



Deposition of:
Talbot County Council Meeting
September 10, 2019

In the Matter of:
Talbot County Council Meeting

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COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND

Council Meeting

September 10, 2019; 6:00 p.m.

Council Chambers, Easton, Maryland

COUNCIL MEMBERS:

Corey W. Pack

Chuck F. Callahan

Frank Divilio

Pete Leshner

Laura E. Price

Reported by

Diane Houlihan

<p style="text-align: right;">Page 2</p> <p>1 TRANSCRIPT OF PROCEEDINGS</p> <p>2</p> <p>3 MR. PACK: We're going to go ahead and get</p> <p>4 started. Thank you all for coming with us. If</p> <p>5 you don't mind standing with Council.</p> <p>6 Mr. Leshner is going to lead us in prayer</p> <p>7 followed by the Pledge of Allegiance.</p> <p>8 (Prayer and Pledge of Allegiance.)</p> <p>9 MR. PACK: Thank you. And welcome,</p> <p>10 everyone. This is a new season here for the</p> <p>11 County Council.</p> <p>12 I will, just as a reminder, there is a</p> <p>13 sign-up sheet out in the hallway on the table</p> <p>14 for public comment. Anyone wishing to give</p> <p>15 public comment, you must be signed in. And</p> <p>16 we'll have someone from staff pull that when we</p> <p>17 get to that point of the agenda. So I just</p> <p>18 want to make sure you're aware of that.</p> <p>19 Council, you do have before you an agenda.</p> <p>20 Are there any additions, deletions, or</p> <p>21 corrections to the agenda? Hearing none, the</p>	<p style="text-align: right;">Page 4</p> <p>1 normal agenda, and it will be so going forward.</p> <p>2 The protocols that we have in place we're</p> <p>3 going to be voting on this evening. As I said</p> <p>4 before, there is a sign-up sheet or there was a</p> <p>5 sign-up sheet. It should be pulled by now.</p> <p>6 That you have to give your name and your</p> <p>7 address and the subject matter in which you're</p> <p>8 going to be commenting on.</p> <p>9 Again, this is not a public hearing. A</p> <p>10 public hearing normally has a subject matter in</p> <p>11 which the Council will go over with the</p> <p>12 audience and then allow for public comment on</p> <p>13 that subject matter. Since this is not a</p> <p>14 public hearing, public comment can be whatever</p> <p>15 you wish to comment to us about as long as it's</p> <p>16 something that's within the purview of this</p> <p>17 body.</p> <p>18 So we do have a draft of those protocols.</p> <p>19 All members of Council has had an opportunity</p> <p>20 to go through them and read them. We're not</p> <p>21 going to read each and every item on here, but</p>
<p style="text-align: right;">Page 3</p> <p>1 chair moves that they be accepted with</p> <p>2 unanimous consent.</p> <p>3 You also have in your packet disbursements</p> <p>4 from September the 3rd and also September the</p> <p>5 10th. We did have a chance to speak with</p> <p>6 Mr. Hollis, our county manager, regarding that</p> <p>7 since Ms. Lane is out on vacation. Any</p> <p>8 additions, deletions, or corrections to those</p> <p>9 disbursements? Hearing none, the chair moves</p> <p>10 that they be accepted with unanimous consent as</p> <p>11 well.</p> <p>12 Next item, Council, we're going to move</p> <p>13 on, is approval of Council meeting protocols.</p> <p>14 This is regarding the public comment portion of</p> <p>15 the agenda. If any of you who were with us at</p> <p>16 our last meeting, Council had decided to allow</p> <p>17 for public comment as part of our regular</p> <p>18 agenda. This was something that previous</p> <p>19 Councils had the option to do but was not a</p> <p>20 part of their permanent agenda. So this body</p> <p>21 decided to do that, to include that into our</p>	<p style="text-align: right;">Page 5</p> <p>1 I will open it up for discussion of Council, if</p> <p>2 any Council member has any question or comment</p> <p>3 regarding these protocols.</p> <p>4 These were what we agreed on last time by</p> <p>5 a majority vote, and staff now is just putting</p> <p>6 those in draft form for us to take a look at</p> <p>7 and decide if there's anything that we want to</p> <p>8 proceed on tonight or are there any changes.</p> <p>9 So I'm going to open this up for comment</p> <p>10 this evening. So on your meeting protocols,</p> <p>11 any comments before we proceed to vote?</p> <p>12 MR. LESHNER: I'm just, Mr. President, I'm</p> <p>13 just elated that we're taking this step of</p> <p>14 welcoming public comment.</p> <p>15 And I understand that we will generally be</p> <p>16 doing this at the end of our meetings. Tonight</p> <p>17 will be an exception to that.</p> <p>18 MR. PACK: Yes, sir. Any other comment?</p> <p>19 MR. DIVILIO: Were the phone numbers</p> <p>20 posted out for the different departments and</p> <p>21 the upcoming meetings and work sessions?</p>

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1 So that if you are out there looking at
 2 the sign-up sheet, please take a look at the
 3 phone numbers for all the different
 4 departments. I obviously don't want to see
 5 somebody sit through a two-hour meeting to tell
 6 us that they have a pothole when you can just
 7 call one of the departments quickly and take
 8 care of that.

9 Also, when you think about the staff and
 10 resources that are being used during this time,
 11 please make sure that the comments are
 12 appropriate and timely. It's not something
 13 that we can just immediately take action on if
 14 we're uninformed. So please try to reach out
 15 to us ahead of time.

16 MR. PACK: That's a good point,
 17 Mr. Divilio.

18 One of the things, one of the comments I
 19 even made is that if there's a matter dealing
 20 with emergency services, you may perhaps take
 21 it to the Emergency Services Board or to Parks

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1 & Recs and all them first to have the first, if
 2 you would, bite at the apple. It may be
 3 something dealing with the landings or it could
 4 be dealing with. . .

5 MR. DIVILIO: The golf course.

6 MR. PACK: The golf course, exactly. We
 7 have a Golf Board that's set up for those
 8 matters. We have a Parks & Recs Board for
 9 Parks & Recs matters. So those boards are
 10 volunteers. They do a great job for this
 11 county. And just, if you would, a word of
 12 caution, perhaps some of these matters could be
 13 taken to the boards first and then let them
 14 address it.

15 But with that being said.

16 MR. CALLAHAN: I got one question.

17 MR. PACK: Okay.

18 MR. CALLAHAN: If you don't mind.

19 MR. PACK: No.

20 MR. CALLAHAN: And maybe I missed it or we
 21 talked about it. Are we going to be allowing

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1 people to come in after the fact to speak or
 2 are we going to use this sort of coming to us
 3 as closed?

4 MR. PACK: Well, one of the things I'd ask
 5 you all to do is allow the chair some leeway.
 6 And I think you all said you would allow that.
 7 So that if someone comes in late and they don't
 8 get a chance to sign in and we have time, would
 9 you allow the chair to take that comment.

10 And I think everyone was okay with that,
 11 if I remember. Okay.

12 So no. To answer your question, if they
 13 missed signing in on the sign-in sheet, then
 14 the chair could still recognize the person,
 15 raise your hand, come to the table to be
 16 recognized, and we'll take that comment.

17 MR. CALLAHAN: Yup.

18 MR. HOLLIS: In the draft, it says the
 19 citizens should make every effort to sign up.
 20 It's not a requirement.

21 MR. PACK: Right. Thank you. So we'll

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1 have some flexibility here.

2 MR. CALLAHAN: Okay.

3 MR. PACK: We'll have some learning curves
 4 as we go through this, but we'll get it right.

5 MR. CALLAHAN: Okay. I'm sure we will.

6 MR. PACK: If there's no further questions
 7 or comments or changes to the meeting protocols
 8 dealing with public comment session, the chair
 9 would now entertain a motion to accept these
 10 protocols.

11 MR. LESHHER: So moved.

12 MR. PACK: Moved by Mr. Leshher.

13 MS. PRICE: Second.

14 MR. PACK: Seconded by Ms. Price. Any
 15 further comment?

16 Hearing none, Madam Secretary, please call
 17 your roll.

18 SECRETARY: Mr. Pack.

19 MR. PACK: Aye.

20 SECRETARY: Mr. Divilio.

21 MR. DIVILIO: Aye.

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<p>1 SECRETARY: Mr. Callahan.</p> <p>2 MR. CALLAHAN: Aye.</p> <p>3 SECRETARY: Ms. Price.</p> <p>4 MS. PRICE: Aye.</p> <p>5 SECRETARY: Mr. Leshner.</p> <p>6 MR. LESHER: Aye.</p> <p>7 MR. PACK: Thank you very much, Council.</p> <p>8 Moving on, your next item you have on your</p> <p>9 agenda is the public comment session. As</p> <p>10 Mr. Leshner pointed out, the public comment</p> <p>11 session after today will be at the end of our</p> <p>12 agenda.</p> <p>13 But for today, we moved it up. We</p> <p>14 understand there may have been some persons in</p> <p>15 the community who wanted to speak on the</p> <p>16 short-term rental administrative resolution.</p> <p>17 So for that purpose, we decided to move the</p> <p>18 comment session up.</p> <p>19 Again, this is not a public hearing. This</p> <p>20 is a public comment. You don't have to hold</p> <p>21 your comments to the STR administrative</p>	<p>1 vacation rental, but we started about ten years</p> <p>2 ago. My wife and I run an animal and equine</p> <p>3 rescue in St. Michael's right now.</p> <p>4 We did in McDaniel, Maryland, for about</p> <p>5 eight years. And at that farm that we would</p> <p>6 rescue horses and rehabilitate them, we would</p> <p>7 have vacationers come during the summer months,</p> <p>8 stay for a week. And part of their weekly</p> <p>9 rent, so to speak, would go towards the</p> <p>10 rehabilitation of the horses. So we had our</p> <p>11 license in place, everything. We never missed</p> <p>12 our renewal.</p> <p>13 And unfortunately, the property next to</p> <p>14 our farm was sold, and the neighbors were not</p> <p>15 so nice. And we ended up having to sell the</p> <p>16 farm and move the horses, the equine rescue to</p> <p>17 our farm in St. Michael's, Maryland. That was</p> <p>18 at the end of 2018.</p> <p>19 So through all that movement and the issue</p> <p>20 we had with the neighbors, we failed to renew</p> <p>21 the license because we closed the LLC, which</p>
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<p>1 resolution, but we understood there were some</p> <p>2 persons who may want to speak on that. So for</p> <p>3 that purpose, it was moved ahead.</p> <p>4 MR. CALLAHAN: Sure.</p> <p>5 MR. PACK: Okay. What I'm going to do is</p> <p>6 I'm going to start with our list here. The</p> <p>7 first person that we have for public comment</p> <p>8 are John and Michelle Lewis. And their topic</p> <p>9 is, Council, short-term rental and it's</p> <p>10 Halo's Haven Vacations. Are they here? Come</p> <p>11 on up, please.</p> <p>12 Mr. and Mrs. Lewis, good to see you both.</p> <p>13 You have three minutes.</p> <p>14 MR. LEWIS: Okay. I believe the Council</p> <p>15 members have received a packet from us, an</p> <p>16 e-mail just regarding why we are here. But if</p> <p>17 not, I'll quickly go forward.</p> <p>18 MR. PACK: Please.</p> <p>19 MR. LEWIS: So we are seeking just</p> <p>20 reinstatement of our short-term rental license.</p> <p>21 We've always been -- not always been a</p>	<p>1 was running the farm in McDaniel, and we were</p> <p>2 awaiting the new papers from the State for the</p> <p>3 new LLC which would be Hallow's Haven Vacation</p> <p>4 Rental Guest Quarters.</p> <p>5 So in that period of waiting for the new</p> <p>6 LLC information, we were unable to file for our</p> <p>7 2019 license.</p> <p>8 And the county informed us of that in June</p> <p>9 of this year. And at that point, we have</p> <p>10 started to get that process going. We got the</p> <p>11 new LLC.</p> <p>12 And we're just coming before you to ask or</p> <p>13 seek for the reinstatement of our short-term</p> <p>14 vacation rental license for the property that</p> <p>15 we have guests staying at.</p> <p>16 Guests will come for the weekend. They</p> <p>17 know that they're contributing to that rescue</p> <p>18 that we have.</p> <p>19 And so we would hope that we could be</p> <p>20 reinstated so that we can continue the fine</p> <p>21 work of rescuing horses and dogs and cats on</p>

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1 our farm in St. Michael's, Maryland.
 2 Any questions that you may have on that?
 3 MR. PACK: Well, the reinstatement of the
 4 license would have to go through the Short-Term
 5 Rental Review Board.
 6 MR. LEWIS: Correct.
 7 MR. PACK: We have received the
 8 correspondence that you referred to.
 9 You would probably be looking for some
 10 type of amendment to the upcoming
 11 administrative resolution, which should cover
 12 what your issue is.
 13 But as far as the actual reinstatement of
 14 the license, that has to come through the STR
 15 Board.
 16 MR. LEWIS: Correct. I think that's next
 17 for us.
 18 MR. PACK: Okay.
 19 MR. LEWIS: But we were advised to come
 20 forward and just present that so that you would
 21 understand and see if there would be anything

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1 that you could do.
 2 MR. PACK: Well, we certainly appreciate
 3 you coming and giving comment. Thank you both.
 4 MR. LEWIS: Thank you.
 5 MR. PACK: Appreciate it.
 6 Next Council, you have Mr. Howard Snyder.
 7 He's also speaking about the STR resolution.
 8 MR. SNYDER: Mr. Chairman, I'd like to
 9 defer my comment until after two other people,
 10 if you could move me down your list.
 11 MR. PACK: You want to be moved down. I
 12 think that's the first time I've ever heard
 13 anyone say they wanted to be moved down on the
 14 list. You know you're going to get the same
 15 three minutes, right? Your time is not going
 16 to change.
 17 Ms. Monica Otte. STR resolution is her
 18 topic.
 19 MS. OTTE: I'm here.
 20 MR. PACK: Okay. Good to see you,
 21 Ms. Otte.

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1 MS. OTTE: Good to see you all.
 2 MR. PACK: You have three minutes for your
 3 comment.
 4 MS. OTTE: Okay. Well, thank you for the
 5 opportunity to speak. I think I'll be pretty
 6 brief.
 7 I understand the administrative resolution
 8 is to stay enforcement of certain provisions of
 9 the code as they apply to nine specific
 10 short-term rental properties. And I'm not
 11 going to speak about the specifics of those
 12 properties, but just as a general matter.
 13 Last year when NextStep 190 was being
 14 considered, as you know there were many people
 15 came forward and identified problems with
 16 short-term rentals and in many cases advocated
 17 for more stringent requirements than the ones
 18 that the Council voted to adopt.
 19 And at the time that happened, there were
 20 several Council members who assured those who
 21 had expressed concerns that enforcement was the

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1 key and that there would be strong enforcement
 2 of the new rules. And the belief was that that
 3 enforcement would go a long way to solving some
 4 of the problems that had been identified.
 5 So it's a little discouraging. We're only
 6 less than a year into this process operating
 7 under the new rules that we now have a proposal
 8 essentially to stay enforcement for a group of
 9 properties. And my concern is this might
 10 become a slippery slope because there may be
 11 other properties out there, too. How many more
 12 will come ask for relief.
 13 And then finally, you get into a situation
 14 where you've got selective enforcement. And
 15 there are -- I know from seeing some of the
 16 applications that have come through the
 17 Short-Term Rental Review Board that there are
 18 other applicants who come in and they have
 19 complied with all the requirements and they've
 20 waited to start renting before they -- yes.
 21 They didn't rent without a permit. They waited

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1 until they got their permit.
 2 So if you're one of those property owners,
 3 you might look at this and say well, gee, why
 4 did I have to go through all this and others,
 5 the rules are not enforced the same way.
 6 So again, not speaking specifically about
 7 any of these nine, but I think as a general
 8 matter, it presents some concerns in terms of
 9 what this resolution is trying to do.
 10 So thank you very much.
 11 MR. PACK: Thank you, Ms. Otte.
 12 Council, you have next on your comment
 13 sheet Mr. Bob Haase, and he's here for STR as
 14 well.
 15 MR. HAASE: Thank you, Mr. Pack, and the
 16 Council.
 17 Just a little background. I've testified
 18 before the Short-Term Rental Board last week at
 19 the work session about the egress codes.
 20 Builder for 30 years, was a county
 21 inspector for 11 years, I'm working part time

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1 as the inspector with the Town of Easton. So
 2 the codes are fairly important to me.
 3 These egress codes were brought about in
 4 the 1980s by the fire marshals and the
 5 firefighters for the protection of people.
 6 Normally the fires, if you're in a bedroom
 7 sleeping, a lot of the times the fires will
 8 start someplace else and your exits are
 9 blocked. Same can be said with the stairways
 10 with low head height.
 11 It's not just the people inside. It's the
 12 people that are coming through those windows.
 13 They need to have the space that they can
 14 operate.
 15 So that said, last Friday I spent four
 16 hours over at the county going through the nine
 17 applications that I think are before the county
 18 tonight, County Council. None of those I would
 19 call in good standing.
 20 All of them had signed affidavits as far
 21 back as 2017 that they met the fire, the

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1 egress, and the smoke detectors and everything.
 2 So I don't know how the County Council can go
 3 back now and issue a provisional license to
 4 some of these people knowing that there could
 5 be a health hazard and somebody could die in
 6 one of these fires.
 7 And especially with Talbot County. If
 8 you'll remember, I'm not sure who was on the
 9 Council at the time, but Talbot County was one
 10 of the first counties, was the first county in
 11 Maryland to step forward with the sprinkler
 12 bills because there was a few deaths in a house
 13 that didn't have sprinklers and the firemen
 14 couldn't get there in time.
 15 So Talbot County usually steps forward and
 16 does the right thing, and I hope they do the
 17 same thing now.
 18 MR. PACK: Okay. Thank you very much,
 19 Mr. Haase.
 20 Ms. Snyder, are you ready now? That was
 21 two.

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1 This is Howard Snyder. His topic is also
 2 the STR Board.
 3 Sir, you have three minutes.
 4 MR. SNYDER: Thank you very much for
 5 giving me this opportunity to comment. I just
 6 have a couple of brief comments.
 7 If, in fact, this stay is enforced and
 8 ultimately you pass the bill for provisional
 9 licenses, which is next week's comment, I would
 10 say that the properties that are affected
 11 should not be able to rent until they get a
 12 permanent license. They may have a provisional
 13 license, but that's to give them, should be to
 14 give them the opportunity to fix whatever is
 15 wrong, not have to wait 12 months to apply and
 16 so forth. So I think that you should make this
 17 very limiting.
 18 I also think that whatever period of time
 19 you give them a stay on, there should be no
 20 extension of that stay and that this is a
 21 one-off deal for these nine properties. That

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1 if you allow them to have this stay, that they
 2 don't get it ever again and you never issue any
 3 further provisional licenses and stays for
 4 anybody.
 5 And again, I would emphasize that during
 6 any kind of provisional license, that the
 7 people not be able to operate and collect money
 8 because they might be dealing with safety
 9 issues. And if something happens during that
 10 period, I think there's a lot of people that
 11 might be exposed to liability in this county.
 12 Thank you.
 13 MR. PACK: Thank you.
 14 MS. PRICE: Can I direct a question to
 15 him?
 16 MR. PACK: Sure.
 17 MS. PRICE: So people have these things
 18 booked way in advance. So would you suggest
 19 that a vacation rental owner need to cancel
 20 those reservations to those people who have
 21 already booked with them?

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1 MR. SNYDER: I don't think that's an
 2 unreasonable part of this. They're not in
 3 compliance with the law.
 4 We were promised that there would be a
 5 strict enforcement of the law. And they're in
 6 violation of it and shouldn't be operating in
 7 an unsafe property.
 8 MS. PRICE: I'm not saying I disagree with
 9 you, but I just want to put the question out
 10 there that people book these things weeks,
 11 months, years in advance. And so like all the
 12 people that have been out of compliance that
 13 have been operating all summer long, those
 14 reservations were probably made a very long
 15 time ago.
 16 MR. SNYDER: I understand that.
 17 MS. PRICE: Okay. Thank you.
 18 MR. PACK: Okay. You got time. You good?
 19 MR. SNYDER: Thank you.
 20 MR. PACK: Thank you. Mr. Scott Kane, STR
 21 Board. Do you want to -- we haven't received

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1 the board report yet. Did you. . .
 2 MR. KANE: I did not. We have not -- I
 3 just wanted to be here as a resource if you
 4 wanted to ask questions of me.
 5 We have not as a board had a chance to
 6 take a -- to hold a meeting and take a position
 7 on this. So my comments basically are my own.
 8 I don't represent any position of the board.
 9 MR. PACK: Do you want to wait until we
 10 get your full board report to report out to us?
 11 MR. KANE: The board is not really
 12 addressing this question, as I understand it.
 13 And I admit to a limited understanding and a
 14 bit of confusion on this point.
 15 I believe this legislation has been
 16 brought to you by the county attorney based on
 17 the fact that it's unclear to them as to how to
 18 proceed with enforcement in this situation. So
 19 in that sense, it's probably more appropriate
 20 to direct the comments or the questions as to
 21 why we're doing this to the county attorney.

