

**County Council of Dorchester County
Regular Meeting Minutes**

August 6, 2013

The County Council of Dorchester County met in regular session on August 6, 2013 with the following members present: Present were Jay L. Newcomb, President; William V. Nichols, Vice President; Ricky Travers; Rick Price and Tom Bradshaw. Also present was Donna Lane, Executive Administrative Specialist.

REGULAR SESSION

EXECUTIVE SESSION

The Council adjourned from a Regular Session and convened in a closed Executive Session pursuant to State Government Article pursuant to §10-508(A)(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 §10-508(A)(3) to consider the acquisition of real property for a public purpose and matters directly related thereto; pursuant to §10-508(A)(10) to discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans; and pursuant to §10-508(A)(7) to consult with counsel to obtain legal advice on a legal matter.

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

REGULAR SESSION

INVOCATION AND PLEDGE OF ALLEGIANCE

Councilman Bradshaw led the invocation and the pledge of allegiance.

CALL FOR ADDITIONS OR DELETIONS TO AGENDA

Council confirmed that prior to publication of the agenda a presentation to Harold Carr of a commendation for his years of service with Dorchester County and the introduction of legislation to amend the FY14 Capital budget were removed.

The Council approved the following additions to the agenda: 1) a request to advertise a vacant Motor Equipment Operator II position in Highway Division of Public Works Department due to an employee resignation; 2) a request to advertise a Business Development Manager position in the Economic Development Department to fill a vacancy due to an employee resignation; 3) a request to advertise a vacant Engineer position in Public Works Department; and 4) a discussion regarding a Power Purchase Agreement for a solar array to be constructed on County property.

APPROVAL OF MINUTES- JULY 16, 2013

The Council approved the minutes of July 16, 2013 with Councilman Nichols abstaining because he was not present at that meeting.

APPROVAL OF DISBURSEMENTS

The Council approved the vouchers as presented with Councilman Travers abstaining for payments made to Simmons Center Market.

FINANCIAL REPORT: CASH AND INVESTMENTS

Councilman Newcomb reported total cash and investments as \$6,187,648.45.

FY13 BUDGET TRANSFER REQUESTS-FINANCE

The Council approved the following FY13 budget transfers: 1) from Steve Dodd, Planning and Zoning Director, to transfer \$4,125 to the "contractual" line item from the "salaries other" line item for costs incurred for contractual services during the vacancy in GIS Specialist position; 2) from Amanda Fenstermaker, Tourism Director, to increase the "other expenses" line item by \$1,200 to fund deficit budget from excess revenues generated by Tourism Department (\$1,200 in ticket sales at the March 2013 Harriet Tubman Organization's banquet); 3) from Scott Eberspacher, Recreation and Parks Director, to transfer excess funding of \$3,450 from various expenditure accounts (\$2,000 pool electric, \$450 ball park electric, \$1,000 Recreation and Parks electric) into various accounts with projected cost overruns (\$525 equipment rental, \$700 other expenses, \$200 pool water, \$1,500 pool other expenses, \$525 pool maintenance and repairs); 4) from Jeremy Goldman, Emergency Services Director, on behalf of 911 Communications Center, to transfer excess funding of \$35,413 from the "telephone" (\$25,000) and "contractual" (\$10,413) line items into various accounts with projected cost overruns (\$21,600 radio expense, \$9,200 other expense, \$600 office supplies, \$450 water, \$3,000 electric, \$563 insurance); 5) from Tom Moore, Public Works Director, on behalf of Landfill Division, to transfer excess funding of \$25,000 (\$5,000 contractual recycling, \$10,000 fuel oil, \$10,000 tipping fees) to two contractual expenditure categories to cover contractual obligations under the Maryland Environmental Services Management Control and the GCI Environmental Services contracts; 6) from Mr. Moore, on behalf of the Highway Division, to transfer excess funding of \$29,000 from the gasoline (\$19,000) and shop repair parts (\$10,000) expenditure categories into various accounts with projected cost overruns (office supplies \$3,000, uniform & physicals \$6,000, repairs and maintenance \$10,000, tires and tubes \$8,500 and small tools \$1,500) to fund computer data recovery backup, additional uniform and physical expenses, \$8,500 sand shed repair (covered by insurance) and to shift funds within shop to fund tire and toll purchases.

