



Talbot County, Maryland



Easton, Maryland

MINUTES

May 3, 2011

Present – President Dirck K. Bartlett, Vice President Corey W. Pack, Thomas G. Duncan, R. Andrew Hollis, Laura E. Price, County Manager John C. Craig and County Attorney Michael Pullen.

- I. Agenda – Agenda of May 3, 2011 was approved upon motion by Mr. Pack, seconded by Mr. Hollis, with the Council voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- II. Minutes – Minutes of April 19, 2011 were approved upon motion by Mr. Pack, seconded by Mr. Hollis, with the Council voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- III. Disbursements – Disbursements of April 26, 2011 and May 3, 2011 were approved upon motion by Ms. Price, seconded by Mr. Pack, with the Council voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- IV. Presentation of Proclamation: May as Drug Court Month in Talbot County – The Clerk read a proclamation into the record in recognition of May as Drug Court Month in Talbot County. The Juvenile, Family and Adult Drug Courts combine judicial accountability and evidenced-based treatment as an intervention for substance abuse. Since becoming operational in Talbot County in 1998, the Drug Court has been deemed highly successful in reducing the rate of recidivism. Mr. Bartlett introduced various individuals and community agencies that comprise the team approach to substance abuse intervention in Talbot County. Upon motion by Mr. Pack, seconded by Mr. Hollis, the Council approved the proclamation by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

Mr. Pack presented the Proclamation to Glen Plutschak, Talbot County Drug Court Coordinator, who accepted on behalf of the agencies represented.

- V. Presentation of Proclamation: Correctional Officers' Week (May 1 – May 7, 2011) - The Clerk read a proclamation into the record in recognition of Correctional Officers' Week - May 1-7, 2011. The proclamation emphasized the challenges, dangers and rewards correctional officers encounter in the performance of their duties as well as the officers' contributions toward promotion of positive behavior, attitudes and skills that will improve the offenders' chances of becoming productive members of society once released from custody. Doug Devenyns, Director of the Talbot County Detention Center, introduced several members of his department. Upon motion by Mr. Pack, seconded by Mr. Hollis, the Council approved the Proclamation by voting 5- 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

Mr. Hollis presented the Proclamation to Director Devenyns who accepted on behalf of the officers of the Talbot County Detention Center.

VI. County Manager's Report:

- A. Temporary Chief Code Compliance Officer – Requested Council approval for the appointment of Sandy Coyman, Talbot County Planning Officer, as the Acting Talbot County Chief Code Compliance Officer, effective April 21, 2011, until such a time as the Chief Code Compliance Officer returns from medical leave. Upon motion by Mr. Pack, seconded by Mr. Hollis, the Council approved the appointment by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- B. Comprehensive Plan Update Review Committee – Mr. Craig stated that the County is in the process of selecting individuals to serve on the Comprehensive Plan Update Review Committee; the update is required by State law. He asked that anyone who is interested in serving on the Committee should notify Martin Sokolich, Talbot County Long Range Planner, at (410) 770-8030. The Council anticipates making appointments to the Committee at the May 10, 2011 meeting.

- C. Bid No. 11-03, PIER, BOAT RAMP & BULKHEAD MAINTENANCE REPAIRS - TRAPPE PUBLIC LANDING – Requested Council approval of the Assistant County Engineer's recommendation to award Bid No. 11-03 to the second lowest bidder, Arrow Environmental Services, Inc., in the amount of \$16,923.00; said project will be funded by a Maryland Department of Natural Resources Waterway Improvement Grant; no County funding is required. Mr. Craig advised the Council that the lowest bidder was also the lowest bidder on a previous County project on which the contract was prematurely terminated. Upon motion by Mr. Pack, seconded by Ms. Price, the Council approved the award to Arrow Environmental Services, Inc. by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- D. Bid No. 11-07, TALBOT COUNTY PUBLIC SAFETY CENTER ROOF REPAIR - EASTON, TALBOT COUNTY, MARYLAND – Requested Council approval of the Director of the Talbot County Detention Center’s recommendation to award Bid No. 11-07 to the lowest responsive bidder, ProCoat Applications, Inc., in the sum of \$43,466 for repairs to the roof of the Talbot County Public Safety Center; of the ten bids received five were deemed non-responsive by the review committee. Upon motion by Mr. Hollis, seconded by Ms. Price, the Council approved the award by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- E. Talbot County Detention Center Community Service Grant - Requested Council approval to submit a grant application to the Governor’s Office of Crime Control and Prevention in the sum of \$23,000; said grant funding will be used for the County’s Community Service Program which provides alternatives to incarceration. Upon motion by Mr. Hollis, seconded by Ms. Price, the Council approved submittal of the grant application by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- F. Bid No. 11-10, TALBOT COUNTY, MARYLAND – DEPARTMENT OF EMERGENCY SERVICES RAISED FLOOR RE-DECKING – Requested Council approval of the Director of Emergency Services recommendation to award Bid No. 11-10 to the highest bidder, Bergvik North America, in the sum of \$15,200; said recommendation is based on the durability, acoustical properties, aesthetics and ergonomics of materials proposed for the re-decking. Mr. Craig advised that funding for the project will be provided by the Emergency Numbers Systems Board; no County funds are required. Upon motion by Mr. Pack, seconded by Mr. Hollis, the Council approved the award by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