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1 My next point is that, as I said, the
 2 board hasn't taken a position on this. But in
 3 general, and I think you heard from people
 4 prior here, that applicants are a bit confused
 5 by the process and what's going on, whether
 6 they should be coming here to the County
 7 Council or whether they should be going to the
 8 Short-Term Rental Board.
 9 It's our position that you appointed us as
 10 Short-Term Rental Board. We feel perfectly
 11 enabled and empowered and adequate of a job to
 12 listen to applicants, conduct a hearing, and
 13 make a decision on this. That would be the
 14 normal course of events.
 15 But the situation here is because of the
 16 enforcement or I guess I should say lack of
 17 clarity, which is what I understand this is,
 18 that it's a matter for the county attorney to
 19 clean up some legislation. They would be
 20 better equipped to talk about that than I.
 21 MR. PACK: Okay. Anything further?

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1 MR. KANE: Nope.

2 MR. PACK: Thank you, Scott. Appreciate

3 it.

4 MS. PRICE: And are you meeting Thursday

5 to discuss the last two public hearings?

6 MR. KANE: We have a public hearing. I

7 believe we have six applications Thursday.

8 And then we're going to conduct two more

9 work sessions Tuesday of next week and Thursday

10 of next week. We've received testimony. We

11 received approximately 60 letters and have

12 heard from some 30 people. And we need to sort

13 through that so that we can -- my thought is

14 we'll provide a report to you. How lengthy

15 that report is, I don't know. I'm trying to

16 cut it down so it will be something that's

17 clear.

18 MR. PACK: Please do.

19 MR. KANE: I've been working with the

20 county attorney and staff to make sure that

21 everybody is going to give you our best

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1 thoughts on what we've heard, just as you've

2 asked.

3 MR. PACK: We'll wait to get that. Thank

4 you.

5 MR. KANE: Okay.

6 MR. PACK: Okay. So that ends our first

7 public comment session. Did very well. Ten

8 minutes, 15 minutes. Okay.

9 Next on the agenda you have a proclamation

10 for National Preparedness Month,

11 September 2019. I think we have Mr. Stamp

12 here.

13 Are you a part of this one?

14 MR. STAMP: Yes. And I have Geneva with

15 me, Geneva Harrison.

16 MR. PACK: So why don't you come to the

17 table and bring whomever you so desire to come

18 along with you. I know we have two fine

19 officers from DNR back there in the room

20 looking very imposing.

21 MR. STAMP: My body guards.

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1 MR. PACK: Your body guards.

2 MR. STAMP: I said that softly. I didn't

3 know you could hear it.

4 MR. PACK: Officers, welcome and thank you

5 for a being a part of this. Appreciate it.

6 MR. STAMP: Council president, members of

7 the Council, this is National Preparedness

8 Month. I believe you do have a proclamation

9 prepared for the secretary to be able to read.

10 Prior to her doing that, I just want to

11 thank the Council for your leadership when it

12 comes to emergency preparedness. It's really

13 those communities that have that level of

14 leadership at the elected body level are the

15 successful programs because that drives the

16 prioritization of the program, which then gets

17 the community buy-in for the program.

18 And the one thing, the key driver to this

19 successful preparedness program is building

20 relationships. And we're fortunate here

21 tonight that we have a number of our partners

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1 here with us to show that we have that kind of

2 buy-ins with relationships and partnerships.

3 I want to introduce to you Geneva

4 Harrison. Geneva is our emergency management

5 coordinator with the Department of Emergency

6 Services. And she's going to just take a

7 moment to introduce some of our partners.

8 MS. HARRISON: Sure. So I guess I'll read

9 who we have here this evening, and then we'll

10 have a photo op after, if that's all right?

11 MR. PACK: That's fine.

12 MS. HARRISON: Okay, great. And this is

13 just a small few of the partners that we work

14 with every day.

15 This evening we have Dr. Fredia Wadley

16 with the Health Department, Director Linda Webb

17 with Social Services, Patti Quimby with Talbot

18 Humane, Warren Edwards with the Roads

19 Department, Ray Clarke with Public Works, we

20 have Beth Langrell with For All Seasons, Dana

21 Newman representing the library, Director Clay

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<p>1 Stamp, and Officer Fencer and Officer Muse 2 joined us this evening to represent Natural 3 Resources Police. So we're (inaudible) here 4 today. 5 And we have plenty of other partners, but 6 that's who we have with us today. Thank you 7 guys for coming. 8 MR. PACK: Thank everyone for being a part 9 of this and working with this very important 10 partnership. 11 I'll turn it back over to you, Mr. Stamp. 12 MR. STAMP: We can ask the secretary. . . 13 MR. PACK: For the reading? 14 MR. STAMP: Okay. 15 MR. PACK: So if there's no further 16 comment, Madam Secretary, would you please read 17 the proclamation at this time. 18 SECRETARY: Proclamation for National 19 Preparedness Month, September 2019. 20 Whereas, National Preparedness Month is a 21 nationwide, coordinated effort sponsored by the</p>	<p>1 agencies, and citizens, encouraging 2 community-based training on how to be prepared 3 and how to assist one's neighbors in 4 emergencies by connecting with residents and 5 visitors electronically via social media, a 6 smart phone app, and mass notification 7 services, and by maintaining the Talbot County 8 Comprehensive Emergency Management Plan. 9 And whereas, the County Council of Talbot 10 County officially recognizes the Talbot County 11 Department of Emergency Services and its 12 community partners, including the Local 13 Emergency Planning Committee, LEPC, the Talbot 14 County Department of Social Services, the 15 Talbot County Health Department, our volunteer 16 fire departments and law enforcement agencies, 17 as well as the other many volunteer and civic 18 organizations that routinely offer their 19 invaluable services to our community. 20 Now, therefore, we, the County Council of 21 Talbot County, do hereby proclaim</p>
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<p>1 Federal Emergency Management Agency (FEMA) each 2 September to encourage Americans to prepare for 3 emergencies in their homes, businesses, and 4 schools. 5 And whereas, this event aims to increase 6 public awareness concerning the importance of 7 preparing for emergencies and to persuade 8 individuals to take action. 9 And whereas, during the month of 10 September, the Talbot County Department of 11 Emergency Services will urge residents to take 12 measures to help ensure they and their families 13 are better prepared for emergencies, thereby 14 building a more resilient community. 15 And whereas, throughout the year, the 16 Talbot County Department of Emergency Services 17 promotes emergency preparedness by maintaining 18 preparedness information on the Talbot County 19 website, giving presentations throughout the 20 community on the importance of preparedness, 21 providing printed information to groups,</p>	<p>1 September 2019 as National Preparedness Month 2 in Talbot County and do commend this observance 3 to all of our citizens. 4 Given under our hands in the great seal of 5 Talbot County this 10th day of September in the 6 year of our Lord, 2019. 7 MR. PACK: Thank you, Madam Secretary. 8 The chair would ask is there a motion to 9 present the proclamation at this time? 10 MR. CALLAHAN: So moved. 11 MR. PACK: Moved by Mr. Callahan. 12 MR. DIVILIO: Second. 13 MR. PACK: Seconded by Mr. Divilio. Madam 14 Secretary -- any further comment before we call 15 the roll? 16 I would just say, again, I want to applaud 17 the other agencies that are here with us today. 18 I've seen the coordination that goes into these 19 types of operations when there have been major 20 storms and we have to open up the command 21 center. You look around that room. And you're</p>

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1 right, we have Ms. Webb there from the
 2 Department of Social Services and Dr. Wadley
 3 there from the Health Department, we have the
 4 Sheriff's Office there, and Town of Easton, and
 5 State Police are there, and also these fine
 6 gentlemen in the back from DNR are also there.
 7 And just the team effort that you and your
 8 staff goes in to put it together and make sure
 9 that everyone is getting the information in
 10 real time. It's crucial to saving lives.
 11 And Ms. Harrison, of course, the e-mails
 12 you sent out last week when Dorian, how many
 13 e-mails did you get from her?
 14 MS. PRICE: Just a few.
 15 MS. HARRISON: Not enough.
 16 MR. PACK: But it's always good to get
 17 those e-mails and kind of see where the storm
 18 is headed. I do stay in contact with
 19 Mr. Stamp, but it's good to get those updates
 20 so we know where the storm is.
 21 So thank you.

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1 MS. PRICE: When Mr. Stamp sends one as
 2 well, that's the exclamation point on the one
 3 that you just sent out.
 4 MR. STAMP: The only thing that is on my
 5 mind as we read the proclamation and share some
 6 thoughts around preparedness is the number of
 7 individuals right now, emergency services
 8 personnel, rescuers, that are in the Bahamas as
 9 we speak.
 10 MR. PACK: Right.
 11 MR. STAMP: There have been a lot of lives
 12 lost from this hurricane that hit that area.
 13 Certainly North Carolina and Ocracoke
 14 Island was damaged severely. Probably need to
 15 keep them in our thoughts.
 16 But communities are at risk. We live in
 17 trying times right now. And we're faced with
 18 threats that we've never been faced with
 19 before. So the importance of every individual
 20 taking preparedness seriously in their personal
 21 life, always thinking one, two, three steps

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1 ahead of where you are is where we are today in
 2 today's society. So preparedness is so
 3 important. Not only in the regional, the local
 4 level, but even on a personal level.
 5 So I just thought I would share those
 6 thoughts. Thank you, Mr. President.
 7 MR. PACK: Appreciate it.
 8 We have a motion and a second on the
 9 proclamation.
 10 If there's no further comment, I will ask
 11 the secretary to call the roll.
 12 SECRETARY: Mr. Pack.
 13 MR. PACK: Aye.
 14 SECRETARY: Mr. Divilio.
 15 MR. DIVILIO: Aye.
 16 SECRETARY: Mr. Callahan.
 17 MR. CALLAHAN: Aye.
 18 SECRETARY: Ms. Price.
 19 MS. PRICE: Aye.
 20 SECRETARY: Mr. Leshner.
 21 MR. LESHER: Aye.

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1 MR. PACK: And Mr. Stamp, if you and your
 2 team would come forward, Mr. Divilio will go
 3 ahead and present this proclamation to you all.
 4 MR. STAMP: Everybody come on up and be
 5 recognized as partners.
 6 MS. HARRISON: Come on.
 7 DR. WADLEY: I'm not standing by you.
 8 MR. STAMP: We get along, I swear.
 9 SPEAKER: Squeeze in.
 10 MR. STAMP: Thank you.
 11 MS. HARRISON: Thank you.
 12 MR. PACK: Thank you, all.
 13 Council, next on your agenda, you have a
 14 presentation by For All Seasons. We have Beth
 15 Anne Langrell, the executive director, For All
 16 Seasons. She's made it with us here today.
 17 How are you?
 18 MS. LANGRELL: I'm good. How are you?
 19 MR. PACK: Good.
 20 MS. LANGRELL: Thank you so much to the
 21 Council for allowing me to come tonight and

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1 speak tonight.

2 We are going to be once again kicking off

3 our No Matter What, You Matter suicide

4 prevention campaign in October, and I just

5 wanted to give you a little bit of update as to

6 how the campaign has worked over the last

7 couple of years and tell you about some

8 exciting new things that are happening this

9 year.

10 We know that suicide prevention is an

11 extremely important topic in our community. As

12 the outpatient mental health and rape crisis

13 center serving Talbot County, we know that the

14 third leading cause of death among 13 to

15 34-year-olds is suicide, that in the age group

16 of 45 to 54, it's the fourth leading cause of

17 death, and in the age group of 35 to 44, it's

18 the fifth leading cause of death.

19 So we certainly know with this being

20 Talbot Goes Purple month, with our opioid

21 crisis that we are facing, with the mental

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1 health crisis that we're facing in our

2 community, we want people to know how to be

3 able to have a conversation, how to be able to

4 connect folks to help.

5 And through this suicide prevention

6 campaign, we have had great support from the

7 County Council, from the Town of Easton, the

8 Easton Police Department. We're working very

9 closely with the Easton Business Alliance once

10 again this year.

11 And so the night of Friday, October 4th,

12 we will be kicking off our No Matter What, You

13 Matter suicide prevention campaign. It will

14 take place at the Bartlett Pear, as it has for

15 the last couple of years. They've been a great

16 partner of ours.

17 And the week kicks off what we are now

18 calling shop and dine week in Easton. So we

19 have engaged over the last couple of years with

20 over 30 businesses and restaurants in Talbot

21 County. And businesses are given the

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1 opportunity to choose one or more days during

2 that first week of October where when people

3 come in and either shop or dine in their

4 restaurant, they choose a portion of their

5 proceeds to go back to the No Matter What, You

6 Matter suicide prevention campaign.

7 And it allows us to create one crisis

8 appointment in our office each day that is

9 specifically designated to members of the

10 community who are suffering with thoughts of

11 suicide, having family members who have lost

12 loved ones to suicide.

13 We hold these crisis appointments so that

14 when folks are in crisis, there isn't a wait

15 list that they have to work through, that they

16 can call our office and be seen in that same

17 daytime.

18 Folks in our office put lunches on hold,

19 people cancel meetings. And it's certainly

20 been a utilized service that has happened over

21 the last two years. We've served over 400

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1 community members in this last year with these

2 appointments. Over the last two years, for the

3 campaign.

4 So we have certainly seen folks who are

5 calling, who are in need. All of our agencies,

6 because of the mental health crisis and

7 shortage that we have on the shore, are holding

8 wait lists. So this has really been a campaign

9 that's been critical to serve people in the

10 moment and be able to continue to outreach.

11 It's also been a really great way for us

12 to wrap around when there are tragedies in the

13 community, and our agency works really closely

14 with community partners to do trauma

15 debriefings with staff at say the YMCA and

16 other businesses that are facing a crisis. And

17 it allows us to say to that staff should there

18 be anything that you need in the moment, please

19 come in through the crisis appointments that

20 we've created.

21 So I just want to once again thank the

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1 Council because you've all been very
 2 supportive. Most of you have been in
 3 attendance at our event every year. We look
 4 forward to having you. The mayor will be there
 5 this year to do a proclamation the night of the
 6 event. We will have your proclamation.
 7 WCEI has been a great partner of ours this
 8 year, along with Easton Utilities and all the
 9 businesses in town and the restaurants that are
 10 joining us again. We were able to create these
 11 appointments to serve the community, and we
 12 hope to be able to continue to do that.
 13 So thank you for recognizing this week
 14 through the county.
 15 MR. PACK: Mayor Willy is always one up,
 16 isn't he.
 17 MR. CALLAHAN: Yeah.
 18 MR. PACK: Anyway, thank you very much
 19 Beth Anne. We appreciate it.
 20 Regarding suicide by profession, do you
 21 have any data on that?

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1 And the reason why I ask is because I saw
 2 a program the other night. It really caught me
 3 by surprise, it really did. And it was talking
 4 about the number of suicide cases they're
 5 seeing from farmers out in the Midwest, that
 6 generational farms that fall into bankruptcy,
 7 and that these hardworking men primarily.
 8 MS. LANGRELL: And that's for our rural
 9 community here as well.
 10 MR. PACK: That's why I ask, yeah.
 11 MS. LANGRELL: It's across the country.
 12 There is a specific suicide prevention campaign
 13 through the Rural Maryland Council.
 14 MR. PACK: Good.
 15 MS. LANGRELL: And actually they
 16 supplemented our program last year because they
 17 recognize that the farming community and rural
 18 communities are greatly affected because of the
 19 loss of farm and, therefore, the loss of any
 20 way to be able to create that living that had
 21 once been established through farming.

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1 MR. PACK: Right. And through the program
 2 it talked about a lot of these men feel shame
 3 or guilt that they lost the family farm that
 4 their father and grandfather, great-grandfather
 5 had started. And then through various
 6 circumstances, some beyond their control, they
 7 lost the farm.
 8 It was a hard program to watch. And being
 9 that we are in a farming community, my mind
 10 quickly went to how are we addressing this.
 11 MS. LANGRELL: And that's partly why we
 12 think this campaign is so important because
 13 when I've spoken with some of the farmers that
 14 have either come through our agency or known
 15 about the campaign, it's breaking the barrier
 16 that it's okay to ask for help.
 17 MR. PACK: Right.
 18 MS. LANGRELL: And that it's okay not to
 19 be okay.
 20 So the same words have been used. One of
 21 the farmers that I spoke with said it was

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1 dehumanizing when this happened to me, I was
 2 lucky enough to be able to ask for help.
 3 But that's what we're hoping this campaign
 4 does, is that it gets people talking and it
 5 gets people comfortable enough to say I think
 6 you're in trouble and you need help and here is
 7 how I can help. And not having to have the
 8 solution, but be able to connect folks to
 9 services in the community across the board,
 10 whether it be Emergency Services, Department of
 11 Social Services, the Health Department, so that
 12 we can all work as a community to start that
 13 conversation.
 14 MR. PACK: Well, I'm so happy for what
 15 you're doing and applaud you for what you're
 16 doing.
 17 So with that being said, is there any
 18 further comments of Beth Anne?
 19 Madam Secretary, if I could have you read
 20 the proclamation, please.
 21 SECRETARY: Proclamation, No Matter What,

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1 You Matter Suicide Prevention Week.

2 Whereas, in the United States one person

3 dies by suicide every 13 minutes. And in

4 Maryland, suicide is the third leading cause of

5 death for individuals 15 to 34 years old, the

6 fifth leading cause of death for individuals 35

7 to 44 years old, and the fourth leading cause

8 of death for individuals 45 to 54 years old,

9 and is the 11th leading cause of death overall

10 in Maryland, even though most of these deaths

11 are preventable.

12 And whereas, on average one Marylander

13 dies by suicide every 15 hours, with more

14 Marylanders dying by suicide than by homicide

15 every year.

16 Whereas, the death of each person by

17 suicide intimately affects at least six other

18 people, resulting in over 200,000 newly

19 bereaved individuals each year.

20 And whereas, in 2017, when 630 Marylanders

21 died by suicide, not only was the life of the

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1 individual cut short, the lives of their

2 several thousand friends and family members

3 were changed forever.

4 And whereas, the total deaths to suicide

5 affect a total of 11,359 years of potential

6 life lost before age 65.

7 And whereas, according to the 2014

8 Midshore Behavioral Health Needs Assessment,

9 25 percent of Talbot County students indicated

10 that at some point during the past 12 months,

11 they had felt so sad or hopeless almost every

12 day for two weeks or more in a row, that they

13 had stopped doing some of their usual

14 activities.

15 And whereas, 17.1 percent of Talbot County

16 students have seriously considered attempting

17 suicide during the past 12 months, and

18 10.1 percent of Talbot County students made a

19 plan about how they would attempt suicide.

20 And whereas, many of the individuals who

21 died never received effective behavioral health

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1 services for many reasons, including the

2 difficulty of assessing the services of health

3 care providers professionally trained to reduce

4 suicide risk, the stigma of using behavioral

5 health treatment, and the stigma associated of

6 losing a loved one to suicide.

7 And whereas, the governor's Commission on

8 Suicide Prevention is dedicated to reducing the

9 frequency of suicide attempts and deaths and

10 the pain for those affected by suicide through

11 research projects, educational programs, and

12 interventional and bereavement services and

13 urges all Talbot County citizens to recognize

14 suicide as a significant public health risk in

15 Talbot County and to declare suicide prevention

16 a priority and support the development of

17 accessible behavioral health services for all

18 citizens of our county to reduce the suicide

19 risk for people of all ages and backgrounds.

20 Now, therefore, we, the County Council of

21 Talbot County, do hereby declare the second

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1 week of October No Matter What, You Matter

2 Suicide Prevention Week and urge all citizens

3 to actively work toward the prevention of

4 suicide.

5 Given under our hands in the great seal of

6 Talbot County this 10th day of September in

7 year of our Lord, 2019.

8 MR. PACK: Thank you, Madam Secretary.

9 The chair would entertain a motion on the

10 proclamation.

11 MR. CALLAHAN: So moved.

12 MR. PACK: Moved by Mr. Callahan.

13 MR. DIVILIO: Second.

14 MR. PACK: Seconded by Mr. Divilio. Any

15 further questions, comments?