EXECUTIVE SESSION SUMMARY

The County Council of Dorchester County convened in an Executive Session at 4:30 p.m. on August 6, 2013 in a closed session at Room 110, County Office Building, 501 Court Lane, Cambridge, Maryland, pursuant to the State Government Article pursuant to §10-508(A)(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 §10-508(A)(3) to consider the acquisition of real property for a public purpose and matters directly related thereto; pursuant to §10-508(A)(10) to discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans; and pursuant to §10-508(A)(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 above.

Action taken at the closed session: 1) approved the request of the Public Works Director to fill a vacant Motor Equipment Operator II position at the Highway Division due to an employee resignation by a 5 to 0 vote and agreed to consider a request to advertise the position in open session; 2) approved the request of Public Works Director to promote an individual to fill a vacant Motor Equipment Operator II position at the Highway Division due to an employee resignation by a 5 to 0 vote; 3) approved the request of the Information Technology Director to hire an individual to fill a vacant Information Technology Communications Specialist position due to an employee resignation by a 4 to 1 vote; 4) approved the request of the Public Works Director to utilize on-call Airport Technicians to provide coverage at the landfill scales and transfer stations as needed by a 5 to 0 vote; 5) approved the request of the Economic Development Director to change the Business Attraction and Expansion Manager position title to Business Development Manager by a 3 to 2 vote and to consider a request to advertise this position in open session; 6) discussed a request relating to the reimbursement of a grant relating to a County economic development project; 7) discussed design plans for a proposed County economic development project; 8) discussed information provided regarding a matter relating to County owned facilities-requested additional information; 9) discussed matters regarding contract negotiations for a project to be constructed on County owned property-agreed to discuss in open session; and 10) approved request of Public Works Director to fill a vacant Engineer position due to an employee resignation by a 5 to 0 vote-agreed to consider a request to advertise the position in open session.

Councilman Newcomb announced that the Council will reconvene into Executive Session at end of meeting to discuss one personnel item.

The above information is being provided to the public pursuant to and in compliance with Section 10-509(b) and (c) of the State Government Article.

REGULAR SESSION

COMMENDATION-RETIREMENT-RAYMOND JOHNSON

The Council presented a commendation congratulating Raymond Johnson on his retirement and recognizing his 16 years of dedicated service to Dorchester County.

DISCUSSION-POWER PURCHASE AGREEMENT-SOLAR ARRAY

At the request of Councilman Newcomb, Tom Moore, Public Works Director, introduced Robert Busler and Jack Copus, Directors of Business Development, Standard Solar, and Michael Forlini, Special Legal Counsel, Funk and Bolton. He explained they have been working together to develop a power purchase agreement for the installation of a solar array on land associated with Beulah Landfill for Council's review and consideration.

Mr. Moore said it is his understanding that Standard Solar has extensive experience in the installation of photovoltaic system installations on the Eastern Shore. He expressed his opinion that using the solar system to provide electricity to County facilities, including the Court House and the County Office Building, will achieve a significant savings over the next twenty years.

Councilman Newcomb noted that County staff, Mr. Busler, Mr. Copus and Mr. Forlini are in the process of finalizing the power purchase agreement, despite being in negotiations for the past several weeks. He said in order to meet project deadlines the agreement must be executed within a short time frame.

The Council authorized Councilman Newcomb as President to execute a Power Purchase Agreement with Washington Gas Energy Services for the installation of a 1.867 megawatt (MW) ground mount array located at Beulah Road landfill off of Gravel Branch Road after legal counsel's final review and approval of that agreement.

REQUEST FOR REIMBURSEMENT OF EXCISE TAX-707 WRIGHT STREET-HABITAT FOR HUMANITY CHOPTANK

The Council approved the request of Nancy Andrew, Executive Director, and David J. DeLuca, President, Board of Directors, for the reimbursement of excise tax in the amount of \$3,671 for 707 Wright Street, Cambridge, Maryland, which is owned by Habitat for Humanity Choptank. Councilman Nichols opposed. The Council acknowledged that proof of payment of that excise tax has been received from County Planning and Zoning staff.