- G. Talbot County Community Center Basketball Goals – Requested Council approval of the Director of Parks & Recreation’s recommendation to purchase four (4) portable basketball goals in the sum of \$27,827.23; said purchase will be made by piggybacking on a Baltimore County contract with U.S. Communities utilizing a portion of local side Program Open Space funds. Upon motion by Mr. Pack,

seconded by Ms. Price, the Council approved purchase of the four portable basketball goals by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

VII. Public Hearing:

Prior to the public hearing on Bill No. 1203, County Manager John Craig stated that the proposed legislation establishes the General Fund Budget for Fiscal Year 2012 in the amount of \$65,945,000, a decrease of 8.81% from the FY 2011 Budget. He stated that the Talbot County Budget has been reduced by \$20.3 million, or 23.53%, in the last five years. The proposed FY 2012 Budget utilizes \$2,350,000 of Reserve Funds; eliminates 16 full-time positions, provides for no salary increases, provides that employees of the County pay 15% toward their healthcare costs, provides for no transfers to the Capital Projects Fund, reduces funding for each department, and provides for a reduction in public school funding for the first time in more than 20 years. Mr. Craig provided U.S. Census Bureau and City-Data.com statistical information on the average household in Talbot County as it relates to 2009 income and home value guidelines, correlating the statistical information to changes in income taxes and property taxes, should the proposed legislation be enacted. He outlined each category of FY 2011 Revenues and anticipated FY 2012 Revenues, and highlighted the percentage of change. Mr. Craig reiterated the County's priority to reduce expenses and to maintaining a Reserve Fund. He stated that County citizens should anticipate reduced or delayed services from some County departments as a result of employee layoffs. Mr. Craig presented the Board of Education's funding request for FY 2012 in the sum of \$37,064,877, stating that the County's proposed funding to the Board of Education in the sum of \$32,403,006 is a reduction from both the amount requested by the Board, and is \$1.8 million less than that required by Maintenance of Effort. He continued that the proposed funding does include funding of the Board of Education's Capital requests. He stated that the proposed reduced funding from the County is neither a reflection on the performance of teachers or schools, nor is it meant to be punitive. He stated that in the County's opinion, it is a necessary reality, given the economic realities of the County, State and nation, adding that the reduction was proposed after careful consideration and anguish on the part of the County, and is, in the County's opinion, legal. Mr. Craig briefly explained the Maintenance of Effort requirements, advising that the County had requested a waiver from the requirement for FY 2012 on April 1, 2011; further advising that the request for a waiver had been withdrawn on May 2, 2011. Mr. Craig concluded his comments by stating that the FY 2012 proposed Budget and the 2012 Budget are on the County's website.

A public hearing was held on Bill No. 1203, AN ACT TO ESTABLISH THE 2011-2012 ANNUAL BUDGET AND APPROPRIATION ORDINANCE, and the public was provided an opportunity to comment on the legislation. Written comments on Bill No. 1203 will be accepted by the Office of the Talbot County Manager until Friday, May 6, 2011 at 12:00 Noon.

VIII. Upon motion by Mr. Pack, seconded by Mr. Hollis, the Council voted to recess the meeting, to reconvene in Executive Session for discussion of legal, personnel and real estate matters, to reconvene at the Easton High School Cafeteria at 7:00 p.m. for a continuation of the public hearing on Bill No. 1203, and to reconvene in Executive Session on Tuesday, on Tuesday, May 10, 2011 at 12:30 p.m. for discussion of legal, personnel, and real estate matters, and for the regularly scheduled meeting at 1:30 p.m. by voting 5 – 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Aye
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan – Aye

The meeting adjourned at 3:48 p.m.