16 Hearing none, Madam Secretary, please call

17 the roll.

18 SECRETARY: Mr. Pack.

19 MR. PACK: Aye.

20 SECRETARY: Mr. Divilio.

21 MR. DIVILIO: Aye.

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1 SECRETARY: Mr. Callahan.
 2 MR. CALLAHAN: Aye.
 3 SECRETARY: Ms. Price.
 4 MS. PRICE: Aye.
 5 SECRETARY: Mr. Leshner.
 6 MR. LESHER: Aye.
 7 MR. PACK: Beth, you have anyone else with
 8 you to come up?
 9 MS. LANGRELL: Katie Theeke, vice
 10 president of (inaudible) Communications, is
 11 also here.
 12 MR. PACK: Tell her to come up and any
 13 other partners you have. Mr. Leshner is going
 14 to present the proclamation to you all, whoever
 15 is coming up with you all. Bring the whole
 16 team up.
 17 SPEAKER: We also have some literature
 18 here about our kick-off event, if anyone is
 19 interested.
 20 MR. PACK: Sure. Thank you.
 21 SPEAKER: And this is how you can help

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1 loved ones you're concerned about.
 2 MR. PACK: You want to leave them on the
 3 table outside so they can get them as they're
 4 leaving?
 5 SPEAKER: Yeah.
 6 MR. PACK: Okay. Thank you very much.
 7 Congratulations, Beth Anne.
 8 Dr. Wadley, don't you go far now.
 9 So there's going to be some prevention
 10 literature outside in the hallway on that table
 11 for anyone who like to get it. Thank you.
 12 While Dr. Wadley is setting up here, let
 13 me go through this. We have an update from the
 14 Talbot County Board of Health. Dr. Fredia
 15 Wadley, our health officer, is going to be
 16 making a presentation shortly.
 17 DR. WADLEY: Tonight I want to do a little
 18 different. It's Talbot Goes Purple. It's
 19 September. I want to talk about addiction, but
 20 maybe tying in some of the things that you've
 21 heard tonight, everything from emergency to

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1 suicide to mental health. And I also want to
 2 give us a different perspective.
 3 So when we talk about addiction, most of
 4 the time, especially in the past two or three
 5 years, we've been talking about opioids. Big
 6 thing, that's what started the concern. But
 7 it's prescription opioids, it's heroin, it's
 8 fentanyl, which is a synthetic opioid, it's
 9 cocaine, it's other drugs like benzodiazepines,
 10 nicotine, tobacco, and we forget alcohol. We
 11 shouldn't forget alcohol. Even in 2015, it was
 12 and is still killing more than opioids is
 13 killing.
 14 You can see there the number of people in
 15 that year that were addicted, 15.1 million.
 16 But yet the few that got treatment, only 6.7 of
 17 the ones that's adolescents, how few of those
 18 get treatment, 5.2 percent.
 19 So when we talk about addiction, we cannot
 20 ignore alcohol. It's killing more people.
 21 It's just a more acceptable, culturally

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1 acceptable addiction.
 2 Treatment since 2016 when it was declared
 3 an emergency until now. We talked about a lot
 4 of the state and federal dollars and what's
 5 been done to improve treatment and get people
 6 into treatment. We've added safe stations to
 7 help them get into treatment.
 8 Now we're looking at the number of
 9 prescribers for medication-assisted treatment.
 10 And I'm going to talk a little bit more about
 11 that later. There's some controversy about
 12 medication-assisted treatment. We do know that
 13 for many, it's the way they get off drugs, but
 14 on the shore we do not have sufficient
 15 prescribers. By that I mean physicians.
 16 Usually they can be psychiatrists, they can go
 17 through waivers to get the Buprenorphine, nurse
 18 practitioners. But we just don't have what we
 19 need.
 20 Shore Health is working with us, trying to
 21 at least for those that come into the emergency

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1 room that meet the recommendation, which they
 2 have to be in withdrawal and also they will
 3 follow up to do the buprenorphine induction in
 4 the emergency room, call our peers, which will
 5 be on call from Talbot County, and then they
 6 will try to get them into treatment into
 7 whatever county that person might be a resident
 8 of.
 9 We thought we would have it up by now.
 10 Taking a little bit more time to work through.
 11 But we're also working on several things to try
 12 to get backup.
 13 One of those is Dr. Eric Weintraub with
 14 University of Maryland Medical System. He's
 15 already a tele-health backup for Caroline
 16 County mobile van, a provider or two. With him
 17 being a psychiatrist and having fellows and
 18 residents, they're providing quite a bit of
 19 tele-help backup in prescribing.
 20 And behavioral health providers don't
 21 always have nurses to give injections. Like if

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1 they're on Vivitrol at the Detention Center,
 2 that's what they use. So when they leave, they
 3 may have a behavioral health provider, but then
 4 the provider who has to get a nurse to come in
 5 for that injection may not be able to get one
 6 in, and that poses a problem.
 7 I want to say just a little bit about
 8 medication-assisted treatment because sometimes
 9 people ask questions about well, I heard it's
 10 just another opioid to substitute an opioid.
 11 Methadone is an opioid, yes. It is a schedule
 12 two. In the medicine world that means
 13 physicians can't prescribe two unless they have
 14 a special exception to do it, like research or
 15 whatever. It's considered a drug that is just
 16 not usually given.
 17 What it does is even though it's an
 18 opioid, it gives you less euphoria, less of a
 19 high. So often people can go back to work and
 20 work as they normally would.
 21 The second one is Naltrexone. It's the

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1 same thing that we use Narcan when someone
 2 overdoses. It is not an opioid. It actually
 3 blocks opioids. It sets up on the receptors in
 4 the nerve receptors so opioids can't attach.
 5 So you don't have any opioid there. A lot of
 6 people like that one because it is not an
 7 opioid.
 8 Buprenorphine is another opioid. It's a
 9 schedule three, less dangerous. Physicians can
 10 get a waiver and write for this. So maybe 100
 11 patients is all they can have. And it is,
 12 again, less euphoria. People can work and
 13 function under buprenorphine.
 14 The last one is they marry that or they
 15 mix that with the naltrexone or the Narcan.
 16 And when you do that, you've got a better
 17 protection from an overdose of buprenorphine
 18 and you've got better protection if they take
 19 another opioid of them overdosing. So many
 20 people are wanting the buprenorphine mixed with
 21 the naltrexone. And that's what we have fewer

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1 providers that can write that prescription.
 2 Just a little bit on Methadone because
 3 there's a lot out there, and it's also to say
 4 that with any of these drugs or any of
 5 addiction treatment, there is no silver bullet.
 6 It is hard to get off those drugs. It is often
 7 you have relapses. And we all know this.
 8 But a Harvard study showed that 25 percent
 9 have been weaned off of Methadone, 25 percent
 10 that stay on it. You'll have 50 percent that
 11 will come off of it, but they may go back on
 12 later.
 13 Another study in Canada, average time on
 14 Methadone was 52 months. If you'll look at the
 15 statistics there, they can actually know the
 16 ones that start taking another opioid are
 17 likely to go off. If they're on
 18 benzodiazepines, they're likely to go off. So
 19 often you'll have someone go on the Methadone
 20 and then go off of it or either start taking
 21 drugs and stop the Methadone because they're

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1 not getting the effect. They don't want the
 2 Methadone. It's not a high enough affect.
 3 We had far less dollars in prevention.
 4 Some of the dollars that we've used on
 5 prevention were already there before the
 6 declaration or emergency through several of the
 7 states. We've used that. We've had great
 8 awareness through Talbot Goes Purple, education
 9 about storage and disposal, Narcan training,
 10 distribution, schools using the curriculum for
 11 all their grades, media campaigns.
 12 So although we've done a lot of that with
 13 prevention, there hasn't been a great deal
 14 invested in the prevention in the past three
 15 years.
 16 Now for the sad part. Good part, a little
 17 bit sad part for some counties. Okay. If you
 18 look at the first three quarters. Remember,
 19 all of this is very delayed data. If you look
 20 at the first quarter of 2019, and that's all we
 21 have for 2019, it says we're coming down for

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1 the first time in Maryland. If you look at
 2 Talbot County, we had in '16, ten, in '17, 11,
 3 and in '18, ten. If you look for the first
 4 quarter of 2019, it has two for this period.
 5 And 2018, we had two for the same period.
 6 However, I happened to get a weekly
 7 report, and I know that we're probably matching
 8 at about the same thing we were last year.
 9 So I'm worried about even for the State,
 10 since often it takes longer on autopsies and
 11 for them to get the data in, that it may not be
 12 quite this good. Hopefully, it will be. But I
 13 already know from the data that we get, we get
 14 a weekly report, and just recently I've had to
 15 go back to them and say this can't be right
 16 because we look at residents and incidents. I
 17 want to know Talbot residents. I don't care
 18 where they died. But often I will have an
 19 address, and I know they've mixed it up because
 20 they'll say Cambridge, Talbot.
 21 And so about three of those that I found

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1 have been wrong. So I can't tell you exactly
 2 if it's six or seven deaths that we've had
 3 through this week.
 4 And then I can tell you that that might
 5 not be real life data because we may get an
 6 autopsy that comes in. So you don't really
 7 know until two or three months after the year
 8 is over actually what the death rate is. And
 9 that's kind of sad. Okay. But that goes back
 10 to they will not release the data until they
 11 have the autopsy done and all the lab work
 12 done. And sometimes there can be a backlog of
 13 that.
 14 Here is what wanted to stop just a minute
 15 and think about because you'll hear this
 16 statement, read this statement multiple times.
 17 And it says this addiction, this opioid problem
 18 is one of the greatest public health threats or
 19 problems in a long time. Now, whereas, I agree
 20 with that statement, I don't think we really
 21 treat it like a public health problem as far as

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1 the funding and the planning goes.
 2 So let me explain that. The basic model
 3 in public health is something that's going on,
 4 an infection or whatever. You say what's the
 5 causes. And there may be multiple factors
 6 involved in that. So you say okay, give me all
 7 the contributing factors for that problem.
 8 Then you start asking yourself what do we
 9 know about decreasing those contributing
 10 factors, is there any evidence-based studies
 11 that says you can decrease those factors. And
 12 so now let's take that and put it into a plan
 13 and prioritize it.
 14 Although we've talked about contributing
 15 factors, I don't think we've made it clear
 16 enough about two or three of them what you
 17 really should be aware of. Prescribed opioids
 18 for injury or pain is a big risk factor. I'll
 19 show you some statistics in just a moment about
 20 how big a risk factor.
 21 Genetic predisposition, we say that a lot.

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1 More and more they're saying it's 40 to
 2 60 percent of the problem of becoming addicted.
 3 Okay. I don't think that's been really stated
 4 strong enough.
 5 Use of gateway drugs, especially for your
 6 adolescents at that growing time, is a huge
 7 factor.
 8 Family members using or peers using, of
 9 course.
 10 And then we haven't stressed enough
 11 co-occurrence of mental health problems.
 12 Forty-three percent.
 13 Let's go back to the opioids first. When
 14 we talk about just being on an opioid is a risk
 15 factor. Roughly 21 to 29 percent of patients
 16 prescribed opioids for chronic pain misuse
 17 them. Between eight and ten percent develop an
 18 opioid use disorder. You average that out,
 19 that's one out of ten. An estimated 46 percent
 20 who misuse prescription opioids transition to
 21 heroin. And about 80 percent of people who use

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1 heroin first misused prescription opioids.
 2 So no matter how you slice this, as the
 3 sheriff keeps saying, prescription opioids is a
 4 big place for where this begins.
 5 When I talk about contributing factors,
 6 look at the mental health. Research indicates
 7 that 43 percent of people in treatment for
 8 substance use disorders also have a mental
 9 health diagnosis. Okay. If you look at our
 10 adolescents in community-based treatment,
 11 60 percent of them have a mental health
 12 problem.
 13 It's been said, I don't use it often
 14 because I think it's too simplistic, that maybe
 15 50 percent of it is genetic and 50 percent is
 16 lack of coping skills. And of course,
 17 behavioral health problems gives you a lack of
 18 coping skills.
 19 I started to put this together. We're
 20 going to break it down so it will be a little
 21 bit easier to read. But if I was just trying

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1 to get it all in a picture, I would want to
 2 look at what we've done to decrease access,
 3 what we've done to decrease demand, what we
 4 could do to upstream actions to decrease access
 5 and upstream actions to decrease demand.
 6 That's sort of the public health model after
 7 you put your contributing factors.
 8 If I look at that and you ask what have
 9 you done in prescriptions, there's been some
 10 decrease in prescriptions. Not enough. We
 11 have in Maryland since 2012, past, (inaudible)
 12 it was not among the first state to pass it.
 13 It started probably two or three years before
 14 that of other states passing, not federal
 15 government, states, passing prescription
 16 monitoring program.
 17 What this says is that before a physician
 18 prescribes, they can look up in the system and
 19 see if this person has been getting drugs from
 20 some other physician. So it's really good for
 21 drug seekers that are shopping around.

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1 Pharmacists also look it up. So you've got
 2 that. And you're supposed to look it up. And
 3 they're educated. You've got to have so much
 4 education to be able to prescribe even these
 5 substances.
 6 What most people don't recognize is is you
 7 can't go in and just see who is prescribing a
 8 lot. Only law enforcement, if they get a
 9 complaint, can go in and subpoena and get those
 10 records. So it is really only for physicians
 11 to look up. And they will send out unsolicited
 12 notices that maybe this person has been on
 13 narcotics too long or the dose is quite high.
 14 So we've still got a lot to do, and I'll talk a
 15 little bit later about on the federal side of
 16 that what you do.
 17 We've done fairly well on the storage and
 18 the disposal. And there's still some law
 19 enforcement involved with prescription drugs
 20 stolen. But most of what they're dealing with
 21 is heroin, fentanyl, and cocaine, and the

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1 illegal drugs.
 2 Now go to the other side and look, what
 3 have we done to decrease demand when we look at
 4 those contributing factors. We've educated
 5 about alternatives to opioids for pain relief.
 6 Have we made a dent in the public? Of course,
 7 thinking that aspirin and Tylenol can do a lot.
 8 Probably not. It's still -- most drugs that
 9 are over the counter used to be prescription,
 10 some of them. But people think if I really got
 11 pain, I really need an opioid. We need to do
 12 better on both from the prescribing side and
 13 the public side of thinking that opioids aren't
 14 the only thing to get.
 15 In fact, if I had a patient today and I
 16 asked them has anybody in your family ever been
 17 addicted to alcohol or a drug and they said
 18 yes, I would then ask them have you ever been
 19 treated for a mental health problem or thought
 20 depressed. Because if they have those two
 21 factors, I've got a high risk individual. And

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1 unless they absolutely have to have an opioid,
 2 should not be just prescribed an opioid. So I
 3 think there's more that we need to do on the
 4 prescribing side.
 5 Decrease the demand for gateway drugs, I
 6 wish. Look what is happening with our
 7 adolescents on the vaping. The nicotine that
 8 you get in vaping is so much more potent than
 9 what you get out of a cigarette. And then you
 10 don't know what they put in to make it taste
 11 like cherry or smell like whatever. And
 12 probably one of those dilutants or what's in it
 13 is causing some of the respiratory problems.
 14 Hasn't been totally worked out now.
 15 But we know that kids are taking up vaping
 16 like everything thinking that it's not as big
 17 of a problem as the nicotine in cigarettes.
 18 But it is a problem. And marijuana is becoming
 19 more and more of their acceptable drug for
 20 adolescents. So we haven't done very well
 21 there.

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1 Get more individuals into substance abuse,
 2 yes. Give us probably a B on that one. Okay.
 3 You heard Beth Anne talk about suicide,
 4 depression. Have we gotten more into mental
 5 health, no. We haven't put any dollars into
 6 mental health. And when you think 50 percent
 7 of those probably have a mental health problem
 8 and you're treating for their drug problem,
 9 even if you could get them off of the drug
 10 problem, the mental health problem is probably
 11 going to drag them back because one of the
 12 reasons they use drugs is they feel better.
 13 It's like treating your un-mental health
 14 problem.
 15 So on decreasing the demand, we've still
 16 got a way to go. And we better concentrate on
 17 the mental health part of it.
 18 This is not in our purview, but maybe it
 19 is because maybe we should be saying something
 20 to government about what they did not do. DEA
 21 is supposed to monitor all these drugs that's

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1 prescribed, the controlled substances. Payers
 2 have the data to monitor. People have known
 3 that the prescriptions were going up and up
 4 since the '90s. That was not unknown. It's
 5 only now that you're learning that nobody did
 6 anything about it.
 7 Even when pharmacists were getting tons of
 8 pills, even when there was (inaudible)
 9 operations, somebody didn't steal provider
 10 numbers and set up like this is a clinic. It's
 11 nothing but a storefront. Bill until they get
 12 to about a million or 5 million, break down,
 13 and set up another site.
 14 Many states says we don't have the law
 15 enforcement to investigate or to prosecute.
 16 And so this really kept going on all the way
 17 through the end of the '90s and in 2000. And
 18 it wasn't really until around 2010 that you
 19 began to see the states, not the federal
 20 government, the states doing the prescription
 21 drug monitoring.

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1 And because that's very good at keeping
 2 drugs seekers from getting prescriptions, you
 3 can actually see how the prescription opioid
 4 deaths started flattening out a little bit, but
 5 the heroin deaths started going up, because
 6 they were going to cheap heroin and they could
 7 get it.
 8 So on that end, I'd say we still have a
 9 lot to do of looking at the data that we
 10 already have. Not us at the local level. But
 11 maybe us at the local level should be saying
 12 what should be done at the federal level.
 13 And then upstream actions to decrease the
 14 demand. I think we were early here. We had
 15 started the children's initiative to try to
 16 decrease the adverse childhood experiences. A
 17 couple of years ago, the first time we asked
 18 for money for a social worker for the schools
 19 for the high risk family and the kids that were
 20 homeless during the year, I think it was a
 21 little unusual. Now I think you're seeing the

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1 state and the other CCs seeing that more
 2 counties are wanting to use their dollars,
 3 because they have very little for prevention.
 4 And then the early intervention for
 5 behavior health problem in children, because we
 6 know that the majority of behavioral health
 7 problems start in childhood, another spike in
 8 adolescence and young adulthood. Most of them
 9 have already begun by then. You may not
 10 actually be treated until late or have a bad
 11 reaction, but most of your problems start then.
 12 They've proven that if you intervene
 13 early, you got a chance of getting a better
 14 outcome. Interventions so you don't go on to a
 15 mental health problem, and then early treatment
 16 so you get a better outcome even if you've got
 17 a mental health problem.
 18 So that and actually mental health for
 19 adults, we know we don't have enough providers
 20 across the country, but we definitely don't
 21 have enough in rural areas. And where we

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1 really lack is for children and youth mental
 2 health providers.
 3 So what are we going to do when we get to
 4 there. We still need better data. We've said
 5 it from the beginning. They will tell you you
 6 tend to improve what you can measure. We ought
 7 to be better at measuring what we're doing now.
 8 Access to treatment is still important.
 9 I'm not saying it's not. But you would be
 10 surprised at our elderly patients that have
 11 been on an opioid for ages for chronic hip pain
 12 or whatever. Okay. That's just not -- if you
 13 took them it off of it now, they would go into
 14 withdrawal. So both looking at our elderly and
 15 our youth, have I think been neglected.
 16 We need more prescribers for the
 17 medication-assisted treatment. We're working
 18 on that. We're going to start a drug fatality
 19 review team. We have small numbers, but I
 20 think it is time that we need to know and need
 21 to put more energy into knowing is this a

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1 resident, is this a resident that came in to
 2 use a recovery house and then was out of the
 3 recovery house, overdosed. I think it's
 4 getting complicated enough that we need to have
 5 a fatality review team.
 6 Mental health services for children,
 7 youth, and adults, definitely. And prevention
 8 more, but prevention upstream.
 9 So that's sort of the way I'm looking at
 10 the next phase for the opioid, is look at the
 11 prevention and deal with the contributing
 12 factors and emphasize more the genetic
 13 predisposition and the mental health
 14 co-occurring problem that goes with it.
 15 Any questions?
 16 MR. PACK: No. First of all, that was a
 17 very enlightful presentation, Dr. Wadley.
 18 I will agree with you that I think we
 19 sometimes send mixed signals when it comes to
 20 gateway drugs. And you see some jurisdictions
 21 where they won't even charge somebody on a