Councilman Nichols stated his belief that funds are not allocated in the current budget for the reimbursement of excise tax. Councilman Newcomb concurred, noting that there are reserve funds in the FY14 budget that can be used for this reimbursement. He stated that the allocation of funds for this purpose should be discussed during FY15 budget deliberations.

Councilman Nichols expressed concern about setting precedence, noting that in the past the Council has denied several requests for the reimbursement of excise tax. He said, in his opinion, the Council should be consistent in their decisions relating to the tax.

UPDATE-NORTH DORCHESTER RAILROAD GROUP-DAVID OWENS

David Owens, President, North Dorchester Railroad Group, presented an update on the group's project to develop a scenic railroad from the Town of Hurlock to the Town of Preston which will be called the North Dorchester Railroad. He explained he has been working with Nicole Katsikides, Director of the Office of Freight and Multimodalism, Maryland Department of Transportation (MDOT), to obtain authorization from the State to utilize the rail line without success. He said several meetings have been held regarding this project, which Senator Richard Colburn attended. He noted at that last meeting he was advised that State representatives will not transfer the rights to use this rail line to the North Dorchester Railroad Group, however, are willing to consider transferring them to the Dorchester County Council, the Towns of Hurlock and Preston or another municipality. Mr. Owens explained that Joyce Spratt, Mayor, Town of Hurlock, applied to the State for the rights to utilize the rail line in December 2012 on behalf of that municipality.

Mayor Spratt expressed her understanding that the North Dorchester Railroad project began eight years ago prior to her being elected Mayor and said she supports the project. She explained that she has applied on behalf of the Town to acquire the rail from the MDOT that will be utilized for this project. She explained that, if the application is successful, the ownership will be a "pass through" to the North Dorchester Railroad Group. She further explained that any such transfer will be contingent upon the return of the property to MDOT if the project does not proceed or the use of the rail is discontinued. She asked the Council to provide a letter of support for this project. Mr. Owens concurred, noting that the correspondence should be forwarded to MDOT's Real Estate Division.

Mr. Owens expressed his understanding that there are two tourist railroads operating in Maryland, one on the Western Shore and one in Frederick County.

Councilman Price commended the members of the group and expressed his belief that this project will enhance tourism and the local economy. He said Council has provided Mr. Owens a letter of support for this project in the past.

Mr. Owens said it is his understanding that some businesses in Preston and a company in Dorchester County have expressed an interest in utilizing the rail for freight and expressed a willingness to share the use of the rail with those entities. He explained that the North Dorchester Railroad Group is only seeking the use of the rail road track, noting that insurance costs are lower if they own the track.

In response to a question from Councilman Bradshaw, Mr. Owens said Senator Colburn has expressed to State representatives his support for the project.

Based on questions from Councilman Travers, Mr. Owens said the rail line runs from the Hurlock to Preston and has not been used for the past 10 years. He estimated that the cost to improve the 6.1 miles of tracks is \$600,000 to \$700,000 which will be borne by the North Dorchester Railroad Group, a non-profit organization. He expressed his belief that the project will enhance the local economy and encourage business owners to relocate to the area surrounding the rail line.

Councilman Bradshaw explained that he reviewed the majority of the feasibility study regarding this project and expressed his belief that it will enhance economic development. In response to Councilman Bradshaw's inquiry, Mr. Owens said the only assistance provided by the County's Economic Development staff regarding this project, was the preparation of a letter regarding economic development opportunities along the rail line, at this request that he forwarded to the State Railroad Administration.

The Council agreed to send a letter of support for the North Dorchester Railroad project to the Real Estate Division of the Maryland Department of Transportation with copies to Governor Martin O'Malley, the local legislative delegation. The Council also agreed to include this project as a topic at the Annual Transportation meeting scheduled for November 5, 2013.

