



# TALBOT COUNTY, MARYLAND

County Council

MINUTES

May 18, 2021

## *SPECIAL LEGISLATIVE DAY*

Present – President Chuck F. Callahan, Vice President Pete Leshner, Frank Divilio, Corey W. Pack, Laura Price, County Manager Clay Stamp, and Acting County Attorney Patrick Thomas.

- I. Agenda – The Agenda of Tuesday, May 18, 2021 was brought forward for approval. Mr. Divilio requested that *Item VI. Eligible for Vote: Bill No. 1473, AN ACT TO ESTABLISH THE 2021-2022 ANNUAL BUDGET AND APPROPRIATION ORDINANCE, and amendments*, be postponed for consideration until the May 25, 2021 Council meeting while the County awaits requested guidance from the State; and requested that *Item VII. ADMINISTRATIVE RESOLUTION AUTHORIZING A TRANSFER TO THE LAW ENFORCEMENT OFFICERS' PENSION SYSTEM (LEOPS) and ADMINISTRATIVE RESOLUTION AUTHORIZING PICK-UP RESOLUTION FOR THE MARYLAND STATE RETIREMENT AND PENSION SYSTEM OF THE TALBOT COUNTY SHERIFF'S OFFICE* also be postponed until the May 25, 2021 Council meeting; Ms. Price seconded the motion. The Council approved the Agenda by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

Mr. Pack called for a Point of Order stating that the motion was just for the amendment to the agenda; a motion still needs to be made to approve the agenda, as amended. Upon motion by Mr. Divilio, seconded by Ms. Price, the Council approved the Agenda, as amended, by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

- II. Minutes - Mr. Callahan requested and received unanimous consent for approval of the Minutes of Tuesday, May 4, 2021.
- III. Disbursements – Mr. Callahan requested and received unanimous consent for approval of the Disbursements of Tuesday, May 18, 2021.
- IV. Presentation by Talbot County Free Library – Dana Newman, Director, Talbot County Free Library, Members, Board of Directors, Talbot County Free Library – Ms. Newman briefed the Council on the

important ways in which the Talbot County Free Library is integral to the community it serves. Ms. Newman utilized a PowerPoint presentation to outline deficiencies in spacing at the St. Michaels Library branch as well as upgrades needed to the structure and its outdated systems. She briefed the Council on the proposed expansion of, and upgrades to, the St. Michaels Library facility to meet the needs of library patrons for the next 20 to 30 years; the anticipated cost of the project of approximately \$4,125,390 and the Library's application for State grant funding in FY23, FY24 and FY25. Robert Forloney, Vice President, Talbot County Free Library Board of Trustees emphasized the need for more space, and Susan Sherman, President, Talbot County Free Library Board of Trustees, provided information on the positive economic impact of libraries to the surrounding communities they serve. Council discussion ensued with Ms. Newman, Mr. Forloney and Ms. Sherman as various matters related to the current facility and its proposed expansion were brought forward. Ms. Newman requested Council's consideration to forward a Letter of Intent to have the County fund 50% (\$45,000) of the Design Cost for the St. Michaels Library Expansion Project in FY2023. Council discussion again ensued. Upon motion by Mr. Lesher, seconded by Mr. Pack, the Council approved forwarding a Letter of Intent to the State by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Lesher – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

V. Eligible for Vote:

Bill No. 1473, AN ACT TO ESTABLISH THE 2021-2022 ANNUAL BUDGET AND APROPRIATION ORDINANCE, *and amendments*, had been previously postponed for consideration until the May 25, 2021 Council meeting.

VI. Introduction of Administrative Resolutions:

AN ADMINISTRATIVE RESOLUTION AUTHORIZING A TRANSFER TO THE LAW ENFORCEMENT OFFICERS' PENSION SYSTEM (LEOPS) had been previously postponed for consideration of introduction until the Tuesday, May 25, 2021 Council meeting.

AN ADMINISTRATIVE RESOLUTION AUTHORIZING PICK-UP RESOLUTION FOR THE MARYLAND STATE RETIREMENT AND PENSION SYSTEM OF THE TALBOT COUNTY SHERIFF'S OFFICE had been previously postponed for consideration of introduction until the Tuesday, May 25, 2021 Council meeting.