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1 possession of marijuana. They won't even take
 2 it to trial. It's just dismissed without even
 3 going through the process.
 4 But at the same time, we know that
 5 marijuana is listed as one of those gateway
 6 drugs; alcohol, tobacco, and marijuana.
 7 So when you have areas of the nation who
 8 are going about not just decriminalizing
 9 marijuana, which is what we've done here in
 10 Maryland, but legalizing it to possess and to
 11 use, I think we kind of send mixed signals
 12 here.
 13 You go out to Denver, Colorado, and you
 14 see, I've been out there personally, the
 15 effects of when you legalize marijuana. I
 16 would say that the City of Denver is worse off
 17 than it was before legalization just from an --
 18 DR. WADLEY: It will be.
 19 MR. PACK: Just from the outside looking
 20 in.
 21 DR. WADLEY: I recognize you don't want to

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1 have kids with a record at 16 for the rest of
 2 their life.
 3 At the same time, there is no doubt, and
 4 they can prove that when they legalize, there's
 5 more.
 6 Now, it's not just -- we worry about the
 7 gateway drug in teens, but you worry about the
 8 adolescent mind. It's not done yet. You got
 9 to keep reminding yourself it's not really done
 10 until about 25, and I question that sometimes.
 11 But we know it's not done at 16. It is still
 12 developing.
 13 And if you don't think it affects the
 14 development of the mind, the studies now are
 15 showing that you don't want the adolescents
 16 doing it for what it's doing to their brain
 17 then. Not just because it's a gateway drug,
 18 okay.
 19 But it is becoming more and more common
 20 for teens to use. And we've got to recognize
 21 that's not going to be good for the addiction,

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1 okay.
 2 That's what parents should really start
 3 saying and be honest with your kids. We have
 4 addiction in the family, you need to know that
 5 you're a high risk for addiction. Those are
 6 hard words.
 7 MR. PACK: Right. I will say, I want to
 8 get back to you on that point as well, but I
 9 will say that I think Maryland has taken the
 10 appropriate steps, maybe haven't gone all the
 11 way, but as treating this more of a health
 12 crisis than they have treated it as a law
 13 enforcement crisis.
 14 I think the Good Samaritan Act was a good
 15 bill to pass whereby if you're in a situation
 16 where someone in your party overdose and you
 17 make a call into law enforcement, you won't be
 18 charged. Of course, we here in Talbot County,
 19 we live that.
 20 DR. WADLEY: Yes.
 21 MR. PACK: We know first hand about how

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1 that can play out.
 2 I think the OOC, I think the Department
 3 of Social Services just received some money
 4 from the OOC. I know that down in Tilghman
 5 Island, the Tilghman Area Youth Association,
 6 they received about \$25,000 from OOC.
 7 So I think that, again, is going towards
 8 more of the community, the anti-criminal
 9 element of addiction and trying to address it
 10 from a social side rather than from the
 11 criminal justice side.
 12 DR. WADLEY: I'll actually say this. What
 13 the governor has put forth and the OOC, which
 14 compared to all the federal and other dollars
 15 that was already there, that's a very small
 16 amount. And letting communities be able to
 17 decide how they wanted to use that has been one
 18 of the really good points of that.
 19 For example, we get around 88 to \$92,000,
 20 and that's not much compared to state and
 21 federal, the new federal dollars, but it can

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1 allow you to go with prevention when you
 2 weren't allowed to do it with those other
 3 dollars.
 4 MR. PACK: Yeah. I think it's a start,
 5 and I think through the Justice Reinvestment
 6 Act, and I'm currently chair of the Justice
 7 Reinvestment Local Government Board as that
 8 chairperson. I think we're looking at ways
 9 that those dollars that we're decreasing
 10 through incarceration can now be put back into
 11 the community.
 12 It's a start. We just started this within
 13 a year of the creation of these programs and
 14 these procedures. So it's going to take some
 15 time for those numbers to creep up.
 16 But I think we have taken the right steps
 17 into treating it more a health crisis than we
 18 are as a criminal justice crisis.
 19 Is there an opioid risk factor? You
 20 talked about a person coming in and you would
 21 ask them, number one, any family members who

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1 had an addiction, number two, is there -- I
 2 know when I was working full time for
 3 probation, we had a risk instrument that we
 4 used that would measure the criminogenic
 5 factors of an individual and kind of give us an
 6 indicator whether or not they had a propensity
 7 to reoffend.
 8 Is that -- do you have any instrument like
 9 that on the health side regarding opioid --
 10 DR. WADLEY: They encourage providers
 11 regardless of what they come in with to do the
 12 (inaudible). And I think more are using that.
 13 I would like for them also to think before, I
 14 don't care if you're 60 years old or whatever,
 15 when they come in, is that opioid prescription
 16 really necessary, to then ask those questions
 17 about --
 18 MR. PACK: Of the expert. That's good.
 19 DR. WADLEY: And ask them about the family
 20 history.
 21 MR. PACK: That's good to know. Okay.

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1 Anything else?
 2 For those of you who don't know, your
 3 Talbot County Council also sits as your Board
 4 of Health. This is our quarterly update from
 5 our health officer. So we certainly do
 6 appreciate her coming in to this body, as your
 7 acting Board of Health to give us an update on
 8 what's happening in the community.
 9 Anything else from Council members? Okay.
 10 DR. WADLEY: About to have a meeting of
 11 the Rural Health Collaborative of the Midshore.
 12 That was established by legislation. And so
 13 probably the next board update I'll give you
 14 because we're supposed to make counties aware
 15 of what we're doing. We'll be on the Rural
 16 Health Collaborative.
 17 MR. PACK: We missed you this morning at
 18 the (inaudible) meeting actually.
 19 DR. WADLEY: I know. I was doing an
 20 environmental meeting this morning.
 21 MR. PACK: Okay.

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1 DR. WADLEY: By the way, it wasn't on my
 2 calendar. That was my fault.
 3 MR. PACK: There you go.
 4 DR. WADLEY: Thank you.
 5 MR. PACK: Thank you, Dr. Wadley. Okay.
 6 Council, next we have on our agenda
 7 administrative resolution. This is for a stay
 8 of enforcement for Talbot County Code section
 9 190.
 10 Madam Secretary, would you please read the
 11 title.
 12 SECRETARY: Administrative resolution. An
 13 administrative resolution to stay enforcement
 14 of Talbot County Code section 190-3320A for
 15 certain short-term rental properties.
 16 MR. PACK: Thank you very much.
 17 Mr. Salinas, I see you sitting back there.
 18 I just want to know if you care to come forward
 19 to give any comment before we move on this?
 20 How you doing, Miguel?
 21 MR. SALINAS: Good. How are you?

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1 MR. PACK: Good.
 2 MR. SALINAS: Good evening. Also,
 3 Mr. Mike Duell is with me.
 4 MR. PACK: Mr. Duell. How are you doing,
 5 Mike?
 6 MR. DUELL: Good evening.
 7 MR. SALINAS: And we have no comment, but
 8 we certainly stand for any questions.
 9 MR. PACK: Any questions of them? Okay.
 10 I think members are -- the floor is open
 11 for any discussion before we do take the vote
 12 on this matter.
 13 This was set aside from our last meeting.
 14 It was introduced as an administrative
 15 resolution. It was not called to third vote.
 16 So we have pushed it backed to this meeting.
 17 We have heard some public comment
 18 regarding this. We have received also some
 19 public correspondence on this.
 20 And this measure is to address certain
 21 short-term rental properties that were license

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1 holder in the year 2018, filed during the
 2 appropriate period, but had some mitigating
 3 factors that they had to address, many of them
 4 dealing with windows and doors that had to be
 5 refit. They had no outstanding violations from
 6 the previous year that was on the county
 7 record.
 8 And so we were trying to find a way to
 9 mitigate those property owners. So this
 10 administrative resolution was drawn up to
 11 address just those particular properties. And
 12 again, we tabled it for tonight to take up for
 13 vote.
 14 So are there any further discussions on
 15 this?
 16 MR. LESHER: Mr. Pack.
 17 MR. PACK: Sure.
 18 MR. LESHER: I do have a question for
 19 Mr. Salinas.
 20 MR. PACK: Okay.
 21 MR. LESHER: And this has to do with -- I

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1 may have asked a different version of this
 2 previously. But if you could refresh me, there
 3 was an application period under the new
 4 ordinance that for which the application needed
 5 to be filed before March 1st and the license
 6 needed to be issued by I believe it was
 7 May 1st.
 8 And now we've got some properties that
 9 didn't meet that timeline for perhaps a
 10 multitude of reasons.
 11 Can you describe for the potential
 12 affected properties the extent to which that is
 13 inherent in the process, perhaps the
 14 unanticipated aspects of the process that may
 15 have taken longer than we may have envisioned?
 16 In other words, to what extent was this
 17 administration of this and consequently perhaps
 18 no fault of the applicant and to what extent
 19 was this delay on account of the applicants.
 20 They took longer to file an application, they
 21 took longer to take measures that would bring

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1 them into compliance with the new ordinance,
 2 with the new code?
 3 MR. SALINAS: Sure. The affected property
 4 owners, by introducing the administration
 5 resolution they all had 2018 licenses.
 6 There was a grace period starting from
 7 November 10th of last year to May 10th of this
 8 year for any STR properties who were unlicensed
 9 to be able to apply for a license.
 10 These affected properties all applied,
 11 with the exception of two of them, all applied
 12 within that grace period.
 13 The delay has overwhelmingly been due to
 14 non-compliance with safety inspections, all
 15 overwhelmingly due to the size and net opening
 16 of windows for emergency escape and rescue.
 17 The other safety components related to
 18 fire extinguishers, means of egress, and smoke
 19 alarms, typically when they have failed,
 20 especially with smoke alarms, those are easy
 21 fixes.

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1 But what we have heard from talking to the
 2 applicants are that some of them got
 3 inspections by third party certified
 4 inspectors. Well, in the code it's supposed to
 5 be certified inspector if they go third party,
 6 but some of them mistakenly hired an inspector
 7 that was not certified by the International
 8 Code Council. So they had to get re-inspected
 9 again. And that took time.

10 The other ones just simply failed. And
 11 the reasons we hear that have been delaying the
 12 applications have been due to back orders on
 13 windows and then finally getting the windows
 14 and then having to get them installed and the
 15 wait time for actual installation.

16 So related to the process, it's been the
 17 non-compliance for the safety requirement using
 18 the 2003 International Residential Building
 19 Code. And there are a couple of them I believe
 20 that I believe mistakenly thought that their
 21 expiration of their license was not at calendar

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1 year, but was a year from the date that it was
 2 issued and were continuing to also rent their
 3 property as a short-term rental. Didn't
 4 realize that they actually had to apply by the
 5 end of the year. So that's on the applicant
 6 certainly.

7 The other ones that are on the list, while
 8 they were in process, continued to use their
 9 property as an STR, but they officially
 10 expired, their licenses, on December 31st or on
 11 January 1st of 2019.

12 MR. PACK: You okay? Any other questions,
 13 comments?

14 MR. CALLAHAN: So right now Mike is
 15 enforcing 2003 building code?

16 MR. SALINAS: For those four things,
 17 for -- well, for actually for three things.
 18 For means of egress, for the smoke detectors,
 19 and for emergency escape and rescue openings,
 20 the 2003 code, which is the current code
 21 adopted by the county, International

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1 Residential Building Code.

2 MR. CALLAHAN: And knowing that we're in
 3 '19 now, there is between '03 and now codes
 4 conflicts.

5 MR. SALINAS: My understanding is that
 6 those code requirements have not changed, with
 7 the exception I believe now the most current
 8 IRBC code requires carbon monoxide.

9 MS. PRICE: Yeah. I went and listened to
 10 the work session last week with the Short-Term
 11 Rental Review Board. I think Mr. Haase pointed
 12 that out, that that was the only difference.
 13 That the egress, the escape, and the smoke
 14 detection were all identical. And only
 15 difference was the carbon monoxide, which we
 16 should strongly consider adding at the
 17 appropriate time. Probably shouldn't ignore
 18 that.

19 MR. SALINAS: Thank you. And there's no
 20 question that all the failures have been due to
 21 homes that were constructed pre-2003.

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1 MR. CALLAHAN: And maybe we need to take a
 2 look at this, but I think there is a conflict
 3 in the egress on front doors between '03 and
 4 '18, I think.

5 MR. SALINAS: I think certainly you would
 6 know much more than I do on that one.

7 MS. PRICE: Smaller or bigger?

8 MR. CALLAHAN: Actually right now the
 9 person reached out to me. I actually didn't
 10 know this, that the doors were 32 inches and
 11 now they need to be three-foot.

12 And Mike can help me with this. We're
 13 saying that you need a three-foot front door,
 14 36-inch front door, correct?

15 MR. DUELL: No, I did not, sir.

16 MR. CALLAHAN: You didn't?

17 MR. DUELL: The front door, I'm not aware
 18 of that conflict.

19 MR. CALLAHAN: You're not aware of it
 20 needing to be 36 inches?

21 MR. DUELL: No, sir. First I heard of it.

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1 MS. PRICE: So right now we're requiring
 2 32 inches?
 3 MR. CALLAHAN: That's what I'm asking you.
 4 MR. DUELL: With the '03 code, that's what
 5 they're enforcing.
 6 MR. CALLAHAN: Which is 36?
 7 MR. SALINAS: In the '03 code.
 8 MR. CALLAHAN: Which is 36. But right now
 9 in today's code, they're not enforcing the 36.
 10 MR. SALINAS: Council Member Callahan, I
 11 think I did have a conversation with Mr. Brett
 12 Gardner from permits and inspections briefly
 13 and I think he did mention something about
 14 that.
 15 MS. PRICE: So but most of the people that
 16 we're dealing with, nine, and I don't know if
 17 it's going to include more if you're adding
 18 people to this list of nine, Mr. Divilio, but
 19 they're windows.
 20 No one has failed just because of the
 21 front door; have they?

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1 MR. SALINAS: Only one has failed on this
 2 list I believe. That had I believe more to do
 3 with the means of egress related to the head
 4 room below the stairwell.
 5 MS. PRICE: Right. So we're not dealing
 6 with front door issues, whether it's 32 or 36.
 7 The people are failing because of windows?
 8 MR. SALINAS: Overwhelmingly, yes.
 9 MR. CALLAHAN: Not in this case. The
 10 person did call me. So I'm just bringing it
 11 out. You know what I mean? I was just trying
 12 to understand it myself.
 13 MR. SALINAS: With my conversations with
 14 Mr. Gardner, Mr. Callahan, I believe you're
 15 correct on that.
 16 MR. CALLAHAN: Okay. So my point is, my
 17 point is is that in '03, is that there's a
 18 36-inch requirement for egress in '03 on front
 19 doors. Okay. Now there is in the 2018, that
 20 is not required.
 21 MS. PRICE: So if that's his only

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1 violation, then maybe we can talk about that
 2 and fix that. But I think it's overwhelmingly
 3 we're talking about windows.
 4 If there's somebody that's failed only
 5 because of a front door needing to be 36
 6 instead of 32, then I think that we can all
 7 figure out how to fix that because there's a
 8 conflict in the code.
 9 But I think for the purposes of what we're
 10 doing tonight and overwhelmingly what we're --
 11 the failures that we're dealing with.
 12 So are we just discussing the whole thing
 13 now? Is there an amendment?
 14 MR. PACK: I mean if there's someone
 15 wishes to offer an amendment, then this would
 16 be a good time for Council to take a look at
 17 it.
 18 MS. PRICE: Or we can table the
 19 discussion.
 20 MR. PACK: My understanding, as you're
 21 saying, Ms. Price, is correct, that among

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1 discussions with staff and looking over the
 2 list, was that the majority of these issues
 3 were due to the size of windows. Some had
 4 smoke detectors which were not the connecting
 5 smoke detectors where they would have a signal
 6 which would be sent upstairs if there was smoke
 7 downstairs or vice versa, that it would be
 8 connected by radio signal. That, it appears,
 9 is what we're primarily talking about here.
 10 There may be one or two with the doorway
 11 entry, but primarily from what my understanding
 12 was it's windows and smoke detectors.
 13 MS. PRICE: Anybody fail just for a smoke
 14 detector, or did they also have some other
 15 violation?
 16 MR. SALINAS: Not that I recall. Most of
 17 them --
 18 MS. PRICE: So again, smoke detector is
 19 such an easy fix that if somebody only failed
 20 for a smoke detector, they should have taken
 21 care of that within a matter of weeks.

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1 MR. SALINAS: Yeah.

2 MS. PRICE: So we're not dealing with the

3 smoke detector, we're talking about the

4 windows. Whether we're. . .

5 MR. CALLAHAN: I would agree with that.

6 MS. PRICE: Right. So I don't know if

7 there's anything else.

8 MR. DIVILIO: Yes. I would like to

9 make -- I do have an amendment I would like to

10 offer to this. I've got amendment number one

11 to the administrative resolution that I passed

12 out earlier.

13 The only change in this is striking March

14 and changing it to September 1, 2019, to get

15 the most recent batch of applicants included in

16 there.

17 MS. PRICE: So that's not within the grace

18 period. So why would you do that?

19 The grace period was through May 10th. So

20 therefore, they should have applied because all

21 of these people expired the end of December or

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1 January 1st, whatever you call it. They had

2 January, February to apply, which was within

3 the six-month grace period.

4 Anybody who just applied June, end of May,

5 June, July, August, they're way beyond the

6 six-month grace period. So why would you not

7 enforce something of which they've been out of

8 compliance now for nine months, probably longer

9 than that if you go back to their affidavits?

10 MR. DIVILIO: Based off of the same

11 discussion that we just had. We were

12 recognizing that there are problems with this

13 process. We're in the process of trying to

14 clean it up and straight it up ourselves.

15 So my goal is to make this as clean as

16 possible and to --

17 MS. PRICE: But they could have at least

18 put in an application.

19 There's no excuse in my mind of not having

20 applied until nine months after the thing

21 expired. I mean it takes time to order a

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1 window. So be it. But they should have at

2 least put in the application.

3 I mean there was so much attention on this

4 this time last year on the chapter 190 update.

5 If somebody was renting a short-term rental

6 didn't know that that -- heard it was going to

7 expire and that they were -- that we had

8 certain enforcements that were going into

9 place, that's on them. And why would we

10 forgive that?

11 MR. DIVILIO: Because we have -- we are

12 consistently making this process more difficult

13 and more cumbersome.

14 MS. PRICE: But they knew the applications

15 were due technically in October, 60 days prior

16 to the end of the expiration, which was

17 December 31st. So technically we were told

18 these people were supposed to apply 60 days in

19 advance, which would have been the end of

20 October.

21 We saw a batch of renewal applications

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1 right at around Christmastime and another batch

2 at the very end of February.

3 So people didn't -- if they're doing this

4 and they're doing it as a business and with all

5 the attention on this issue, they should have

6 at least put in an application.

7 And I lose a little bit of sympathy for

8 somebody who waits until the last minute or

9 waits until after the deadline and then waits

10 until after the grace period and then

11 considers -- continues to rent out their

12 property.

13 It's not fair to those, as Ms. Otte said,

14 who have been in compliance, who stopped

15 renting their property, who have paid their

16 fines and have done all these things to be in

17 compliance.