MANAGERS COMMENTS

REQUEST TO USE PARKING LOT-ELECTRICAL OUTLETS-CUBMOBILE DERBY

The Council approved the request of Michael O'Connor, Cubmobile Committee Chair, to use the parking lot at the County Office Building on Court Lane for parking, registration and concessions on October 6, 2013 for the 9th annual Del-Mar-Va Council Cubmobile Derby. The Council also approved Mr. O'Connor's request to use the electrical outlets on the outside of the building for the use of a public address system and a laptop computer and the placement of two bleachers on the sidewalk in front of the building to be provided by the Recreation and Parks Department. The Council recognized that the event holders will be responsible for cleaning the area and will submit a certificate of liability insurance for the event, which names the County as an additional insured.

REQUEST TO USE COUNTY OWNED PROPERTY-HOOPERSVILLE-SERVICE-SANCHEZ

The Council approved the request of Victoria Sanchez, on behalf of her husband Ruben, a Pastor, to have a service on the County owned property in Hoopersville across from Rippons Seafood on Sunday, August 18, 2013 from 4:00 p.m. to 6:00 p.m. which will include music.

FARM LEASE EXTENSION REQUEST-GALLAGHER AND HANDY FARMS-TRICE

The Council approved the request of John Trice to extend his farm leases with the County for property located in Hurlock, Maryland known as the Gallagher Farm in Beulah and for the property known as Handy Farm on Gravel Branch Road for a five year period, commencing on December 31, 2013 and expiring on December 31, 2018, at \$65.63 per acre, a 25% increase from the prior per acre figure. The Council acknowledged that the lease extension agreement reserves its right to remove any amount of the tillable acres of these properties from the leases, if the land is needed for other County purposes.

DITCH CLEANING REQUEST-TOWN OF VIENNA

The Council approved the request of Pam Travers, Commissioner, on behalf of the Town of Vienna, for County Public Works staff to mow the grass and clean ditches in the following areas: 1) Route 331 from Town limits to the State Highway portion of the road; 2) Route 731 in the area of Vienna Elementary; 3) Linden Lane; and 4) from Linden Lane towards Trunk Hill along the school property. Councilman Nichols opposed, citing concerns about setting precedence. The Council acknowledged that some of the areas are within Town limits while others are in the unincorporated area of the County. The Council requested that Mr. Moore maintain a log of the County labor and equipment utilized for the areas in the Town and to provide that information to Dave Wilson so that he may use it as an "in-kind" match to the grants he will be applying for the drainage in Vienna and the Rabbit Town area. The Council recognized that the log may also be useful in the future when requesting in-kind services from Town officials.

In response to a question from Councilman Nichols, Councilman Bradshaw expressed his understanding that after the Nanticoke River Bridge was opened in 1999, the State Highway transferred the responsibility of the road from the overpass to the first house on Route 331 to the County. He said it is also his understanding that the County is now also responsible for maintaining Route 731. Based on an inquiry from Councilman Nichols, Mr. Moore confirmed his understanding that Route 731 is owned by the County and that Route 331 and Linden Lane are in the Town of Vienna limits.

CONTINUED DISCUSSION-REQUEST TO OBTAIN MARKETING AND COMMUNICATIONS SERVICES-ECONOMIC DEVELOPMENT

The Council reconsidered and approved the request of Ms. Haythe to enter into an agreement with Choptank Communications, LLC for the period of July 1 through December 31, 2013 at a monthly retainer fee of \$2,250 with an option to extend the agreement monthly with 15 days advanced notice. Councilmen Bradshaw and Price opposed. The Council acknowledged that the monthly retainer fee will be paid in six equal installments from the FY14 Economic Development budget. The Council further acknowledged that the services to be provided by Choptank Communications, LLC will include the following: 1) working with Economic Development to develop approximately six to seven monthly news features; 2) research, write, edit and photograph content for

newsletter, social media, website and partner publications, press releases on as needed basis and for brochures, specialty publications, speeches or other communication and marketing needs; 3) develop social media posts and “products and services” entries for Dorchester County’s Linked In page; and 4) coordinate monthly feature in Mid Shore Business Journal.

