front of the jetty at Elliott's Island which is decayed and is unmarked. He expressed his understanding that two years ago the U.S. Coast Guard removed a red can that marked the areas and failed to replace it. Based on a motion made by Councilman Bradshaw, the Council agreed to send a letter to the U.S. Coast Guard seeking the replacement of the marker to ensure boater safety.

Councilman Travers announced that: 1) the County Council will sit as Board of Estimates for the purpose of conducting a Budget Work session on Thursday, April 7, 2016 at 5 p.m.; 2) the next County Council meeting will be held on April 19, 2016 at 6 p.m.; and 3) the County Council reserves the right to meet in closed session prior to its regular session on these dates.

With no further business to discuss, the Council adjourned.

ATTEST:

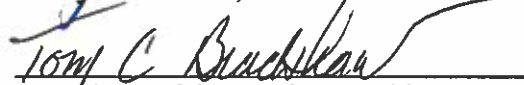


Jeremy Goldman
County Manager

DORCHESTER COUNTY COUNCIL:



Ricky C. Travers, President



Tom C. Bradshaw, Vice President



William V. Nichols



Rick M. Price



Don B. Satterfield

Approved the 19th day of April, 2016.