18 And this Council -- I mean I'll go back to

19 her comment, too. This Council said or the

20 last Council said that we were going to enforce

21 this. And now you're going to give them a

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<p>1 pass.</p> <p>2 But I'm probably going to hang my hat on</p> <p>3 the fact that every single one of these people</p> <p>4 has signed an affidavit stating they were in</p> <p>5 compliance for at least one year, if not more.</p> <p>6 Every single one of these people was out of</p> <p>7 compliance the entire time they've been renting</p> <p>8 their short-term rental due to egress, smoke</p> <p>9 detectors, escape.</p> <p>10 And again, I said this a couple of weeks</p> <p>11 ago, maybe on purpose, maybe not on purpose.</p> <p>12 But you signed a legal document. You better be</p> <p>13 accurate in what you're signing or you haven't</p> <p>14 been honest. Again, not saying you did it with</p> <p>15 malice.</p> <p>16 But it's not fair to those who have spent</p> <p>17 the money and gotten into compliance and they</p> <p>18 knew they were supposed to rent their property.</p> <p>19 So to now even think about extending it</p> <p>20 beyond the grace period, I would not be</p> <p>21 supportive if they didn't at least put in an</p>	<p>1 MR. PACK: Sure.</p> <p>2 MR. SALINAS: Just to be completely</p> <p>3 transparent as well, I just want to let you</p> <p>4 know we were advising applicants at the time</p> <p>5 that they could continue to rent their property</p> <p>6 while in the process. It was misinterpretation</p> <p>7 of the code really is what it was.</p> <p>8 We -- there is a section in chapter 190 at</p> <p>9 the very end that allows for discretion from</p> <p>10 the code enforcement side based on the</p> <p>11 egregiousness of the violation, that we applied</p> <p>12 to the penalties for the STR process.</p> <p>13 And after consultation with the Office of</p> <p>14 Law, realized that the actual language was</p> <p>15 pretty clear that you shall enforce the \$500</p> <p>16 penalty minimum, you shall enforce the 12-month</p> <p>17 prohibition on filing.</p> <p>18 So just to be transparent about that. We</p> <p>19 did erroneously inform several of them that we</p> <p>20 would not enforce at that time.</p> <p>21 MR. PACK: Okay.</p>
<p>Page 99</p> <p>1 application.</p> <p>2 MR. DIVILIO: That's just where you and I</p> <p>3 disagree on this. I'm not going to be as</p> <p>4 hardnosed on these individuals, especially</p> <p>5 because as we just said, this is a brand new</p> <p>6 process that we're still trying to get through</p> <p>7 ourselves with possible code changes that could</p> <p>8 come down --</p> <p>9 MS. PRICE: The affidavits weren't a</p> <p>10 change. None of these regulations are a</p> <p>11 change. The regulations in 2019 are the exact</p> <p>12 same regulations in '18, '17, '16, '15 and on</p> <p>13 back.</p> <p>14 The only difference is that we are</p> <p>15 requiring a license and making sure you're</p> <p>16 getting inspected. The difference is before</p> <p>17 you signed an affidavit saying I'm in</p> <p>18 compliance. Now you have to have the</p> <p>19 inspection to prove it.</p> <p>20 But the regulations are identical.</p> <p>21 MR. SALINAS: Mr. Pack, if I may?</p>	<p>Page 101</p> <p>1 MR. DIVILIO: Should I make a motion to go</p> <p>2 ahead and amend the resolution as it reads?</p> <p>3 MR. PACK: You're offering up resolution</p> <p>4 one, which is to extend the deadline date from</p> <p>5 the March 1st, which was the original</p> <p>6 administrative resolution, to September 1st.</p> <p>7 Everything else in the resolution, the wording</p> <p>8 will stay the same?</p> <p>9 MR. DIVILIO: Yes.</p> <p>10 MR. PACK: Okay. Any other questions</p> <p>11 on --</p> <p>12 MS. PRICE: No. I'm just concerned that</p> <p>13 what I just heard Miguel say, that we had</p> <p>14 shalls in there and you told applicants that we</p> <p>15 weren't going to enforce it. That's very</p> <p>16 troublesome.</p> <p>17 MR. PACK: I agree.</p> <p>18 On the amendment, I'll speak to the</p> <p>19 amendment that you're offering up, the problem</p> <p>20 I have --</p> <p>21 MR. LESHER: Is the amendment on the floor</p>

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1 now?

2 MR. PACK: Yeah. Speaking to the

3 amendment.

4 MR. LESHER: Just to the amendment?

5 MR. PACK: Yeah, just to the amendment.

6 The only question I have to the amendment

7 is the fact that, and I guess I'm where

8 Ms. Price was and I guess I was one of those on

9 the old Council that was yelling about we're

10 going to enforce, we're going to enforce, we're

11 going to enforce.

12 I felt that the original language of the

13 first amendment, the administrative resolution,

14 was giving those persons who were in good

15 standing who filed during the grace period time

16 who had these egress issues. I felt we were

17 giving them a little latitude to get these

18 issues straight and not penalize them.

19 They weren't health issues. These weren't

20 failed septic systems or failed water tests

21 where you would have young children there

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1 drinking polluted water or septic systems which

2 were backing up into the backyard.

3 So these were more or less along the lines

4 you're talking about windows and fire

5 detectors. Not minimizing that, not minimizing

6 that, but --

7 MS. PRICE: So it's okay if they die in a

8 fire?

9 MR. PACK: Well, I'm not minimizing that.

10 I'm not minimizing it.

11 But when you're talking a failed septic

12 system which is pushing out items into the

13 waterways and into the roadways, that's a

14 different, in my opinion, a different category.

15 I think what we were trying to do in this

16 first resolution was trying to get those

17 homeowners a chance to get these items

18 corrected, to get a person like Mr. Callahan

19 come in and measure the doors, the windows, and

20 place the new windows in place and not suffer

21 the penalty or be ordered to stop renting the

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1 property.

2 I think going into -- and we heard Mr. and

3 Mrs. Lewis in their testimony. I'm just not

4 convinced enough that if you didn't read your

5 license and you did not see that you had a

6 December 31st deadline date, that you should

7 get a break. I guess I'm kind of bothered by

8 that.

9 I mean if you knew the license expired on

10 December and you filed during the new filing

11 period but you had some window issues, okay, I

12 can kind of see that. But if you didn't read

13 the license and you kept renting through 2019,

14 I have a bit of a problem with that, I do. I

15 have a bit of a problem with that.

16 That's my take on it.

17 MR. LESHER: So on the amendment, I think

18 I have another question for staff.

19 I think I understood that as this

20 administrative resolution was originally

21 proposed, it was envisioned or it was

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1 calculated to affect potentially approximately

2 nine applicants who had applied before that

3 March 1st deadline.

4 Under this amendment, how much larger is

5 that number? Do we know?

6 And then the follow-up question, for those

7 additional ones, is the fault of the delay, to

8 what extent is the fault of the delay for these

9 applicants on us, the process, the county, to

10 what extent is it the applicant's delay, foot

11 dragging?

12 That's sort of a two-part question. And I

13 don't know if you've got the -- I don't know

14 how long you've known about this and whether

15 you've had a chance to come up with numbers on

16 this.

17 MR. SALINAS: If I understand the

18 amendment, I think looking at all the criteria

19 in the resolution, there's five criteria I

20 think. And based on the date of application,

21 which is one of the columns that you'll see in

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<p>1 the spreadsheet, it would affect three property 2 owners.</p> <p>3 MS. PRICE: Miguel, I don't think so 4 because one of the three that you're looking at 5 was unlicensed to begin with. So they wouldn't 6 count. So it's in pink.</p> <p>7 MR. SALINAS: I'm sorry.</p> <p>8 MR. PACK: It would be two?</p> <p>9 MR. SALINAS: Let me make sure I have the 10 right spreadsheet that you're looking at.</p> <p>11 MR. PACK: I think it will be two. It 12 will be two.</p> <p>13 MS. O'DONNELL: I think that that was 14 actually an incorrect analysis. The 15 (inaudible) ones you give the names, but the 16 last spreadsheet that I have is that it would 17 apply to Hennings, Ibender, and Lewis. Those 18 would be the three that would be included. 19 They all had 2018 licenses and meet the other 20 terms of the category.</p> <p>21 MR. SALINAS: That is correct.</p>	<p>1 application.</p> <p>2 MR. SALINAS: At the time that we found 3 the dates of violation, I believe, I'm just 4 looking really quick here, that we contacted 5 them. And I believe that was in between the, 6 for the most part, in between the periods of 7 January, February and July, August. So I 8 think --</p> <p>9 MS. PRICE: So those three people that 10 applied after July 8th I think, those three 11 people were told that there would be no 12 violation against them?</p> <p>13 MR. DIVILIO: So by simply changing the --</p> <p>14 MS. PRICE: Let him answer the question.</p> <p>15 MR. DUELL: Yes. They could only apply 16 for their applications in July if they missed 17 February. And they would have to go to July 18 and August.</p> <p>19 MS. PRICE: But they weren't told in 20 January and February they didn't to apply, did 21 they?</p>
<p>Page 107</p> <p>1 MR. PACK: So it will be three, not two.</p> <p>2 MR. DIVILIO: I believe we have reached 3 out to all.</p> <p>4 MR. SALINAS: Mr. Leshar, on that part two 5 answer, answer to part two of your question.</p> <p>6 Those were three applicants that were 7 under the renewal process that we did advise at 8 that time that they received \$500 penalties but 9 we advised at that time incorrectly that they 10 could continue to rent out their home while 11 they were going through the process.</p> <p>12 MR. DIVILIO: And again, I support staff 13 when staff makes a decision like that or makes 14 a mistake like that that's not impacting 15 negatively the entire county. This is three 16 individuals.</p> <p>17 MS. PRICE: But they didn't file timely 18 applications.</p> <p>19 That's letting them continue to rent. 20 That's not telling them -- I don't think you 21 told people they didn't need to put in an</p>	<p>Page 109</p> <p>1 MR. DUELL: No.</p> <p>2 MS. PRICE: Right. So they needed to 3 apply in January or February.</p> <p>4 So maybe later on staff made a mistake, 5 but those people knew they needed to apply in 6 January and February. They weren't told that 7 then.</p> <p>8 I think the violations were sent out in, 9 what, May or June, conversations you had?</p> <p>10 MR. SALINAS: Yeah. Some of them I know 11 were May.</p> <p>12 MS. PRICE: Right. But they should have 13 applied by February 28th. So what staff told 14 them is irrelevant because they should have put 15 in an application by February 28th.</p> <p>16 MR. PACK: Is there a question or just a 17 statement?</p> <p>18 The amendment was I believe seconded by 19 Mr. Leshar. No?</p> <p>20 MR. LESHAR: I did not second.</p> <p>21 MR. PACK: Okay. All right.</p>

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<p>1 MR. CALLAHAN: You want a show of hands or 2 do we vote on it? 3 MR. PACK: Unless there is -- is there a 4 second on the amendment, just to the amendment? 5 MR. CALLAHAN: I second it. 6 MR. PACK: Okay. 7 MR. CALLAHAN: I would like to say 8 something. 9 MR. PACK: Go ahead. 10 MR. CALLAHAN: I will like to comment on I 11 was around, too, as far the Council making this 12 stuff up, too. 13 I think we've put a big burden on staff. 14 You guys have done a really good job trying to 15 weed this stuff out. Mary has done a good job 16 and Tony has done a good job. 17 We've tried to accommodate the public, 18 we've tried to accommodate the short-term 19 rentals. I really think that we're doing a 20 good job trying to work it out. 21 This is what we're here for, to make it</p>	<p>1 these work sessions. I agree with all that 2 stuff. People can bring up sort of what their 3 concerns are. We're all listening. That's why 4 we're discussing this in public. That's why 5 we're trying to make this thing right. 6 But I think there's a little bit of give 7 and take on some of this stuff. I really do. 8 To give and take to make it right, to see if 9 it's going to work or not work. 10 MS. PRICE: All I ask is you put your 11 application in on time and you -- 12 MR. CALLAHAN: I know. 13 MS. PRICE: Progress. 14 MR. CALLAHAN: I'm with you. 15 MS. PRICE: People didn't put their 16 application in on time and they did nothing to 17 correct the problem. 18 MR. CALLAHAN: Right. 19 MS. PRICE: We have language in here 20 specifically that says that they're supposed 21 to -- what's the word?</p>
Page 111	Page 113
<p>1 right, not to criticize staff if they've done 2 something wrong or made a choice. That's what 3 they're there for. 4 And we gave them the opportunity to try to 5 work through these two or three people. We're 6 talking about two or three people. We're not 7 talking about hundreds. We're talking about 8 two or three people here. And we're trying to 9 make it a little bit easier for the chairman of 10 the chair to understand some of the things he 11 doesn't understand. 12 So I think we're all trying to work to a 13 goal. We're all trying to work to this one 14 goal and trying to satisfy a lot of people. 15 But Ms. Price, you're right. Sometimes 16 when we make rules, we got to stand by the 17 rules. And I do agree with that. 18 But we've made this committee up a year 19 and a half ago, and we're working out the 20 kinks. We're trying to work it all out. 21 We've had really good turnouts on all</p>	<p>1 MR. CALLAHAN: I understand what you're 2 saying. 3 MS. PRICE: That they're supposed to be 4 working towards -- 5 MR. PACK: Diligently. 6 MS. PRICE: Yes, diligently pursuing. And 7 they haven't. 8 MR. CALLAHAN: Right. 9 MS. PRICE: So they shouldn't necessarily 10 get a pass for those who did diligently pursue 11 it on time. 12 That's the example that we're setting 13 here. And when you don't enforce your code, 14 people assume -- we've had this with the 15 watermen and the docking and all of that, that 16 the code wasn't enforced for all these years. 17 And then suddenly we started enforcing it, and 18 they're like what are you all doing and they're 19 all upset. 20 MR. CALLAHAN: And we have made 21 accommodations to them.</p>

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1 MS. PRICE: But again --

2 MR. CALLAHAN: That is a but. But we've

3 made accommodations --

4 MS. PRICE: -- we should have been

5 enforcing the code all along.

6 MR. CALLAHAN: I agree, I do agree.

7 So being as that's said, I think you guys

8 are doing a good job with the situation you're

9 dealt with. I appreciate it.

10 All we can do is try to reach your goal,

11 keep moving forward and tweaking this thing for

12 the better of the people.

13 MR. PACK: You had more comment before I

14 call the vote.

15 MR. LESHER: Mr. President, what I'm

16 interested in is trying to discern what is fair

17 here.

18 MR. CALLAHAN: Right.

19 MR. LESHER: Not what is overly

20 permissive, not what is overly restrictive.

21 But what is fair in the administration.

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1 Now, my understanding is that to the

2 extent that some of these applicants may have

3 dragged their feet, I don't have sympathy for

4 that. They were not -- that does not lead to

5 good faith efforts towards compliance.

6 To the extent that there may have been

7 something inherent in this process that may

8 have been unanticipated at the time that this

9 ordinance, this code was adopted last year, to

10 the extent that that might have been through

11 one-time faulty advice of the staff or through

12 delays in the application process and the

13 processing of applications and such, that I

14 have sympathy for and I think that shouldn't be

15 on applicants. And for that, I am willing to

16 allow some.

17 I'm not completely clear on where we are

18 with these nine or 12 properties to the extent

19 that that is on us. It's clear that at least

20 some of that is.

21 I'm just trying to figure out where is the

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1 fairest place to draw that line.

2 MR. PACK: Right.

3 MS. PRICE: So --

4 MR. CALLAHAN: I'm sorry. We got to give

5 ourself and staff credit. We're down to what,

6 nine people or 12 out of 200. How many?

7 MS. O'DONNELL: In our count, there's six

8 people that don't -- that are on the list that

9 don't meet this. So six people in any scenario

10 will be getting a letter saying that you cannot

11 apply for 12. So it will be six out of the

12 about 150.

13 MR. CALLAHAN: Okay. So I think we've

14 done good. I think we've done good to your

15 point, being fair that we're down to a few

16 people that might have been negligent. I don't

17 think so, so to speak, but give or take.

18 But it was just between staff and us and

19 trying to read what's going on --

20 MS. PRICE: No. I think zero of the 12.

21 They all expired December 31st. They were all

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1 out of compliance in signing their affidavit.

2 They haven't -- the application, again, was

3 supposed to be October. They put it in

4 October 28th on a lot of them. And then

5 they've done nothing to correct the problem.

6 And again, if you read that diligently

7 pursue, I don't think any of them actually meet

8 that, especially when they signed the

9 affidavit, which I'm actually -- I keep going

10 back to that.

11 MR. PACK: Let me do this, and I'll have

12 comments on the other side. On the resolution

13 on the amendment, I'm going to need to go ahead

14 and call the vote to that so we can move that

15 ball down the field. And then we'll come back,

16 we'll comment on the actual resolution itself.

17 So just on the amendment alone, just to

18 the amendment alone, Madam Secretary, would you

19 please call the roll on the amendment.

20 SECRETARY: Mr. Pack.

21 MR. PACK: No.

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1 SECRETARY: Mr. Divilio.
 2 MR. DIVILIO: Aye.
 3 SECRETARY: Mr. Callahan.
 4 MR. CALLAHAN: Aye.
 5 SECRETARY: Ms. Price.
 6 MS. PRICE: No.
 7 SECRETARY: Mr. Leshner.
 8 MR. LESHER: Aye.
 9 MR. PACK: So the amendment passes three
 10 to two. So the time period will be extended
 11 until November -- September the 1st, 2019.
 12 Okay.
 13 Now, we have an amendment, an amended
 14 resolution in front of us.
 15 So my comments to the resolution now as
 16 amended, I think of the public comment that we
 17 heard earlier, I believe the gentlemen,
 18 Mr. Snyder, gave up his spot for two others
 19 probably resonated more to me than some others.
 20 This extension is a one-time extension.
 21 And I think that's the way it was drafted, to

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1 give these eight, now with your amendment 12,
 2 homeowners the benefit of the doubt, as
 3 Mr. Leshner was saying, to be fair with them to
 4 diligently get this right. This is a one-time
 5 bite at the apple.
 6 If they come back next year and it's not
 7 done, they don't get the license. Don't call
 8 me, don't write me, don't e-mail me. You don't
 9 get the license, period.
 10 Mr. Kane, I can't be any more clear than
 11 that. That's me.
 12 So you have a year from your date of
 13 filing to get these things straight. It
 14 doesn't take much to go hook up some smoke
 15 detectors and make sure they correspond to one
 16 another. We have plenty of people out here
 17 need work who would be glad to come in and
 18 reset your windows. Call them up, get it done.
 19 So I agree with what Mr. Snyder was
 20 saying. This should be a one-time bite at the
 21 apple. I know we're not picking up the

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1 provision part of it until next week, until
 2 next time we meet. But this currently puts
 3 these 12 homeowners out of harm's way, if you
 4 would, from any penalty and any --
 5 MS. PRICE: They still pay the fine --
 6 MR. PACK: Thank you. They have 12 months
 7 to get it straight. The fine is still assessed
 8 to these homeowners.
 9 MR. SALINAS: Correct. This doesn't --
 10 MR. PACK: Yeah. And many of them have
 11 already paid the fine.
 12 MR. SALINAS: Yes.
 13 MR. PACK: I believe I looked and I think
 14 the Lewises, who were here earlier, had already
 15 paid the fine.
 16 So this gives them 12 months to get it
 17 straight. And again, I can't be any more
 18 clearer than that. Play the tape back a year
 19 from now. You don't get another bite at the
 20 apple. I don't want to hear it took longer
 21 than I thought to get the windows in. I don't

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1 want to hear we couldn't get the radio signal
 2 to work back and forth between the detectors.
 3 I'm sorry. You got 12 months to get this
 4 straight.
 5 Well, actually from the date of filing.
 6 Mr. Salinas, from the date of filing. So not
 7 from today's date. Make sure they understand.
 8 It's not from today's date. It's from the date
 9 of filing.
 10 MS. PRICE: May I ask a clarifying
 11 question? Because if they didn't file until
 12 July 8th, they don't get until July 8th next
 13 year.
 14 MR. PACK: I think that's the way the
 15 resolution --
 16 MS. PRICE: No. It's a 2019 license that
 17 we're talking about.
 18 MS. O'DONNELL: The provisional license,
 19 the provisional license is what you're talking
 20 about. The administration resolution only
 21 talks about a stay of enforcement.

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1 MR. PACK: I apologize. I'm two steps
 2 ahead of myself. Ignore that.
 3 MS. PRICE: So the stay of enforcement is
 4 only for this year.
 5 MS. O'DONNELL: And stay of enforcement it
 6 says they must be diligently pursuing their
 7 application. And it is the intention of code
 8 compliance, Mr. Salinas, and myself, I would
 9 like to see all these people licensed by the
 10 end of the year. I don't think we need --
 11 MS. PRICE: -- we got to do something to
 12 make sure. We should not be coming back next
 13 August with people still pussyfooting around
 14 trying to get their windows in. No.
 15 So I don't know if there's anything in
 16 here or if we can --
 17 MR. PACK: Well, when we get to the
 18 provisional piece I think in two weeks, we need
 19 to really look at that. I agree with what
 20 you're saying. I'm not really open to give any
 21 further extensions.

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1 And again, I'll certainly agree with what
 2 Mr. Snyder was saying. I don't want to see the
 3 provisional license go past this grouping here.
 4 I don't think we need it going into 2021, 2022.
 5 This is just to address this grouping here
 6 that for one reason or another, they weren't
 7 able to get the windows in or the doors in or
 8 the signal to connect between the two smoke
 9 detectors, whatever the case may be.
 10 MS. PRICE: We need to talk about when the
 11 12 months starts because they were supposed to
 12 have -- February 28th was the last date that
 13 that license was supposed to be applied for.
 14 So if they didn't apply until July, I'm sorry,
 15 I still think that your 2019 period cannot go
 16 to July or August of next year to try to get
 17 this stuff in.
 18 MR. PACK: We'll pick it up on the
 19 provisional piece of it.
 20 Okay. So now we have an amended
 21 administration resolution in front of us, which

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1 the date has been changed to the September 1st
 2 date. Any further questions on that? Any
 3 further questions of staff?
 4 Hearing none, Madam Secretary, on the
 5 amended resolution, on the resolution now as
 6 amended.
 7 SECRETARY: Mr. Pack.
 8 MR. PACK: Aye.
 9 SECRETARY: Mr. Divilio.
 10 MR. DIVILIO: Aye.
 11 SECRETARY: Mr. Callahan.
 12 MR. CALLAHAN: Aye.
 13 SECRETARY: Ms. Price.
 14 MS. PRICE: No.
 15 SECRETARY: Mr. Leshner.
 16 MR. LESHNER: Aye.
 17 MR. PACK: Okay. The resolution now
 18 passes as amended.
 19 Mike and Miguel, thank you very much for
 20 coming down and talking with us. Appreciate
 21 it.