VII. County Manager's Report:

- A. Talbot County Agricultural Resolution Board – Requested Council approval for the reappointment of Travis Hutchison to a four-year term on the Talbot County Agricultural Resolution Board as a representative of the agricultural community; said term will expire on January 1, 2025. Upon motion by Mr. Pack, seconded by Mr. Lesher, the Council approved the reappointment by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Lesher – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

- B. Talbot County Golf Board – Requested Council approval for the appointment of Denise Klotzbucher to a three-year term on the Talbot County Golf Board; said term will expire on June 1, 2024. Upon motion by Mr. Pack, seconded by Mr. Leshner, the Council approved the appointment by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

- C. Talbot County Department of Social Services Board of Directors – Requested Council approval for the reappointment of Victoria Gomez Lozano to a three-year term on the Talbot County Department of Social Services Board of Directors; said term will expire on June 30, 2024. Upon motion by Mr. Pack, seconded by Mr. Leshner, the Council approved the reappointment by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

- D. Bid No. 20-02, FURNISHING AND DELIVERY, WITH POSSIBLE APPLICATION OF CRS-2L EMULSIFIED ASPHALT WITH POLYMER and/or CRS-2 EMULSIFIED ASPHALT – Requested Council approval of the Roads Superintendent’s recommendation to extend the current contract with Slurry Pavers, LLC in the sum of \$1.65 per gallon for the furnishing and delivery of CRS-2L emulsified asphalt and \$1.96 per gallon for the furnishing, delivery and application of CRS-2L emulsified asphalt; and to extend the contract with Hammaker East, LTD in the sum of \$1.60 per gallon for the furnishing and delivery of CRS-2 emulsified asphalt and \$2.00 per gallon for the furnishing, delivery and application of CRS-2 emulsified asphalt; both contract extensions are for the period from July 1, 2021 to July 1, 2022; funding for extension of the contracts is included in the Roads Department budget for FY22. Upon motion by Ms. Price, seconded by Mr. Divilio, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

- E. Request from Talbot County Department of Corrections – Requested Council approval of the recommendation of the Director of the Department of Corrections to extend the current agreement with Wellpath<sup>SM</sup> for provision of inmate medical and mental health services in the sum of \$449,161.68 for FY22, beginning July 1, 2021. Mr. Stamp stated that the cost does include a CPI-U increase; funding for the contract extension is included in the Department of Corrections FY22 budget. Upon motion by Ms. Price, seconded by Mr. Divilio, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

- F. Request from Talbot County Department of Corrections – Requested Council approval of the recommendation of the Director of the Department of Corrections to extend the current agreement with Trinity Services Group for provision of inmate meals at the Department of Corrections in the sum of \$242,675 for FY22, beginning July 1, 2021. Mr. Stamp stated that the cost does include a CPI-U increase; funding for the contract extension is included in the Department of Corrections FY22 budget. Upon motion by Ms. Price, seconded by Mr. Pack, the Council approved the recommendation by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack – Aye

- G. Request to Schedule Work Session – Requested Council consideration to schedule a work session on the Bill No. 1473, AN ACT TO ESTABLISH THE 2021-2022 ANNUAL BUDGET AND APPROPRIATION ORDINANCE for Friday, May 21, 2021 or Monday, May 24, 2021 at 4:30 p.m. Council discussion ensued. Council agreed to schedule the work session on Monday, May 24, 2021 at 4:30 p.m.

VII. Public Comments: No comments.

VIII. Council Comments:

- Mr. Leshner - Mr. Leshner stated that the Council had received word regarding a sewer spill on St. Michaels Road and a press release will be going out. He expressed concern about the spill, stating that this is not the first time this has happened in this system and he will be requesting ways to proactively address the issue to prevent such a problem from recurring. He stated that the Council has a paramount duty to protect the public's health; this is important and deserves our attention,
- Mr. Pack - Mr. Pack reminded those who had not already done so, to get the COVID vaccine. He stated that, in his opinion, although we are "heading down the back stretch", the race is not over and the more individuals who are vaccinated, the quicker we can reach herd immunity and will be able to more freely move about the community and visit with one another. Mr. Pack concluded his comments by again encouraging individuals to get vaccinated.
- Ms. Price – Ms. Price stated that she is ecstatic that masks can finally come off so that everyone can see each other again. She stated that, in her opinion, everyone had really missed seeing faces and being social with one another, particularly young

children who have not been able to have those social cues. She stated that, in her opinion, it is important for mental health and she is glad to see that all around the country this is something that has changed, for the most part, and she thinks it is going to do a lot for people's morale and state of mind. Ms. Price concluded her comments by stating that, in her opinion, it has been a rough 14 months.

Mr. Divilio - No comments.

Mr. Callahan - Mr. Callahan stated that he was proud of Council's support of the Talbot County Free Library and that we are here to support the community and to find ways to help people. He stated that he is excited to get back into the Bradley Room, to have the Council all be together and to have people in front of us. He expressed his appreciation to his colleagues, stating that, in his opinion, the COVID-19 pandemic has been tough on all of us, and staff, trying to communicate and to run these meetings, but that we have done the best we can, and it has been a learning experience for all of us, and he appreciates everyone's efforts.