REQUEST TO SOLE SOURCE/WAIVE BIDS-UPDATE PERMITTING SOFTWARE- PLANNING AND ZONING

The Council approved the request of Steve Dodd, Planning and Zoning Director, to waive bids and sole source with Interface Design Engineering Application Systems to update building permit software at the cost of \$25,000 utilizing funds from the Planning and Zoning Department’s FY14 Capital budget. Council acknowledged that this entity designed the current software in 1995.

TRAVEL REQUEST-EMERGENCY SERVICES

The Council approved the request of Jeremy Goldman, Emergency Services Director, to allow three County Emergency Services staff members to attend the Public Safety Systems, Inc. (PSSI) Users Group Conference from November 12 to November 14, 2013, which includes three days of lectures and an update on the County’s current Computer Aided Design (CAD) system, at the cost of \$3,000 from the FY14 911 Communications Center budget.

MARYLAND DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT BOND ALLOCATION REQUEST

The Council approved the written request of Tonna Phelps, Director of Single Family Housing, Maryland Department of Housing and Community Development (DHCD), to transfer Dorchester County’s tax-exempt housing bond allocation of \$1,095,759, as set forth in the 2013 bond allocation of the Maryland State Department of Housing and Community Development, to DHCD’s Community Development Association (CDA) for the CDA Maryland Mortgage Program.

REQUEST TO SUBMIT GOVERNOR'S OFFICE OF CRIME CONTROL &
PREVENTION GRANT APPLICATION-FY15 STATE AID POLICE PROTECTION-
SHERIFF'S OFFICE

The Council approved the request of Cindy Smith, Grant Monitor, on behalf of the Sheriff's Office, to submit a Governor's Office of Crime Control & Prevention Grant application for FY15 State Aid Police Protection funding to be used to provide police protection in the subdivisions and qualifying municipalities of Maryland, with no local match, for the grant period of July 1, 2014 through June 30, 2015. The Council acknowledged that the grant amount is based on budgeted and actual expenditures for the prior year. Additionally, Council recognized that the FY13 award was \$76,816 and the FY14 award is \$126,771.

GOVERNORS OFFICE OF CRIME CONTROL & PREVENTION GRANT AWARDS-
SHERIFF'S OFFICE

Overtime Support-STOP Gun Violence Reduction Grant Program

The Council approved the request of Ms. Smith, on behalf of the Sheriff's Office, to accept a Governor's Office of Crime Control and Prevention Grant award titled "Overtime Support" under the STOP Gun Violence Reduction Grant Program in the amount of \$10,000, with no local match, to be used to pay for overtime support for implementing and developing strategies specifically intended to reduce gun related crime. The Council acknowledged that the grant period is July 1, 2013 to June 30, 2014. The Council agreed that the hours spent by deputies specific to this grant are exempt from the 171 hour over a 28 day period overtime threshold until the grant period ends or grant funds have been depleted. The Council also reserved the right to review any future renewals to determine the policy regarding hourly pay for the provision of services in regard to overtime policies.

New/Replacement Body Armor-Body Armor For Local Law Enforcement Program

The Council approved the request of Ms. Smith, on behalf of the Sheriff's Office, to accept a Governor's Office of Crime Control & Prevention grant award titled "New/Replacement Body Armor" under the Body Armor for Local Law Enforcement Program in the amount of \$2,181, with a 50% cash match, which is covered by a United States Department of Justice Body Armor Partnership Grant, to purchase three replacement vests and three new vests for recruits. The Council acknowledged that the grant period is July 1, 2013 to June 30, 2014.

FY13 EMERGENCY SOLUTIONS GRANT APPLICATION REQUEST-DELMARVA
COMMUNITY SERVICES

The Council approved the request of Ms. Smith, on behalf of Michele Nichols, Program Director, Community Action Program, Delmarva Community Services, Inc. to submit a FY13 Emergency Solutions Grant application for \$135,000, which includes \$60,000 in

Federal funds and \$75,000 in State matching funds, to provide assistance to individuals and families who are homeless or in jeopardy of homelessness through the Community Action Center. The Council acknowledged that there is no local match.