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1 MR. SALINAS: Thank you.
 2 MR. DUELL: Thank you.
 3 MR. PACK: Where are we. We're now moving
 4 on. Council, we got on your agenda discussion
 5 of the Chesapeake Bay transit study.
 6 Mr. Clarke is here with us.
 7 This has been a hot, hot button topic all
 8 across the state. I don't need to tell you
 9 that, Mr. Clarke.
 10 Prior Council drafted a letter that went
 11 up to the secretary of transportation basically
 12 saying hey, look, take Talbot County off your
 13 list of landings, we don't want to be
 14 considered. 33 is not an appropriate roadway
 15 to take that kind of traffic. St. Michael's,
 16 very narrow streets coming through. There's no
 17 byway around the town. So we are already on
 18 the record with our objection.
 19 I believe we've drafted a second letter to
 20 that same point that Council is going to
 21 consider tonight. So I think this is a bad

<p style="text-align: right;">Page 126</p> <p>1 idea to bring that bridge landing here. 2 I'll let you take over from there. 3 MR. CLARKE: We support your decision. I 4 think just for Council and I think for the 5 general public, this is I guess the tier one 6 NEPA, which is the National Environmental 7 Policy Act, process. And ultimately in that 8 process, what they've posted is that I guess 9 there's three corridors being viewed, as well 10 as a no-build option. 11 So at this point, Talbot County, this 12 route that's being shown up on the map here, 13 pretty much is coming from Anne Arundel County 14 and then coming through Talbot County and 15 through Maryland Route 33, maybe even through 16 Claiborne, through Tunis Mills/Route 50. So 17 it's not a lot for us to distinguish what is 18 happening here with what they've shown on the 19 map. 20 The other two areas that are being looked 21 at are the existing bridge, the location of the</p>	<p style="text-align: right;">Page 128</p> <p>1 evaluated or implemented even at this point in 2 time. So those are things that could be looked 3 at. It might help congestion today. 4 At the same time, I would point out that 5 being this part of the NEPA process, we 6 probably would want to focus a lot of our 7 comments and concerns related to the 8 environment and how this is going to impact the 9 environment. 10 And I think one of the biggest points 11 that's listed on the slide here is probably 12 noting that it's less compatible with the 13 existing land use patterns and then resulting 14 in a greater potential for indirect effects. 15 I think there's a lot of indirect effects 16 associated with the environment, which is part 17 of the NEPA process to look at that, especially 18 if they're coming up through the rivers and 19 streams on Talbot County's side. And I really 20 don't have any idea what they're going to be 21 doing on Anne Arundel's side. Those are</p>
<p style="text-align: right;">Page 127</p> <p>1 existing bridge, as well as another corridor, 2 what they've referred to as corridor number 3 six. It's actually listed here as number five, 4 but I believe that is up, that's going from 5 Route 100 over in I guess Anne Arundel County 6 and then headed over to Kent County. 7 So with that, I think with this being -- 8 the other thing for the citizens that are 9 watching, there's going to be a public meeting 10 on this at the Talbot County Community Center 11 from six to eight on October 3rd to basically 12 go through. I guess SHA will be going through 13 the study. And then ultimately I think it will 14 be opened up for comments and testimony. 15 I would just highlight that I think there 16 have been organizations that have also 17 submitted letters to State Highway and maybe to 18 the County Council offering some ideas or 19 solutions. One of those is like a peak demand 20 or congested pricing, traffic congestion 21 pricing kind of options. That has not been</p>	<p style="text-align: right;">Page 129</p> <p>1 questions I think as part of the National 2 Environmental Policy Act, those things will be 3 looked at or need to be looked at or evaluated 4 as part of that. I think that's a comment we 5 can offer to them at the meeting. 6 MR. PACK: I believe, Ray, if I'm not 7 mistaken, the governor has gone on record to 8 say that the only plan he would be interested 9 in looking at was from Anne Arundel County to 10 the Kent Island Landing, in that general 11 vicinity where the current two bridges land, 12 that any other option, he didn't even want to 13 consider. Which is good to hear, which is good 14 to hear from him, which basically takes us out 15 of the mix. 16 But governors come and go, as we know, and 17 plans change. So we want to double down from 18 our last letter opposing and issue another 19 letter of opposing from this body, which 20 hopefully we'll do tonight. 21 But are you hearing the same thing from</p>

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1 the governor's office as far as his preference?
 2 MR. CLARKE: I've heard similar things,
 3 but I've not really been following it as much
 4 as I probably should have. At this point, I
 5 guess one of the things I'll be trying to look
 6 at is the environmental impacts. And I can
 7 offer that to the County Council as part of
 8 your all's letter, if you want to present
 9 another letter associated with the environment.
 10 I don't disagree with the County Council
 11 in opposing this route. At the same time, I
 12 think there are some very major environmental
 13 impacts that need to be reviewed and evaluated
 14 that I don't think have been done. I think
 15 right now we're just looking at corridor routes
 16 and that's all that's been looked at.
 17 MS. PRICE: So I would like to make a
 18 request. I think we all are aware of the
 19 inherent problems with this particular
 20 corridor.
 21 However, the State is putting on the

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1 public hearings. I think that we should allow
 2 them to do that. This is not like legislative
 3 session in Annapolis where we have 48 hours to
 4 make a decision.
 5 I think that we should be respectful of
 6 the process. The meetings are only three weeks
 7 away. They're going to visit each affected
 8 county. They're coming here October 3rd.
 9 And so rather than just issue a letter
 10 this evening, I think that we should let them
 11 have their public hearing so that it would also
 12 give us the opportunity to hear some of -- I
 13 don't think there's going to be any arguments
 14 for. But we'll be able to hear additional
 15 arguments against.
 16 It would also allow Mr. Clarke to collect
 17 some more environmental data so that we could
 18 be a little more meaty with the letter that I
 19 expect that we will send to them.
 20 But to be respectful of the State process
 21 and allow them to hold their meetings, and then

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1 issue a letter afterwards. None of this is
 2 happening anytime soon. It's not going to
 3 happen tomorrow, it's not going to even happen
 4 in a month or two or even in a year. So I
 5 would ask for us to be respectful of the State
 6 process and wait until after that to issue the
 7 letter.
 8 We also have a meeting with the CTP plan
 9 with the same people in the room on
 10 October 15th, if we had any additional
 11 questions for them as a follow-up to the
 12 October 3rd meeting.
 13 So I think we all know the direction this
 14 letter is going to go. But I would ask that we
 15 not send it and vote on it this evening, that
 16 we let the State have their process and collect
 17 all of the data and all of the comments that
 18 we're going to hear over the next month and
 19 send something up after that would be my
 20 request.
 21 MR. DIVILIO: Mr. Pack, I could not agree

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1 with Ms. Price more.
 2 We've received just two screen shots of
 3 bridge projections. And we saw the first time
 4 the mass hysteria that flew out through social
 5 media and the news --
 6 MS. PRICE: (Inaudible.)
 7 MR. DIVILIO: With people reacting with a
 8 screen shot.
 9 I prefer to have a full grasp of all of
 10 the information before voicing an opinion on
 11 something when the State is the one who is
 12 slowly releasing this information.
 13 I think community input is very important
 14 to this, but I don't want to muddy the waters
 15 and get people scared and drive people crazy
 16 over something that, yes, is not happening
 17 anytime soon and that has not been formally,
 18 completely thought out yet.
 19 It is just a little bit. This is one
 20 intersection that they're trying to alleviate
 21 congestion. They need to figure out what is

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1 going to happen to the rest of that congestion
 2 throughout whole traffic pattern.
 3 I would also ask that we hold off on
 4 sending any letter or adding to the hysteria
 5 that's been created.
 6 MS. PRICE: (Inaudible.) Thank you,
 7 Mr. Divilio.
 8 MR. LESHER: Well, we should be mindful.
 9 I'm respectful certainly of public input,
 10 adding that to the process perhaps before we
 11 articulate our position on this.
 12 I have little doubt as to where we will or
 13 should come down on this. I think it's the
 14 Talbot County corridor, no matter where the
 15 roadway would actually lie within that
 16 corridor, is an utterly absurd proposition.
 17 And not just for environmental reasons, not
 18 just for the oyster bars in the Eastern Bay,
 19 but it would destroy the forests, the wetlands,
 20 the open spaces. But also, frankly, the
 21 historic resources. The communities, the

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1 historic communities in Talbot County of
 2 Claiborne, of Tunis Mills, of Unionville that
 3 lie right within this corridor.
 4 And if the roadway wouldn't actually go
 5 through those communities, it would go near
 6 enough to them that it would seriously detract
 7 from them.
 8 We know where this part of it's going to
 9 come out. I think that we might want to
 10 comment more broadly on this proposal, but I'm
 11 respectful of my colleagues here in holding off
 12 until after the October 3rd hearing to send
 13 that letter.
 14 MR. CALLAHAN: I agree with what was said.
 15 MR. PACK: Madam Secretary, we're going to
 16 table this until after our October 3rd meeting.
 17 Find another time to put it back on, on the
 18 agenda.
 19 We are already on the record, as I said,
 20 in our opposition. So this letter would just
 21 be doubling down on what we've already sent

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1 them through Ms. Williams last year.
 2 Don't move, gentlemen, because we have
 3 Council consideration for any Traffic Advisory
 4 Committee recommendations.
 5 So Mike, you're by yourself. Okay.
 6 MR. MERTAUGH: Mr. Edwards is going to
 7 join me tonight.
 8 MR. PACK: Okay. So this is we're going
 9 to be hearing a Council consideration for
 10 Traffic Advisory Committee recommendation for
 11 citizen's request for speed limit reduction on
 12 Tilghman Island, citizen's request for traffic
 13 calming devices on Long Point Road, and staff
 14 request for large truck through traffic
 15 restriction on Black Dog Alley, Kingston Road,
 16 and also Mullet Branch Road.
 17 Those are the items before us tonight.
 18 And I'll turn it over to you all.
 19 MR. MERTAUGH: So we're here tonight
 20 representing the county's Traffic Advisory
 21 Committee. The committee consists of

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1 representatives from the Sheriff's Office,
 2 emergency management, the Roads Department, and
 3 Public Works.
 4 So we met at the end of August to review
 5 some citizen and staff requests and concerns on
 6 Talbot County roads.
 7 The first recommendation we have concerns
 8 speed limit on Tilghman Island. So we had a
 9 citizen request that Tilghman Island have an
 10 island-wide speed limit posted at 25 miles an
 11 hour.
 12 I'm sure we're all familiar with Tilghman.
 13 The northern part of the island is fairly high
 14 density housing, mixed use housing and
 15 commercial uses. There's a school. The
 16 central part of the island, it starts to open
 17 up to more medium to low density housing and
 18 agricultural land uses. And then as you go to
 19 the southern portion of the island, you still
 20 have that medium and low density housing,
 21 agriculture, but you also have the villages of

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1 Fairbank and Bar Neck.
 2 So we did an inventory of the speed limits
 3 on the island. Actually with the exception of
 4 one segment of Black Walnut Point, which is in
 5 that central section, it's currently posted at
 6 25 miles an hour today. So the one segment of
 7 Black Walnut Point, which I believe is just
 8 north of Leeward Lane and down to Fairbank
 9 Road, it's not actually posted. And by
 10 default, in Maryland that means it's a
 11 50-mile-an-hour roadway.
 12 It's I believe about a mile in length.
 13 It's very straight, very wide open, flat,
 14 conducive to higher speeds, which is probably
 15 why it wasn't posted anything lower.
 16 There's also -- we observed a lot of
 17 walkers and bicyclists on this road over the
 18 years. So you try to balance those different
 19 uses.
 20 So the Traffic Advisory Committee in an
 21 effort to balance those different uses and also

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1 be realistic what speeds people are really
 2 going to go, law abiding type folks, we
 3 recommended a 35-mile-an-hour speed limit for
 4 that road segment.
 5 MR. LESHER: Mr. Mertaugh, will the road
 6 meet the warrants under the Manual of Uniform
 7 Traffic Safety Control Devices?
 8 MR. MERTAUGH: It does, yes, yes.
 9 MR. LESHER: So if posted at this speed,
 10 it will be enforceable?
 11 MR. MERTAUGH: Yes, absolutely.
 12 MR. PACK: Mike, do we have any data?
 13 Have we put down any speed strips to tell us if
 14 we do have an actual speeding problem on this
 15 strip?
 16 MR. MERTAUGH: Not to my knowledge, no.
 17 So it's mostly anecdotal from observation from
 18 members of the committee and input from the
 19 community, of course. It's certainly,
 20 people --
 21 MR. PACK: I'm not opposed to posting a

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1 speed limit. As you said before, if it's
 2 unposted, then it goes to 50. And maybe that's
 3 not where it should be.
 4 MR. MERTAUGH: Right.
 5 MR. PACK: But I'm just thinking if we
 6 actually have a speeding problem down there, it
 7 would be good to have something in hand, 30
 8 days, 60 days, just to see is there actually an
 9 issue with speeding on that part of the island
 10 or not.
 11 MR. MERTAUGH: Right.
 12 MR. EDWARDS: I think it's more speeding
 13 on the far end of it when people are going in
 14 and out from fishing at the end of Black Walnut
 15 Point. That's the issue. And then when they
 16 come in and out, usually it's dark, sunset. So
 17 there's bikers and walkers and that kind of
 18 stuff local.
 19 But like the sheriff said, you got to go
 20 60 miles an hour to enforce 50.
 21 MR. MERTAUGH: Right.

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1 MR. EDWARDS: So if you do 35, they're not
 2 going to enforce it in until it's 45, unless
 3 it's something really ridiculous. So 35 gives
 4 them a little bit of leeway. Somebody is going
 5 over that, definitely probably going to get a
 6 ticket.
 7 MR. PACK: How did you all come to 35 as
 8 your bottom number?
 9 MR. MERTAUGH: So I think that the 35 came
 10 about -- first of all, looking at how fast do
 11 we really want vehicles going when there's
 12 cyclists and pedestrians along a roadway that
 13 has no shoulder.
 14 And then also it has to do with the fact
 15 that, and I think we all do it, if you're in a
 16 slow speed zone and you know there's a fast one
 17 coming, it's just human nature to kind of start
 18 speeding up before you even get there.
 19 So the thought is is that even if folks
 20 are going to speed, that they're going to be
 21 speeding by more, if that makes any sense, than

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1 if it were 50 miles an hour. So a lot of it
 2 has to do with the transition basically.
 3 MR. EDWARDS: Coming back in town as well.
 4 MR. MERTAUGH: Right.
 5 MR. EDWARDS: Because if it's not
 6 enforced, you're going from 50 or 55 to 25. So
 7 there's a big difference in that gap of a mile.
 8 MR. PACK: On the State portion of 33 on
 9 the island, what is that posted at right now?
 10 MR. MERTAUGH: Twenty-five.
 11 MR. PACK: Twenty-five?
 12 MR. MERTAUGH: Yes.
 13 MR. LESHER: Because that section has more
 14 frequent intersections, it's densely settled --
 15 MR. MERTAUGH: That and --
 16 MR. LESHER: -- different engineering
 17 there?
 18 MR. MERTAUGH: Right. And it's also a
 19 school zone.
 20 MR. EDWARDS: Yes. And the fire
 21 department is right there.

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1 MR. MERTAUGH: Right.
 2 MR. PACK: Okay. I'm fine with it. If
 3 that's the number you all come up --
 4 MS. PRICE: Do you need a motion on each
 5 one of these individually?
 6 MR. PACK: Yes, I do, Ms. Price.
 7 MS. PRICE: I would like to make a
 8 motion --
 9 MR. DIVILIO: I've got a question. So
 10 what kind of implications would there be if we
 11 impose 25-mile-per-hour speed limit for the
 12 entire island? Would that then allow people
 13 with low-speed vehicles, golf carts, rascals?
 14 MR. MERTAUGH: Unless they're allowed to
 15 be on a public road, I think that that has a
 16 lot to do with it.
 17 But you're right, that things like -- what
 18 do they call them, ORVs, where they're like
 19 scooters and such, that they're not supposed to
 20 be on roads I believe it's 50 is the threshold?
 21 MS. PRICE: We used to have a golf cart

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1 issue out there.
 2 MR. DIVILIO: We did have an issue.
 3 MR. MERTAUGH: Yes, yes.
 4 MR. DIVILIO: I'm thinking that this could
 5 solve that because you're going to have -- if
 6 it's known that the entire island is only a
 7 25-mile-per-hour speed limit, if we come out
 8 with that, then there could be that problem or
 9 that could be a solution to that, that people
 10 are down, everybody knows it's going to be
 11 slow. So then you might see more people using
 12 it.
 13 MS. PRICE: Not supposed to be on the
 14 roads.
 15 MR. MERTAUGH: The other problem with
 16 making the -- particularly this one stretch of
 17 road because it's really the only road where
 18 people can reasonably get up a lot of speed, is
 19 that if you have a road that can accommodate
 20 higher speeds and you post it at say 25, then
 21 what you have is you have one of the, from a

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1 traffic safety perspective is diversity of
 2 speeds. You have somebody that's going to go
 3 40 and then someone else is going it says 25,
 4 I'm doing 20 or 25. And you have that
 5 potential for accidents just from that
 6 diversity in speeds on the road.
 7 So it's sort of a balancing act to try and
 8 accommodate all those different use and types
 9 of driver.
 10 MR. LESHER: Mr. Mertaugh, it doesn't meet
 11 the warrants for that lower speed and make the
 12 speed limit there may not, in fact, be
 13 enforceable in court?
 14 MR. MERTAUGH: There's really not specific
 15 warrants for speed limits in this case because
 16 it's so straight and flat.
 17 So a lot of the warrants for speed are
 18 based on obviously land use but site distances.
 19 And that's where -- again, actually that's one
 20 of the reasons we were reluctant to make the
 21 whole island 25, because there's just really no

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<p>1 good justification from a traffic engineering 2 perspective to make it that low. 3 It's just like Route 50 through towns. 4 They struggle with the same thing. Most people 5 are going more than 35 in town, but they're 6 trying to bring it down. 7 I don't know if that answers -- 8 MS. PRICE: -- motion? 9 MR. PACK: I am. 10 MS. PRICE: All right. I'd like to make a 11 motion that we have 25 throughout the town and 12 35 on that section of road for 1.2 miles of 13 Black Walnut Point Road. 14 MR. PACK: Is there a second? 15 MR. LESHER: Second. 16 MR. PACK: Seconded by Mr. Leshner. Any 17 further discussion? 18 Hearing none, Madam Secretary, call the 19 vote on the changing of the speed limit at 35 20 miles an hour in Tilghman Island. 21 SECRETARY: Mr. Pack.</p>	<p>1 relatively popular facility. 2 Again, similar situations to what we 3 discussed on Tilghman. In this case, it's 4 already posted 25 miles an hour, which is 5 appropriate. It's a fairly narrow road with a 6 curvilinear alignment, at least towards 7 (inaudible). So the speed limit is 8 appropriate. It has a fairly high volume by 9 observation of walkers along the road. It's 10 also popular with cyclists. 11 So the thought here is that the speed 12 limits are appropriate. The rumble strips 13 would just be an opportunity to remind drivers, 14 particularly folks that may be using the 15 landing, just aren't familiar with the 16 community, to get their attention that the 17 speed limit is 25. 18 So considering that, the Traffic Advisory 19 Committee recommends installing these rumble 20 strips pretty much on each end of Long Point 21 Road where it's rural. So in other words, we</p>
<p>Page 147</p> <p>1 MR. PACK: Aye. 2 SECRETARY: Mr. Divilio. 3 MR. DIVILIO: Aye. 4 SECRETARY: Mr. Callahan. 5 MR. CALLAHAN: Aye. 6 SECRETARY: Ms. Price. 7 MS. PRICE: Aye. 8 SECRETARY: Mr. Leshner. 9 MR. LESHER: Aye. 10 MR. PACK: Long Point Road. 11 MR. MERTAUGH: So Long Point Road, this is 12 based on a citizen request to install some 13 rumble strips for traffic calming purposes on 14 Long Point Road. 15 Long Point Road is a county road just 16 south of the village of Neavitt proper. I 17 think it's about a half mile in length. 18 There's about 30 properties that use that road 19 for ingress and egress, but it's also the 20 access to Neavitt Landing, the county landing 21 down at the end of Long Point, which is a</p>	<p>Page 149</p> <p>1 don't want them in front of folks' houses and 2 things of that nature. 3 MR. PACK: So then they'll start 4 complaining about that. 5 MR. MERTAUGH: Yeah. 6 MR. PACK: So again, my question, do we 7 have any data that would support that we have a 8 speeding issue down in Neavitt Bozman? 9 MR. MERTAUGH: Just by observation. 10 MR. PACK: Just by observation. 11 MR. EDWARDS: Again, coming out of the 12 boat ramp, boats and trailers. 13 MS. PRICE: It says trucks leaving the 14 landing appear to travel at a higher rate of 15 speed until reaching the village proper. 16 MR. MERTAUGH: It's the character -- 17 MR. PACK: We have no radar detector or we 18 have no speed strips or anything -- 19 MS. PRICE: -- resources to go out there 20 and monitor. 21 MR. PACK: Sure we do. We can rent a box.</p>