- IX. On Tuesday, May 3, 2011 an Executive Session of the Talbot County Council convened at 12:33 p.m. in the County Council Conference Room and the Bradley Meeting Room. Upon motion by Ms. Price, seconded by Mr. Duncan, the Council met in Executive Session by voting 4 to 0 as follows:

Mr. Bartlett – Aye
Mr. Hollis – Absent (arrived at 12:40 p.m.)
Mr. Pack – Aye
Ms. Price – Aye
Mr. Duncan - Aye

In accordance with State Article §10-508(a) (1)(i)(ii)(3)(4)(7)(8) the purpose of the Executive Session was for discussion of a personnel matters to discuss appointments to various County boards and committees and to discuss personnel matters involving the budget; for legal matters for legal advice on pending litigation involving the County; for a legal/real estate matter involving legal advice concerning possible relocation of Memorial Hospital at Easton to County owned property and timetable for same; for a real estate matter to discuss possible acquisition of property for a public purpose. The meeting recessed at 1:30 p.m., and reconvened at 4:10 p.m. The Executive Session ended at 5:40 p.m.

The transcript of the May 3, 2011 County Council meeting is available for review in the Office of the County Manager during regular office hours.

- X. A continuation of the public hearing on Bill No. 1203 was held at 7:00 p.m. at the Easton High School Cafeteria, 723 Mecklenburg Avenue, Easton. Prior to the continuation of the public hearing, County Manager John Craig outlined the provisions of the County's FY 2012 Budget Ordinance as he had previously done at the 2:00 p.m. public hearing. Following Mr. Craig's presentation, Council members made the following comments:

Mr. Hollis - Mr. Hollis stated that all comments by the public will be given consideration.

Mr. Pack – Mr. Pack stated that he looked forward to hearing comments from the public.

Ms. Price - Ms. Price stated that the Council members are County citizens and that neither she nor her colleagues enjoy making budget cuts that affect their friends. She stated that the Council was elected to do a job and, in her opinion, they have to do it. She stated that several years ago, most people, including the Council, thought the County's budget problems would be short-lived; now they understand that the problem is not going away and the County cannot continue to deplete its remaining savings. She continued, that just like a family, the County must start living within its means; times have changed which require that no area of government can remain untouched. She reiterated that the Council had requested that all departments pull together to meet the budget challenges. She stated that she is the

mother of two children in the public school system, and she also wants the best education system possible for Talbot County – that the County can afford. She stated that, in her opinion, the schools must also share the burden and believes that the members of the Board of Education who were elected by the citizens can make the right decisions, adding that the County must be fair to its school children, but must also be fair to the other 38,000 citizens in the County by providing emergency, health and public safety services which are needed. She stated her belief that the budget as presented is a fair, honest, balanced approach to finding savings which will least affect County citizens, acknowledging that some departments will be hurt, but that everyone needs to make sacrifices to make ends meet. Ms. Price concluded her comments by stating that, in her opinion, the Council has done its best to try to protect the interests of all County citizens in these very trying times.

Mr. Duncan - Mr. Duncan quoted Abraham Lincoln, “You cannot escape the responsibility of tomorrow by evading it today.” He stated that he had been a member of the Council for a long time and had seen many ups and downs; however, in his opinion, this has been the toughest year thus far in working out how to provide for public services, including education, at a time when revenues continue to decline. He stated that every member of the Council would like to be able to provide the schools with more money, and to provide pay raises for the dedicated teachers and support staff. He stated that there is really only one line in the budget which everyone needs to understand, Total General Fund Revenues, which have dropped from approximately \$81.5 million in FY 2008 to the projected \$65.9 million for FY 2012, a decrease of more than 20 percent, adding that that is the reason the County has had to make such hard budget choices. He reiterated that by law the County cannot operate at a deficit, and encouraged those who wanted more money for schools or other programs to come forward and identify a source for the additional funding.

The public hearing was then continued on Bill No. 1203, AN ACT TO ESTABLISH THE 2011-2012 ANNUAL BUDGET AND APPROPRIATION ORDINANCE, and the public was afforded an opportunity to comment on the legislation. Written comments will be accepted by the Office of the Talbot County Manager until Friday, May 6, 2011 at 12:00 Noon. Bill No. 1203 is eligible for vote on Tuesday, May 24, 2011.