VISITOR CENTER RESTROOM AIR CONDITIONING-REQUEST FOR CORRESPONDENCE-TOURISM/PUBLIC WORKS

The Council approved the joint request of Amanda Fenstermaker, Tourism Director, and Tom Moore, Public Works Director, to send correspondence to Jay Meredith, Resident Engineer, State Highway Administration (SHA), to request that accommodations be made to control the temperature in the restroom facility at the County's Visitor's Center by the installation of either an air conditioning system or a ventilation system. The Council requested that copies of this correspondence be sent to Donnie Drewer, District Engineer, and James T. Smith, Jr., Secretary, Maryland Department of Transportation. Council recognized that the County is responsible for maintenance of this building which is owned by the SHA.

REQUEST TO ADVERTISE FOR SNOW REMOVAL SERVICES-PUBLIC WORKS

The Council approved the request of Mr. Moore to advertise a request for proposals for snow removal services for the upcoming winter season. The Council acknowledged that Mr. Moore's goal is to contract five separate truck/plows, at an estimated \$5,000 payment to each, to include a \$1,500 retainer and 32 hours of plowing time at \$110 per hour, utilizing \$25,000 from the FY14 Public Works budget to cover these services. The Council recognized that individual(s) will be hired as Independent contractors, not as a County employee or volunteer and will responsible for providing approved trucks, plows, drivers, fuel and insurance.

2014 LINE STRIPING CONTRACT REQUEST-PUBLIC WORKS

The Council approved the request of Mr. Moore to "piggy back" on the State Highway Administration (SHA) contract with Alpha Space Control, Inc. to perform County road line striping in the amount of \$20,000 from FY2014 budgeted funds. The Council recognized that the contract will be performed in accordance with SHA contract specifications at a unit price of \$0.0627 per lineal feet of painted 5 inch yellow reflective line.

REQUEST TO SOLE SOURCE/WAIVE BIDS-TUB GRINDING-LANDFILL-PUBLIC WORKS

The Council approved the request of Mr. Moore to waive bids and sole source with Maryland Environmental Services for tub grinding services for the grinding of brush, yard waste and tree waste into wood chips, which material has accumulated at the Beulah landfill, at the cost of \$7,710. The Council acknowledged that funds from the FY14 Landfill Enterprise Fund under the "recycling" and "contractual services" line items will be utilized to cover these costs. The Council acknowledged that Mr. Moore, with

Council's approval, previously advertised for proposals for these services in November 2012 and received no bids.

Councilman Bradshaw questioned whether a non-profit organization, such as the Lions Club, can remove wood and limbs from the landfill to provide to residents who need such materials for heating purposes. Mr. Moore expressed his belief that pursuant to Maryland Department of Environment regulations any material placed in a landfill cannot be removed. Councilman Newcomb expressed concern about potential liability issues.

REQUEST TO SOLE SOURCE/WAIVE BIDS-BACKUP TARP-LANDFILL-PUBLIC WORKS

The Council approved the request of Mr. Moore to waive bids and sole source with J & M Industries to purchase a second tarp at the cost of \$6,139.86 to be used as a spare to cover the working face slope at the Beulah Landfill, based on the fact that the life expectancy of the tarp is approximately six months, utilizing funds from the "rental of equipment" line item of the Landfill Enterprise Fund.

BID AWARD-CULVERT PIPE-HIGHWAY-PUBLIC WORKS

The Council approved the request of Mr. Moore to award the bid for supply and delivery of aluminized Type 2 metal pipe and HDPE plastic pipe to the Highway Division for culverts for the year July 1, 2013 to June 30, 2014 to Lane Enterprises, the bidder with the lowest anticipated cost, based on per foot bid prices, in the amount of \$57,149.60, with the cost estimate based on actual pipe purchases by the Division in FY 2013.