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<p>1 MR. CALLAHAN: We just got data.</p> <p>2 MR. MERTAUGH: We've got I guess folks in</p> <p>3 the community that are supporting the rumble</p> <p>4 strips that observe it.</p> <p>5 MR. PACK: Undoubtedly. I'm asking for</p> <p>6 data of a more scientific nature.</p> <p>7 MR. MERTAUGH: Right. So we do not have a</p> <p>8 speed recording device that we can set up for a</p> <p>9 week or so to get this information. I believe</p> <p>10 one of the speed cameras is capable of it, but</p> <p>11 I don't think --</p> <p>12 MR. PACK: The Sheriff's Office. I know</p> <p>13 because we purchased it. The Sheriff's Office</p> <p>14 has the big speed --</p> <p>15 MR. MERTAUGH: Correct.</p> <p>16 MR. PACK: -- boxes. I heard the same</p> <p>17 thing, that they work. When you see your speed</p> <p>18 flash up on the box, people have a tendency to</p> <p>19 reduce their speed when they see how fast</p> <p>20 they're actually going.</p> <p>21 MR. MERTAUGH: Sure.</p>	<p>1 MS. PRICE: But it doesn't data collect.</p> <p>2 You're going to have to put a body in Neavitt,</p> <p>3 and I think that our resources need to be</p> <p>4 elsewhere.</p> <p>5 I mean what is the cost of some rumble</p> <p>6 trips?</p> <p>7 MR. EDWARDS: 500 bucks.</p> <p>8 MS. PRICE: Yeah. I mean why would we put</p> <p>9 the money --</p> <p>10 MR. PACK: The box costs you nothing.</p> <p>11 MS. PRICE: But it doesn't collect data.</p> <p>12 MR. PACK: I've gone away from that point.</p> <p>13 I've already said I understand that.</p> <p>14 What I'm saying is that if you're talking</p> <p>15 about calming and changing people's driving</p> <p>16 habits, the box will do that.</p> <p>17 MS. PRICE: And once it's gone, they speed</p> <p>18 again.</p> <p>19 So for 500 bucks and Warren to send his</p> <p>20 guys out, we can take care of these 30 property</p> <p>21 owners.</p>
<p>Page 151</p> <p>1 MR. PACK: Have we thought about something</p> <p>2 like that?</p> <p>3 MS. PRICE: We only have two of them in</p> <p>4 the county, right?</p> <p>5 MR. MERTAUGH: Correct.</p> <p>6 MS. PRICE: Probably --</p> <p>7 MR. PACK: Have we thought about something</p> <p>8 like that?</p> <p>9 MS. PRICE: I don't believe they data</p> <p>10 collect.</p> <p>11 MR. PACK: No, they don't data collect.</p> <p>12 They just flash.</p> <p>13 MR. MERTAUGH: Right.</p> <p>14 MR. PACK: But no?</p> <p>15 MR. MERTAUGH: I mean we could certainly</p> <p>16 look into acquiring it.</p> <p>17 MR. PACK: I'm just asking.</p> <p>18 MR. EDWARDS: It's all about funds. We</p> <p>19 don't --</p> <p>20 MR. PACK: We already currently have them.</p> <p>21 We currently have them.</p>	<p>Page 153</p> <p>1 MR. PACK: You think so?</p> <p>2 MR. EDWARDS: It's mostly boats. It's</p> <p>3 mostly recreational.</p> <p>4 MR. HOLLIS: Mr. President, if it's</p> <p>5 appropriate, at a certain time Mr. and</p> <p>6 Mrs. Cowee have indicated they would like to be</p> <p>7 able to say a word or two.</p> <p>8 MR. PACK: Mr. Coue, you're always</p> <p>9 welcome to say a word or two. You know that.</p> <p>10 But hold on now. I'll hear from you, but I got</p> <p>11 to deal with these two guys up here first.</p> <p>12 MR. EDWARDS: Clarify what you're asking.</p> <p>13 MR. PACK: Rumble strips.</p> <p>14 MR. MERTAUGH: So if we were to put like,</p> <p>15 for example, have a -- if I think I understand</p> <p>16 what you're asking. If we were to have a</p> <p>17 your-speed-is sign there permanently, I suspect</p> <p>18 those are probably about \$4,000.</p> <p>19 MR. PACK: Again, rumble strips, unless</p> <p>20 you can show me some data, in and of itself</p> <p>21 does not mean that a person will never speed.</p>

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<p>1 MR. EDWARDS: No, absolutely not.</p> <p>2 MR. PACK: As far as that. I mean they're</p> <p>3 going to run over those strips and then take</p> <p>4 off again until they come to the next set of</p> <p>5 strips.</p> <p>6 So even the flashing box. So I mean</p> <p>7 you'll see your speed is five, ten miles over,</p> <p>8 you may reduce it to come back down.</p> <p>9 It's a behavioral thing. They take time.</p> <p>10 Again, unless you can -- I remember years</p> <p>11 ago coming from this very committee was not to</p> <p>12 put the bumps in.</p> <p>13 MR. MERTAUGH: Absolutely.</p> <p>14 MR. PACK: They said oh, that doesn't</p> <p>15 work, the bumps don't work.</p> <p>16 MR. MERTAUGH: They don't work for our</p> <p>17 roads just because of constructability.</p> <p>18 MR. PACK: I'm just trying to peel back</p> <p>19 the layers as to what we're actually trying to</p> <p>20 do by putting in rumble strips. They make a</p> <p>21 lot of noise, I'll grant you that.</p>	<p>1 former long-time county employee. Has done</p> <p>2 well for the county, so we're always glad to</p> <p>3 hear from him.</p> <p>4 How you doing, Dan?</p> <p>5 MR. COWEE: It's always a pleasure to be</p> <p>6 here.</p> <p>7 MR. PACK: What do you have to say about</p> <p>8 these rumble trips?</p> <p>9 MR. COWEE: Well.</p> <p>10 MRS. COWEE: Let me start. We have been</p> <p>11 concerned in Neavitt for years about the speed</p> <p>12 between the landing and where the State Highway</p> <p>13 begins, that stretch of Long Point Road.</p> <p>14 It's a straightaway. Watermen come out of</p> <p>15 there. We lost a dog by a truck that just</p> <p>16 slammed right into our dog. People are</p> <p>17 walking, riding bikes, walking their dogs, kids</p> <p>18 in strollers. I had somebody pull out of there</p> <p>19 going at least 60 miles an hour.</p> <p>20 MR. COWEE: It starts at 4:30 in the</p> <p>21 morning and doesn't stop until ten o'clock, and</p>
<p>Page 155</p> <p>1 MR. EDWARDS: They hurt the boats because</p> <p>2 they bounce off the trailer. Then the boaters</p> <p>3 slow down. We did it in Bellevue and we also</p> <p>4 did it in Claiborne for the same reason.</p> <p>5 MR. MERTAUGH: The purpose of the rumble</p> <p>6 strip is really just to remind folks. If</p> <p>7 they're going to speed, they're going to speed.</p> <p>8 MR. PACK: That's right.</p> <p>9 MR. MERTAUGH: It's not going to slow them</p> <p>10 down. But drivers that tend to follow the</p> <p>11 rules and maybe just don't realize it, that's</p> <p>12 the purpose of it.</p> <p>13 MR. PACK: And that's the point I was</p> <p>14 getting behind the flashing of the sign, not to</p> <p>15 collect the data, Ms. Price. The drivers who</p> <p>16 do follow the rules, when they see that they</p> <p>17 have unintentionally gone over it, they tend to</p> <p>18 decelerate. That I do believe.</p> <p>19 But can I hear from Mr. Coue?</p> <p>20 Dan, you have anything more? Come on up,</p> <p>21 come on up. Good to see you again. Dan,</p>	<p>Page 157</p> <p>1 it's about a 200-yard run.</p> <p>2 MRS. COWEE: Right.</p> <p>3 MR. COWEE: You come out of the landing.</p> <p>4 We're off of Ellison Shore Road onto Long</p> <p>5 Point, coming around. You got a hard</p> <p>6 right-hand corner coming out of the landing and</p> <p>7 then you got about a 200 or a good 200-yard</p> <p>8 stretch, which is open pretty much on either</p> <p>9 side, and then you hit the village right at</p> <p>10 Carrollton.</p> <p>11 MRS. COWEE: And they don't necessarily</p> <p>12 slow down in the village.</p> <p>13 I mean when I passed this petition around</p> <p>14 town. Not a petition, just are you interested</p> <p>15 in having rumble strips. And everybody said</p> <p>16 why can't we get them in the middle of town. I</p> <p>17 said that is State Highway. I can't -- that's</p> <p>18 another battle I can't -- we'll have to fight</p> <p>19 later.</p> <p>20 But we've got to do something about</p> <p>21 slowing traffic down there. It works in</p>

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1 Bellevue, it works in Claiborne. When I drive
 2 into Claiborne, I slow down, I think about it
 3 because they're there.
 4 MR. COWEE: I walk my dog every night or
 5 every day on that stretch of road. And I can
 6 guaranty you that nobody is going 25 miles an
 7 hour. Some are doing 50, 55 miles an hour on
 8 that strip.
 9 MR. PACK: I appreciate that. Back to my
 10 point, that's why it would be good to have
 11 data, not that I'm saying that your anecdotal,
 12 what you're seeing is not so.
 13 MR. COWEE: Right.
 14 MR. PACK: But I don't live down there.
 15 You do. I got to basically have something in
 16 my hand that says hey, yeah, we do see the data
 17 that during certain times of the day, we're
 18 seeing these speeds spike up. And it may be,
 19 what you're saying, it may be boaters,
 20 fishermen who got their catch for the day and
 21 they're trying to get out of town.

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1 On that side of it, I would be glad to
 2 talk to the sheriff and see if Joe can put a
 3 car down there and hand out some tickets.
 4 I'm going back some years now with Leeds
 5 Creek Bridge, Mr. Hollis, you remember what I'm
 6 talking about. We had a situation down with
 7 some neighbors came and said we got guys
 8 speeding over the bridge and they're coming
 9 over here with their trucks and they're hitting
 10 that -- they have the slats on the bridge, and
 11 clack, clack, clack. And so they came in
 12 complaining about the fact that kids were
 13 coming over with their trucks making a whole
 14 lot of noise.
 15 So at that time, Dallas was the sheriff.
 16 We sent the sheriff down there, started handing
 17 out tickets. Guess what, homeowners said why
 18 is the sheriff down here giving us tickets.
 19 MR. COWEE: We're not saying that some of
 20 these folks that are speeding are not
 21 homeowners in the area.

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1 MR. PACK: But you said you wanted us to
 2 do something about the speeding. We sent the
 3 sheriff down there. Then we hear complaints
 4 why the sheriff down here giving us tickets.
 5 MRS. COWEE: But as Ms. Price said, for
 6 \$500 or whatever it would cost, just to try to
 7 slow the traffic down.
 8 MR. PACK: Tickets will slow you down.
 9 You get enough tickets, you'll slow down.
 10 MS. PRICE: I want to --
 11 MR. PACK: And guess what that's going to
 12 cost you as a tax payer? Zero.
 13 MRS. COWEE: We've had the flashing speed
 14 limit things, both in the beginning of Neavitt
 15 and in the middle of town.
 16 MR. PACK: So we want to try this.
 17 MRS. COWEE: It doesn't make any
 18 difference.
 19 MR. PACK: You're right. I think it's a
 20 combination of things, to your point. Speeding
 21 is a behavioral issue. And to get people to

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1 modify their behavior, sometimes you have to do
 2 more than one thing. You have to do the rumble
 3 strips with the sign with the enforcement. So
 4 I don't think one thing is going to do it.
 5 But if you all want it, we'll try A and
 6 I'll see you next year to try B. Because if
 7 you're a speeder and you're just trying to get
 8 out of town with your catch, then you're going
 9 to hit those strips and then the next 200
 10 yards.
 11 MS. PRICE: Fish is going to all bounce
 12 out, you won't have any.
 13 MR. LESHAR: Mr. President.
 14 MR. PACK: Yes, sir. You got a motion?
 15 MR. LESHAR: Move to approve.
 16 MR. PACK: We got a second?
 17 MR. CALLAHAN: Second.
 18 MR. PACK: We got a motion and a second.
 19 On the strips down at Long Point, Madam
 20 Secretary.
 21 SECRETARY: Mr. Pack.

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1 MR. PACK: Aye. Give them the strips.
 2 SECRETARY: Mr. Divilio.
 3 MR. DIVILIO: Aye.
 4 SECRETARY: Mr. Callahan.
 5 MR. CALLAHAN: Aye.
 6 SECRETARY: Ms. Price.
 7 MS. PRICE: Aye.
 8 SECRETARY: Mr. Leshner.
 9 MR. LESHER: Aye.
 10 MR. PACK: Mr. Cowee, good to see you,
 11 sir. Thank you very much for coming in. Tell
 12 your neighbors they have their strips.
 13 MRS. COWEE: When you come to Neavitt.
 14 MR. PACK: I'll come down, I'll come down.
 15 What else we got there, Mike? Black Dog
 16 Alley?
 17 MR. MERTAUGH: Okay. Last but not least,
 18 is.
 19 MR. PACK: Trucks.
 20 MR. MERTAUGH: Trucks. So this is
 21 actually a staff request. And so Warren, I

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1 don't know if you want to give a little
 2 background. Go ahead.
 3 MR. EDWARDS: So this year in the spring
 4 we did a lot of milling and we did repairs on
 5 some of our worst roads that were rutted that
 6 we knew had heavy truck traffic.
 7 This section of Black Dog Alley, from
 8 Black Dog Alley to 328, is one of them, which
 9 is down there by (inaudible), the welding area.
 10 I'm sure you've all driven the road.
 11 MR. PACK: Yup.
 12 MR. EDWARDS: It's rutted up terrible, or
 13 was. So we built it out and repatched
 14 everything. And we actually treated the road
 15 like two weeks later, surface treated it. In
 16 three days it was gone.
 17 We did it three times this year because of
 18 the truck traffic and the speeding.
 19 And the last time we were there, we
 20 counted 33 trucks, tractor-trailers, car
 21 delivery vehicles, and trash trucks. And none

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1 of them were local, none of them. And that was
 2 in like two hours.
 3 This road is a bypass for everybody that's
 4 overweight, that's avoiding DOT, that doesn't
 5 want to be on Route 50. And it's coming from
 6 Dorchester. They were turning right off of
 7 Dover Road. They were coming out of Dover Neck
 8 and turning left and coming in and they're
 9 trying to get to the landfill in Ridgely. It's
 10 ridiculous.
 11 Trash pickup on that road has tripled
 12 since I came to work here. It's dangerous.
 13 The speed limit there is 35 as well. And
 14 they're going 50, 60 miles an hour, running
 15 people off the road. It's out of control.
 16 And we had enforcement there.
 17 MR. PACK: We have?
 18 MR. EDWARDS: Every time we were there, we
 19 had the deputies there on both ends of the
 20 road. And within three days, everything was
 21 going off the road.

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1 MR. PACK: Was he handing out any tickets
 2 during that time?
 3 MR. EDWARDS: I'm not aware.
 4 MR. LESHER: Mr. President, move to
 5 approve.
 6 MS. PRICE: Second. Same thing we did on
 7 Dover Neck Road.
 8 MR. EDWARDS: Exactly the same thing.
 9 MS. PRICE: Exactly.
 10 MR. DIVILIO: Is this just the section of
 11 Black Dog Alley between Matthewstown and Dover?
 12 MR. EDWARDS: I would like to see Black
 13 Dog Alley all the way to Cordova Road, because
 14 they all have State roads to use.
 15 Unless you're paving a driveway on Black
 16 Dog Alley and you got a right to haul that
 17 asphalt there or you're doing concrete work or
 18 building a house, you got a right to work off
 19 of that road. But if you're not, you shouldn't
 20 use it as a throughway to get to somewhere
 21 else.

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1 The one car dealer's delivering cars to
 2 Route 50 coming all the way down Black Dog
 3 Alley, turning left on Dover Neck, and going
 4 back out Dutchman's, which is already posted
 5 not to be on there.
 6 MR. DIVILIO: Aren't there two gravel pits
 7 on Black Dog Alley in the section right behind
 8 the. . .
 9 MR. EDWARDS: There is, but it's a
 10 business. So they can go to the gravel pit and
 11 go back out 309 or Route 50, not come all the
 12 way down Black Dog Alley.
 13 MR. PACK: Yeah. They go by the airport.
 14 MR. DIVILIO: But it takes Black Dog Alley
 15 to get to it.
 16 MR. MERTAUGH: So this would be for --
 17 it's not through traffic.
 18 MR. DIVILIO: I'm thinking enforcement.
 19 How are they going to know --
 20 MR. EDWARDS: If they say they just came
 21 from Vulcan, well, let me see your ticket.

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1 MR. PACK: Yeah.
 2 MR. EDWARDS: If you didn't, you shouldn't
 3 be on this road. It will state restricted.
 4 I mean it's like Chill Cut Road. We got,
 5 what was his name down there, the contractor?
 6 MR. MERTAUGH: Spring & Associates.
 7 MR. EDWARDS: Spring & Associates, Rodney
 8 Spring. He works down there. All those big
 9 trucks come in and out, but the rest of that
 10 road is restricted.
 11 MR. PACK: We did the same thing when we
 12 were talking about we had the weight
 13 restrictions on Dover Neck Road.
 14 MR. MERTAUGH: Exactly.
 15 MR. PACK: And we said that those trucks
 16 that were there for picking up trash, of
 17 course, they had to go pick up the trash, so
 18 they would be allowed to go there. So they
 19 weren't just using it as a cut-through.
 20 MS. PRICE: We have a motion and a second.
 21 MR. PACK: I understand that, but that

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1 doesn't mean I'm going to call the vote right
 2 now.
 3 MR. MERTAUGH: One thing I did want to
 4 add, though. So we're restricting the use on
 5 our roads to protect the road itself.
 6 And so in our roads ordinance and also in
 7 State law, it actually needs to be done through
 8 a resolution. So this would just be saying yay
 9 or nay to moving to that next step for this.
 10 So we're not restricting commerce.
 11 There's a parallel way, Route 50. All the --
 12 Cordova Road, Matthewstown Road, Dover Road,
 13 they're all State roads. They're designed to
 14 accommodate this sort of thing.
 15 And getting back to the whole corridor
 16 restriction. We talked about it some, because
 17 the middle -- there's basically three sections.
 18 And the middle section between Chapel and
 19 Matthewstown, we rebuilt that ten, 15 years
 20 ago. And it can handle the trucks.
 21 The problem is that either end of it are

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1 old farm and market type roads, and we're
 2 reaching a tipping point basically.
 3 We went through this on Glebe Road years
 4 ago where we actually had to close it because
 5 it -- once we -- they're all oyster shell or
 6 many layers of tar and chip, which have no real
 7 structural carrying capacity.
 8 So until such time that we can get it in
 9 our program to rebuild the road and make a
 10 modern engineered road, that's the goal we
 11 have.
 12 So hopefully that gives a little
 13 background why we're doing the whole corridor
 14 because the northern section of Black Dog is
 15 starting to show some distress already. It
 16 hasn't quite reached that tipping point like it
 17 has in the southern section.
 18 MR. EDWARDS: Even the middle upgraded
 19 section is starting to have stress cracks. I
 20 mean it's just not designed for that much truck
 21 traffic.