- IX. Upon motion by Mr. Divilio, seconded by Ms. Price, the Council voted to adjourn and to reconvene on Wednesday, May 19, 2021 at 7:00 p.m. with elected officials from Caroline, Dorchester, Kent, and Queen Anne's counties to discuss Chesapeake College's FY22 budget request; the meeting will be held virtually through Microsoft Teams; information on participation in the meeting may be found on the Council agenda as posted on the County's website; to reconvene on Monday, May 24, 2021 at 4:30 p.m. for a work session on the County's FY2021-2022 Budget, and to reconvene on Tuesday, May 25, 2021, at 4:30 p.m. in Open Session and immediately adjourn into Closed Session for discussion of legal, personnel and real estate matters as listed on the statement for closing the meeting, and at 6:00 p.m. for the regularly-scheduled meeting by voting 5 – 0 as follows:

Mr. Callahan – Aye  
Mr. Divilio – Aye  
Mr. Leshner – Aye  
Ms. Price – Aye  
Mr. Pack - Aye

The meeting adjourned at 7:17 p.m.

The transcript of the May 18, 2021 County Council meeting is available for review in the Office of the Talbot County Manager during regular office hours.

X. Summary of Closed Session Held on May 18, 2021:

1. Statement of the time, place, and purpose of the closed session:

Time of closed session: 4:30 p.m. to 5:15 p.m.  
Place of closed session: Via WebEx events (virtual meeting)  
Purpose of the closed session: To consider various matters as set forth in the statement for closing the meeting

2. Record of the vote of each member as to closing the session:

Names of members voting aye: Callahan, Divilio, Leshner, Pack  
Members opposed: None

Abstaining: None  
 Absent: Price (arrived at 4:32 p.m.)

3. Statutory authority to close session and listing of each topic actually discussed, persons present, and each action taken in the session:

<b>Topic description</b>	<b>Statutory authority</b>	<b>Persons present</b>	<b>Action taken</b>
To discuss appointments to various County boards and committees	GP § 3-305 (b) (1)(i)	Chuck Callahan, Frank Divilio, Pete Leshner, Corey Pack, Laura Price, Clay Stamp, Jessica Morris, Patrick Thomas	No action
To discuss personnel matter in Planning & Zoning	GP § 3-305 (b) (1)(i)	Chuck Callahan, Frank Divilio, Pete Leshner, Corey Pack, Laura Price, Clay Stamp, Jessica Morris, Patrick Thomas, Miguel Salinas	Approval to advertise vacancy
To discuss public security at the Courthouse	GP § 3-305 (b) (10)	Chuck Callahan, Frank Divilio, Pete Leshner, Corey Pack, Laura Price, Clay Stamp, Jessica Morris, Patrick Thomas	No action
For legal advice on contract for dispatch services	GP § 3-305(b)(7)	Chuck Callahan, Frank Divilio, Pete Leshner, Corey Pack, Laura Price, Clay Stamp, Jessica Morris, Patrick Thomas	No action

**CASH STATEMENT 5/18/2021**

BALANCE 5/11/2021	37,267,682.30
TOTAL ADP PAYROLL PPE 4/30/2021	(619,707.82)
PENSION DED PPE 4/30/2021	(38,784.09)
DEFERRED COMP DED PPE 4/30/2021	(17,173.38)
DEFERRED COMP PPE 4/30/2021 PLAN 401(A)	(6,725.47)
CIGNA CLAIMS PAID THRU 5/10/2021	(97,716.10)

ELECTION BOARD PPE 1/26, 2/2, 2/9, 2/16 & 2/23/2021	(31,704.04)
STATE REPORT 4/2021	(31,476.07)
AGRICULTURAL TRANSFER TAX PYMT 4/2021	(8,500.00)
WFN CONSULTING SERVICES INV #20285	(500.00)
FY21 ADMIN COST FEE/MD STATE RETIREMENT AGENCY	(10,525.93)
WELLS FARGO GOLF EQUIP LEASE PYMT	(4,092.00)

DEPOSITS	899,013.77
CHECKS	(293,638.41)
VOIDED CHECK(S) #350295	245.00

**BALANCE 5/18/2021** **37,006,397.76**

**INVESTMENTS - CERTIFICATES OF DEPOSIT**

<u>Certificate Date</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Amount</u>
PNC-MLGIP INVESTMENTS TOTAL		0.04%	20,500,000.00
BAY VANGUARD BANK			10,174,657.19

**TOTAL INVESTED** **30,674,657.19**

**PETTY CASH BALANCE** **12,275.00**

**GRAND TOTAL ALL FUNDS** **67,693,329.95**