REQUEST TO ADVERTISE FOR PROPOSALS-COUNTY PAVING PROJECTS-PUBLIC WORKS

The Council approved the request of Mr. Moore to advertise a request for proposals for the following County Road paving projects: Robbins Road, Andrews Road, Wingate-Bishops Head Road, Crocheron Road, Griffiths Neck Road, Cordtown Road, Gravel Branch Road and Indiantown Road. The Council also approved Mr. Moore's request to advertise for proposals for the following marine facility paving projects: Back Creek Dock, Fishing Creek at Hoopers Island Road; Wingate Dock, Wingate at Wingate Bishops Head Road; Taylors' Island Boat Ramp, Taylors Island at Taylors Island Road; Elliott Island Marine Facility, Elliott Island at Wharf Road, and Elliott Island Bridge, Elliot Island at Elliott Island Road. The Council acknowledged that funding for the projects is budgeted from existing grants and current FY14 budget funding.

RENEWAL OF SERVICE CONTRACTS-CARRIER AND DELAWARE ELEVATOR- MAINTENANCE-PUBLIC WORKS

The Council approved the request of Mr. Moore to renew the service contract with Carrier Commercial Services for the Court House (\$2,962 per year), County Office Building (\$2,352 per year), and Health Department (\$3,883 per year) for a one year period. The Council acknowledged that these agreements will become effective on August 1, 2013. The Council also approved Mr. Moore's request to renew the elevator management agreement with Delaware Elevator for the Court House for a five year period at the monthly cost of \$252, commencing on September 1, 2013 and ending on August 31, 2018. The Council acknowledged that FY14 Maintenance Division funds will be utilized to cover these services.

PROPERTY TAX ASSESSMENT APPEALS BOARD NOMINATION

The Council acknowledged that Melanie Hampton, a County property owner, has expressed an interest in serving on the Property Tax Assessment Appeals Board. The Council agreed to submit her name to Governor Martin O'Malley as a nominee for the alternate member vacancy since Ronald Jones, who previously held that appointment, was recently appointed as the County's representative on that Board.

REQUEST TO ADVERTISE FOR PROPOSALS-NUISANCE CONTROL ABATEMENT-HEALTH DEPARTMENT

The Council approved the request Robert Willey, Assistant Finance Director, submitted on behalf of Roger Harrell, Health Officer, and William Forlifer, Environmental Health Officer, to advertise a request for proposals for contracting services for Nuisance Control abatement pursuant to the County's Nuisance Control Ordinance.

SCHOOL BASED HEALTH CENTER CONTINUATION GRANT APPLICATION- DORCHESTER COMMUNITY PARTNERSHIP FOR CHILDREN & FAMILIES

The Council confirmed the submission by Nancy Shockley, Dorchester Community Partnership for Children & Families Director, of a School Based Health Center Continuation Grant application to the Maryland State Board of Education for FY 2014 funding in the amount of \$410,823 for the effective operation of existing school based health center programs, due to timing constraints. The Council acknowledged that the Dorchester County Health Department is the implementing agency for these services which are provided in the middle and high schools of the County. The Council further acknowledged that this grant does not allow indirect costs to be provided to Dorchester County or the Dorchester Community Partnership for Children & Families.

REQUEST TO ADVERTISE VACANT MOTOR EQUIPMENT OPERATOR II POSITION- HIGHWAY-PUBLIC WORKS

The Council approved the request of Mr. Moore to advertise a vacant Motor Equipment Operator II position in the Highway Division due to an employee resignation.

REQUEST TO ADVERTISE A POSITION IN THE ECONOMIC DEVELOPMENT DEPARTMENT

The Council approved the request of Ms. Haythe to advertise a vacant Business Development Manager position due to an employee resignation. Councilmen Bradshaw and Price opposed. Councilman Price cited his belief that this should be a part-time position.

REQUEST TO ADVERTISE TO FILL VACANT ENGINEER POSITION IN PUBLIC WORKS DEPARTMENT

The Council approved the request of Mr. Moore to advertise a vacant Engineer position in Public Works Department due to an employee resignation.

PUBLIC COMMENTS

Jason Herbert, a County employee, questioned whether the implementation of “No Smoking or Use of Tobacco Products-Dorchester County Employees” policy is uniform in all County Departments. Councilman Newcomb advised Mr. Herbert that the Council has asked each Department Head to provide a brief summary on how they implement the policy.