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1 To Mr. Divilio's point, Eric Harvey has a
 2 welding shop down there. He has a
 3 tractor-trailer and also welds a lot of heavy
 4 equipment. So that wouldn't be stopped. They
 5 would be going to his business and coming out
 6 and going back out Dover Road. So we're not
 7 trying to stop that in any way.
 8 MR. PACK: Is there any plans in your road
 9 upgrade to do the rest of Dover, do the rest of
 10 Black Dog Alley from Dover up to the middle
 11 section that we did about, what, ten, 12 years
 12 ago, that middle section?
 13 MR. EDWARDS: We'd like to see that, but
 14 we don't have --
 15 MR. MERTAUGH: I believe we have some
 16 items in our capital program to at least do
 17 some preliminary work. I don't think it's
 18 funded quite yet. So that would be
 19 something -- until such time as we do, that's
 20 what we want this weight restriction for.
 21 MR. PACK: Will we -- I'm fine with the

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1 change. I certainly understand what you're
 2 getting at here.
 3 Will we be having any enforcement efforts
 4 also to go along with this or can we not do
 5 that until we have the legislative change?
 6 MR. MERTAUGH: I think it would require
 7 the legislative change.
 8 MR. EDWARDS: Yeah, it would have to be.
 9 MR. MERTAUGH: Obviously if there's
 10 speeding or something like that.
 11 MR. PACK: Yeah. Other than that.
 12 MR. EDWARDS: The Sheriff's Department
 13 does have one DOT certified officer, I think
 14 one. Shianne.
 15 MR. MERTAUGH: Right. And I think that
 16 once the restriction is in place, the beauty of
 17 it is that they can just stop trucks.
 18 MR. EDWARDS: Yes.
 19 MR. MERTAUGH: See what their weight
 20 rating is, find out where they're going and
 21 where they've come from. And like Warren had

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1 said, a document, prove that. And if they have
 2 a legitimate reason to be on the road, they're
 3 on their way.
 4 MR. EDWARDS: It's 80 percent better on
 5 Dutchman's Lane and Dover Neck Road since we
 6 did this.
 7 MR. PACK: Mike, let me get back. If we
 8 do this limitation on weight, we then have
 9 Shianne do the stops. If they are found to be
 10 using it as a pass-through, cut-through, what
 11 is he now doing for enforcement? Is he telling
 12 them to get off the road? Is he citing them?
 13 MR. MERTAUGH: I believe he's citing them.
 14 MR. EDWARDS: We would cite them because
 15 it's a restricted road to a weight limit.
 16 MR. PACK: Okay. So they will actually
 17 get a ticket, then.
 18 MR. EDWARDS: And chances are the ones
 19 that are on this road are going to have a lot
 20 more violations than just being overweight.
 21 That's why they're on the road.

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1 MR. MERTAUGH: From our experience, the
 2 weight restriction we did on Dover Neck, it
 3 just sort of took care of itself.
 4 Commercial trucks, they don't want to risk
 5 their licenses. And usually all it takes is a
 6 warning or two and they're never back because
 7 it's just not worth it to them.
 8 MR. DIVILIO: What options would we have
 9 on limiting it? You could do local traffic
 10 only, you could do a weight limit?
 11 MR. MERTAUGH: I think it will be a weight
 12 limit, it needs to be that just so you have a
 13 threshold so you're not excluding everybody.
 14 And then I'm trying to remember how we did
 15 it with. . .
 16 MR. HOLLIS: You used the weight limit.
 17 MR. EDWARDS: State Highway.
 18 MR. MERTAUGH: So I think it's no through
 19 traffic is the distinction. So if you're
 20 making a local delivery, you have a reason,
 21 yeah. A delivery, pickup, your base of


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<p>1 operation is there, you're legal.</p> <p>2 MR. DIVILIO: How much damage do you think</p> <p>3 is being done by local farmers carrying</p> <p>4 equipment or carrying grain running to Nagel's</p> <p>5 on that side?</p> <p>6 I wouldn't want to affect those guys. If</p> <p>7 they're trying to go slow --</p> <p>8 MR. PACK: You wouldn't. That's</p> <p>9 commercial.</p> <p>10 MR. HOLLIS: So Mike, let me just -- so</p> <p>11 for Dover Neck Road, Mr. Divilio, Council did</p> <p>12 it by weight limit, but then they had five</p> <p>13 exclusions to that, one of which is vehicles</p> <p>14 related to agricultural production.</p> <p>15 I think we need to put together -- get you</p> <p>16 a copy of Dover Neck Road and put together a</p> <p>17 draft of what would happen in this situation.</p> <p>18 And I think there will be some exclusions.</p> <p>19 Whatever you want, but we do have some ability</p> <p>20 for Dover Neck Road.</p> <p>21 MR. DIVILIO: I would like to see that.</p>	<p>1 Madam Secretary, please call the vote.</p> <p>2 SECRETARY: Mr. Pack.</p> <p>3 MR. PACK: Aye.</p> <p>4 SECRETARY: Mr. Divilio.</p> <p>5 MR. DIVILIO: No.</p> <p>6 SECRETARY: Mr. Callahan.</p> <p>7 MR. CALLAHAN: Aye.</p> <p>8 SECRETARY: Ms. Price.</p> <p>9 MS. PRICE: Aye.</p> <p>10 SECRETARY: Mr. Leshner.</p> <p>11 MR. LESHER: Aye.</p> <p>12 MR. PACK: Okay. Matter passes. So we'll</p> <p>13 wait to see your formal language and we'll take</p> <p>14 it up at a later date.</p> <p>15 MR. MERTAUGH: Thank you very much.</p> <p>16 MR. EDWARDS: Thank you.</p> <p>17 MR. PACK: Thank you. Mr. Hollis, I think</p> <p>18 we've made it down to county manager.</p> <p>19 MR. HOLLIS: So we're moving close to the</p> <p>20 nine o'clock hour. So hopefully we won't hold</p> <p>21 you up much longer.</p>
<p>Page 175</p> <p>1 MR. PACK: So do you want to proceed</p> <p>2 tonight or do you want to hold off and have</p> <p>3 that language added in here?</p> <p>4 MR. DIVILIO: I'd like to hold off until I</p> <p>5 can see that.</p> <p>6 MS. O'DONNELL: You don't have the</p> <p>7 authority to do it. It has to be done by a</p> <p>8 resolution under State law.</p> <p>9 MS. PRICE: Right. So we're not really</p> <p>10 doing anything tonight other than basically</p> <p>11 giving them the go ahead to draft a resolution.</p> <p>12 MR. CALLAHAN: Right.</p> <p>13 MS. PRICE: So is that all you need, then,</p> <p>14 is direction from the Council to draft the</p> <p>15 resolution?</p> <p>16 MR. HOLLIS: Yes. It will be a numbered</p> <p>17 resolution.</p> <p>18 And Mr. Divilio, you can certainly alter</p> <p>19 it if you see fit, or any Council member.</p> <p>20 MR. PACK: Any further discussion?</p> <p>21 Ms. Price, I will call for the vote.</p>	<p>Page 177</p> <p>1 Maryland Department of the Environment has</p> <p>2 advised us that they have made a tentative</p> <p>3 determination on a State discharge permit for</p> <p>4 the Trappe East wastewater treatment plant.</p> <p>5 That tentative determination allows the</p> <p>6 governing body to request a public hearing to</p> <p>7 gather more information to better understand</p> <p>8 what that approval was based on.</p> <p>9 The Board of Public Works, and the</p> <p>10 chairman is here tonight, is asking and is</p> <p>11 recommending to you that you go ahead and ask</p> <p>12 MDE to hold that hearing.</p> <p>13 Without belaboring it too much. Ray. But</p> <p>14 county wastewater comprehensive water and sewer</p> <p>15 plan does not show that this property is in an</p> <p>16 area designated to move ahead as quickly by</p> <p>17 MDE. So there's a big discrepancy there that</p> <p>18 we need more information on.</p> <p>19 MR. CLARKE: And just so the Council is</p> <p>20 aware, we have to submit to Maryland Department</p> <p>21 of the Environment a request for this public</p>

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<p>1 hearing by September 19th. And at the same 2 time, I think they're also requesting written 3 comments by September 30th.</p> <p>4 When I received this from Dr. Tien on I 5 guess September 2nd or September 3rd I believe, 6 went ahead and presented that to the Public 7 Works Advisory Board. And then the Public 8 Works Advisory Board reviewed the letter as 9 well as the tentative determination of the 10 discharge parameters for the proposed 11 wastewater treatment plant.</p> <p>12 I also learned from Dr. Tien that 13 basically what they were proposing to do is 14 have -- the permit would be issued for a flow 15 of 37,500 gallons for the first phase. And 16 then there will be additional phases that would 17 probably be, each phase would be about 18 100,000 gallons, up to 540,000 gallons in 19 total.</p> <p>20 With that I think one of the things I 21 submitted to I guess the county manager was the</p>	<p>1 This is spray irrigation. I'll give them that.</p> <p>2 An ENR facility tends to treat the 3 nitrogen down to about two to three milligrams 4 per liter of total nitrogen and .3 of total 5 phosphorus. So it's three versus .3.</p> <p>6 And I think the other thing in 7 conversations we've had in the past with the 8 developer back in June when we were discussing 9 with I guess BayLand and Rauch, Incorporated, 10 the thought process was using an MBR. And an 11 MBR tends to be a very highly I guess treating 12 plant in the sense that it will remove a lot of 13 both nitrogen as well as phosphorus as well as 14 chemical constituents.</p> <p>15 So the question was why are we going to 16 (inaudible) if we're going to be using an MBR 17 type of process.</p> <p>18 MR. HOLLIS: So the first step tonight is 19 to ask for your approval to request the public 20 hearing.</p> <p>21 MR. PACK: I think this is a no-brainer.</p>
<p>Page 179</p> <p>1 request to go ahead and have this public 2 hearing based upon the motion that we received 3 from the Public Works Advisory Board, which was 4 ultimately, one, to request the Council that we 5 do make that request for a public hearing. At 6 the same time, also find out what MDE or how 7 MDE reviews the consistency of the proposed 8 wastewater treatment plant and permits with the 9 Talbot County comprehensive water and sewer 10 plan, which is the question on that.</p> <p>11 And then in addition to that is also 12 working to determine what the schedule is for 13 the project and then ultimately how that plays 14 out over time.</p> <p>15 And then ultimately the other item I think 16 we had was also to review the permit and the 17 decision-making process for the discharge 18 permit parameters. They're currently using 19 eight milligrams per liter for total nitrogen 20 and three milligrams per liter of total 21 phosphorus, in comparison to an ENR facility.</p>	<p>Page 181</p> <p>1 We've been down this road before with this 2 project. So it seems like somewhat of deja vu 3 with me. I see no reason why we would not want 4 a public hearing to hear what they're doing.</p> <p>5 MR. LESHHER: Mr. President, I'll move to 6 approve a public hearing as recommended by the 7 Public Works Advisory Board.</p> <p>8 MR. CALLAHAN: Second it.</p> <p>9 MR. PACK: Seconded by Mr. Callahan. Any 10 further discussion?</p> <p>11 If not, Madam Secretary, please call the 12 roll.</p> <p>13 SECRETARY: Mr. Pack.</p> <p>14 MR. PACK: Aye.</p> <p>15 SECRETARY: Mr. Divilio.</p> <p>16 MR. DIVILIO: Aye.</p> <p>17 SECRETARY: Mr. Callahan.</p> <p>18 MR. CALLAHAN: Aye.</p> <p>19 SECRETARY: Ms. Price.</p> <p>20 MS. PRICE: Aye.</p> <p>21 SECRETARY: Mr. Leshher.</p>

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<p>1 MR. LESHER: Aye.</p> <p>2 MR. CLARKE: Thank you.</p> <p>3 MR. PACK: Thank you, Ray.</p> <p>4 MR. HOLLIS: You have a request from the</p> <p>5 University of Maryland Shore Regional Health</p> <p>6 for a letter of support for a certificate of</p> <p>7 need exemption application for the relocation</p> <p>8 of inpatient behavioral health beds and</p> <p>9 services to the University of Maryland Medical</p> <p>10 Center at Chestertown, moving it from</p> <p>11 Cambridge.</p> <p>12 MR. PACK: Is there a motion to issue a</p> <p>13 letter of support?</p> <p>14 MS. PRICE: So moved.</p> <p>15 MR. LESHER: Second.</p> <p>16 MR. PACK: Any further discussion?</p> <p>17 MS. PRICE: Just that I think this is</p> <p>18 going to help that hospital stay viable by</p> <p>19 having some of those beds there, at least for a</p> <p>20 period of time.</p> <p>21 MR. PACK: Which hospital are you talking</p>	<p>1 MR. CALLAHAN: Aye.</p> <p>2 SECRETARY: Ms. Price.</p> <p>3 MS. PRICE: Aye.</p> <p>4 SECRETARY: Mr. Leshner.</p> <p>5 MR. LESHER: Aye.</p> <p>6 MR. HOLLIS: On the Animal Control Board,</p> <p>7 requesting the appointment of Leslie Israel and</p> <p>8 Carla Wieland Cherry to serve as alternate</p> <p>9 members.</p> <p>10 MR. PACK: Is there a motion on the Animal</p> <p>11 Control Board?</p> <p>12 MR. CALLAHAN: So moved.</p> <p>13 MR. PACK: Moved by Mr. Callahan.</p> <p>14 MS. PRICE: Second.</p> <p>15 MR. PACK: Madam Secretary, please call</p> <p>16 your roll.</p> <p>17 SECRETARY: Mr. Pack.</p> <p>18 MR. PACK: Aye.</p> <p>19 SECRETARY: Mr. Divilio.</p> <p>20 MR. DIVILIO: Aye.</p> <p>21 SECRETARY: Mr. Callahan.</p>
<p>Page 183</p> <p>1 about? Chestertown?</p> <p>2 MS. PRICE: Yes.</p> <p>3 MR. PACK: This is step one a series of</p> <p>4 steps for the regional hospital here in Easton.</p> <p>5 Of course, Mr. Kozel was here earlier</p> <p>6 today and did offer hopefully our support of</p> <p>7 this letter.</p> <p>8 So yeah. First step in getting those beds</p> <p>9 up there so that they can do whatever they're</p> <p>10 going to do down in Cambridge and turn that</p> <p>11 into a freestanding facility. So I hope we</p> <p>12 support this this evening.</p> <p>13 So we have a motion and a second. Any</p> <p>14 further discussion?</p> <p>15 Hearing none, Madam Secretary, could you</p> <p>16 call the roll, please?</p> <p>17 SECRETARY: Mr. Pack.</p> <p>18 MR. PACK: Aye.</p> <p>19 SECRETARY: Mr. Divilio.</p> <p>20 MR. DIVILIO: Aye.</p> <p>21 SECRETARY: Mr. Callahan.</p>	<p>Page 185</p> <p>1 MR. CALLAHAN: Aye.</p> <p>2 SECRETARY: Ms. Price.</p> <p>3 MS. PRICE: Aye.</p> <p>4 SECRETARY: Mr. Leshner.</p> <p>5 MR. LESHER: Aye.</p> <p>6 MR. HOLLIS: Local Emergency Planning</p> <p>7 Committee. Town of St. Michael's is requesting</p> <p>8 Mike Bibb's reappointment as a representative,</p> <p>9 and we're requesting the reappointment of</p> <p>10 citizen representatives Larry Smith and Judy</p> <p>11 Bower.</p> <p>12 MR. PACK: Is there a motion on -- this is</p> <p>13 the Local Emergency Planning Committee?</p> <p>14 MR. CALLAHAN: So moved.</p> <p>15 MR. PACK: By Mr. Callahan.</p> <p>16 MR. DIVILIO: Second.</p> <p>17 MR. LESHER: Seconded by Mr. Divilio. Is</p> <p>18 there any further discussion?</p> <p>19 Madam Secretary, please call your roll.</p> <p>20 SECRETARY: Mr. Pack.</p> <p>21 MR. PACK: Aye.</p>

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<p>1 SECRETARY: Mr. Divilio. 2 MR. DIVILIO: Aye. 3 SECRETARY: Mr. Callahan. 4 MR. CALLAHAN: Aye. 5 SECRETARY: Ms. Price. 6 MS. PRICE: Aye. 7 SECRETARY: Mr. Leshner. 8 MR. LESHNER: Aye. 9 MR. HOLLIS: And just two announcements. 10 Public is invited to attend the September 11th 11 commemorative ceremony hosted by the County 12 Council and the Town of Easton tomorrow morning 13 at 8:30 a.m. The ceremony will be held at the 14 intersection of West and Dover Streets in 15 Easton adjacent to the library. 16 And second, the Talbot County Economic 17 Development and Easton Economic Development 18 Commission are hosting a resource fair on 19 Wednesday, September 18th, from 8 to 11:30 at 20 the Eastern Shore Land Conservancy Conservation 21 Center to notify the public of a variety of</p>	<p>1 MR. DIVILIO: I agree with them. 2 MS. PRICE: That's twice in one night. 3 MR. PACK: I noticed that. Mr. Callahan. 4 MR. CALLAHAN: I'm good. 5 MR. PACK: You're good. 6 Hopefully we'll see everyone, whoever is 7 still up and watching this, tomorrow morning at 8 8:30 for the 9/11 ceremony here in town. 9 We welcome the comments of those who gave 10 us comments earlier today. And remember, going 11 forward, that we will have citizens comment as 12 part of our meetings going forward. Those 13 comments will be at the end of our meeting. 14 Hopefully it won't be this hour of the night. 15 But if you -- 16 MS. PRICE: We'll have fewer comments that 17 way. 18 MR. PACK: You said that, not I. 19 If you didn't get a chance to speak 20 tonight, you can always come back in two weeks. 21 County Council's next legislative day will</p>
<p>Page 187</p> <p>1 different incentives; enterprise zones, 2 opportunity zones, things to support local 3 business to both stay, prosper, and to entice 4 new business into Talbot County and into town. 5 Thank you. 6 MR. PACK: Thank you, Mr. Hollis. 7 Council comment. Who wants to go first? 8 Mr. Leshner. 9 MR. LESHNER: I have nothing further. 10 MR. PACK: There you go. Ms. Price. 11 MS. PRICE: If there was more of an 12 audience to speak to, I might have something, 13 but nothing tonight, except for the viewing 14 audience at home. 15 MR. PACK: Your comments are audience 16 driven? 17 MS. PRICE: No. The people with insomnia 18 who are watching us at home. 19 MR. PACK: Insomnia. Quarter to nine, ten 20 of nine. 21 Mr. Divilio.</p>	<p>Page 189</p> <p>1 be held on Tuesday, September 24th. Meeting 2 begin at six p.m. The Council will be 3 convening in open session at three p.m. for the 4 years of service awards for county employees to 5 be held at the Talbot County Free Library 6 Easton Branch, followed by a closed session at 7 4:30 p.m. at the county court house to discuss 8 real estate, legal matters, personnel, as 9 listed on the statement for closing that 10 meeting. 11 Therefore, is there a motion to adjourn 12 this meeting, we didn't have anything after, 13 and reconvene as noted? 14 MR. CALLAHAN: So moved. 15 MS. PRICE: So moved. 16 MR. PACK: Moved by Mr. Callahan. 17 Seconded by Ms. Price. 18 Madam Secretary, please call the roll. 19 SECRETARY: Mr. Pack. 20 MR. PACK: Aye. 21 SECRETARY: Mr. Divilio.</p>

1 MR. DIVILIO: Aye.
 2 SECRETARY: Mr. Callahan.
 3 MR. CALLAHAN: Aye.
 4 SECRETARY: Ms. Price.
 5 MS. PRICE: Aye.
 6 SECRETARY: Mr. Leshner.
 7 MR. LESHER: Aye.
 8 (Meeting concluded at: 8:53 p.m.)
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1 STATE OF MARYLAND
 2 I, Diane Houlihan, a Notary Public in and
 for the State of Maryland, County of Anne Arundel,
 3 do hereby certify that the within named, Talbot
 County Council Audio, personally appeared before me
 4 at the time and place herein set according to law,
 was interrogated by counsel.
 5
 I further certify that the examination was
 6 recorded stenographically by me and then transcribed
 from my stenographic notes to the within printed
 7 matter by means of computer-assisted transcription
 in a true and accurate manner.
 8
 I further certify that the stipulations
 9 contained herein were entered into by counsel in my
 presence.
 10
 I further certify that I am not of counsel
 11 to any of the parties, not an employee of counsel,
 nor related to any of the parties, nor in any way
 12 interested in the outcome of this action.
 13 AS WITNESS my hand Notarial Seal this 17th
 day of September, 2019, at Easton, MD.
 14
 15

 16
 Diane Houlihan
 Notary Public
 17
 18
 19
 20 My commission expires September 16, 2021
 21

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