CASH STATEMENT 4/26/2011
BALANCE 4/19/2011

	\$5,355,129.19
UHC CLAIMS THRU 4/19/2011	(41,565.62)
MARYLAND PUBLIC IMP REFUNDING BOND-SERIES 2010	(1,276,990.11)
DEPOSITS	225,500.96
CHECKS	(540,203.88)
VOID CHECK NO. 262245,263053,264967,262366,268139	4,176.97
BALANCE 4/26/2011	<u>3,726,047.51</u>

AIRPORT ACCOUNTS

AIP29	19,528.29
AIP30	202.57

NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS	--
AIP34	16,346.21
AIP-35	45,985.65
AIP36	10,991.01
AIP37	3,604.46

AIRPORT ACCOUNTS TOTAL BALANCE **\$96,658.19**

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
07/13/2010	04/26/11	0.61%	5,000,000.00
07/27/2010	04/26/11	0.36%	3,000,000.00
02/18/2011	05/27/11	0.21%	2,000,000.00
08/31/2010	05/31/11	0.37%	4,000,000.00
09/14/2010	06/14/11	0.37%	3,000,000.00
03/15/2011	06/14/11	0.26%	3,000,000.00
03/29/2011	06/28/11	0.16%	1,500,000.00
07/27/2010	07/26/11	0.51%	6,000,000.00
08/11/2010	08/09/11	0.52%	4,000,000.00
08/31/2010	08/30/11	0.56%	4,000,000.00
09/28/2010	09/27/11	0.57%	5,000,000.00
02/18/2011	12/20/11	0.56%	3,000,000.00
PNC-MLGIP INVESTMENTS TOTAL		0.14%	3,000,000.00

TOTAL INVESTED **\$46,500,000.00**

PETTY CASH BALANCE **\$6,800.00**

GRAND TOTAL ALL FUNDS **\$50,329,505.70**

CASH STATEMENT 5/3/2011

BALANCE 4/26/2011 \$3,726,047.51

SALE&INTEREST ON CD@TALBOTBANK	3,008,088.65
SALE&INTEREST ON CD@TALBOT BANK	5,024,039.60
PURCHASE CD@TALBOT BANK	(3,000,000.00)
30 DAYS@0.19% , 5/26/2011	
PURCHASE CD@TALBOT BANK	(4,000,000.00)
30 DAYS@0.21% , 5/26/2011	
BOARD OF EDUCATION 4/2011	(2,860,000.00)
UHC CLAIMS THRU 4/26/2011	(75,393.80)

PAYROLL-FD/SS/MS WH	(105,840.08)
SECUR DED	(9,020.10)
DEFERRED COMP DED	(12,214.22)
MD WH	(29,066.47)
PENSION DED	(21,142.50)
ACH TRANSFER	(10,728.00)

FLEX SPENDING BENS	(2,260.21)
DEPOSITS	1,673,587.78
CHECKS	(622,093.08)
VOID CHECK NO. 268054,267987,267986,268000,268120	1,257.41
BALANCE 5/3/2011	<u>2,684,462.49</u>

AIRPORT ACCOUNTS

AIP29	19,528.29
AIP30	202.57
NEW AIP-RUNWAY 4-22 EXTENSION ANALYSIS	--
AIP34	16,346.21
AIP-35	45,985.65
AIP36	10,991.01

AIP37	BALANCE 4/26/2011	\$ 3,604.46	
	DEPOSITS	349.74	
	TRANS FR GEN ACCT	1,091.98	
	CHECKS	(4,098.32)	947.86

AIRPORT ACCOUNTS TOTAL BALANCE **\$94,001.59**

INVESTMENTS – CERTIFICATES OF DEPOSIT

<u>CERTIFICATE DATE</u>	<u>MATURITY DATE</u>	<u>RATE</u>	<u>AMOUNT</u>
02/18/2011	05/27/11	0.21%	2,000,000.00
04/26/2011	05/26/11	0.19%	3,000,000.00
04/26/2011	05/26/11	0.21%	4,000,000.00
08/31/2010	05/31/11	0.37%	4,000,000.00
09/14/2010	06/14/11	0.37%	3,000,000.00
03/15/2011	06/14/11	0.26%	3,000,000.00
03/29/2011	06/28/11	0.16%	1,500,000.00
07/27/2010	07/26/11	0.51%	6,000,000.00
08/11/2010	08/09/11	0.52%	4,000,000.00
08/31/2010	08/30/11	0.56%	4,000,000.00
09/28/2010	09/27/11	0.57%	5,000,000.00
02/18/2011	12/20/11	0.56%	3,000,000.00
PNC-MLGIP INVESTMENTS TOTAL		0.13%	3,000,000.00

TOTAL INVESTED **\$46,500,000.00**

PETTY CASH BALANCE **\$6,800.00**

GRAND TOTAL ALL FUNDS **\$48,285,264.08**