In response to a question from Mr. Herbert, Mr. Moore said County Landfill staff try to separate as much scrap metal as possible from the material that is deposited at the Beulah landfill.

COUNCIL’S COMMENTS/ADJOURNMENT

Councilman Price advised Council that several watermen have expressed concern about this year’s increase in the commercial watermen’s license fee (up to \$1,00 to \$1,200), particularly in light of the slow harvest season. He noted that they have expressed their desire to address their concerns with Department of Natural Resources (DNR) representatives. He said it is his understanding that the increase will be readdressed next year.

Councilman Nichols explained that because legislation was passed and approved by Governor Martin O’Malley during the 2013 Maryland General Assembly Legislative Session to institute this increase, an amendment to State law will have to be pursued to reduce the fees. He said he was present in Annapolis when a group of watermen lobbied against this legislation.

Councilman Newcomb expressed his understanding that DNR staff indicated the increase was necessary in order to offset debt or services would have to be reduced. The Council agreed to invite DNR representatives to attend a future meeting.

Councilman Price said several citizens have expressed concern that cones have been removed from the entrance of the North Dorchester High School parking lot, which were being utilized to enhance pedestrian safety. Mr. Moore explained that County staff assisted the Board of Education staff in correcting drainage issues at the parking lot and that they indicated they did not want the cones replaced. He noted that the risers are not used at any of the other public schools in the County.

Councilman Nichols explained that a resident has expressed his concern that motorists are traveling at high speeds on Buttons Neck Road and therefore the youth in that area are unable to bicycle on the roadway. He said he will have the resident submit a written request to the Traffic Safety Committee.

The Council agreed to appoint Jerry Burroughs, a County resident, to the County's Planning Commission to fill an at-large vacancy. Councilman Nichols said there is also a District 2 vacancy.

Councilman Travers encouraged the public to attend the Seafood Festival on August 10, 2013, which benefits the Cambridge Rescue Fire Company.

Councilman Bradshaw said he has received several calls from constituents who are concerned about the use of speed cameras in Cambridge in school zones when school is not in session and in particular by Maces Lane Middle School which has a speed limit of 15 mph. In light of these concerns, the Council agreed to send correspondence to the City Commissioners and Victoria Jackson-Stanley, Mayor, noting residents concerns and asking them to advise the public if the speed cameras are being operated Monday through Friday as noted in State law, regardless of whether school is in session or not.

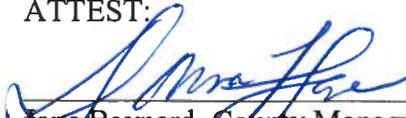
In response to a question from Councilman Bradshaw, Jeremy Goldman, Emergency Services Director, said Steve Garvin, Emergency Planner, has been attending the Joint Land Use Study Committee meetings as a County representative. Councilman Bradshaw expressed his understanding that staff, on behalf of the Department of Navy, is acquiring conservation easements for farm property located in the Vienna area. He questioned whether they would be willing to provide funding to assist in protecting the shorelines in that area. Mr. Goldman said he will attend the next meeting with Mr. Garvin to inquire about the potential allocation of naval funding for this purpose.

Councilman Newcomb announced that several Council members are attending the 2013 Maryland Association of Counties Conference in Ocean City, Maryland from August 14

to August 17, 2013. He further announced that the next County Council meeting is scheduled for August 20, 2013.

With no further business to discuss, the Council adjourned into executive session at 7:45 p.m. for one personnel item.

ATTEST:



Jane Baynard, County Manager
Donna Ekane
Executive Administrative Specialist

DORCHESTER COUNTY COUNCIL:



Jay L. Newcomb, President



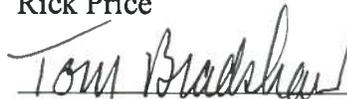
William V. Nichols, Vice President



Ricky Travers



Rick Price



Tom Bradshaw

Approved the 20th day of August, 2013.