

Mayor and Council of Federalsburg  
Regular Monthly Meeting  
Tuesday, September 8, 2015 @ 6:00 P.M.

The Mayor and Council of Federalsburg held their regular monthly meeting on Tuesday, September 8, 2015 at 6:00 p.m. in the Mayor and Council Meeting Room. Those in attendance were Mayor Beall and Councilmembers Windsor, Abner, Planner and Morean. Also in attendance were guests, staff and citizens.

The meeting was called to order by Mayor Beall who welcomed everyone and led the group in the Pledge of Allegiance.

**Historical Moment – Federalsburg Historical Society - Mrs. Donna Glime**

Mrs. Donna Glime gave a brief historical moment about a lighted sign in Federalsburg and its historical meaning to Federalsburg.

**Guests**

• **Presentation of Distinguished Citizen Award to Mr. Sam Smith**

On behalf of the Mayor and Council of Federalsburg and the citizens of Federalsburg Mayor Beall presented to Mr. Sam Smith a plaque for the Distinguished Citizen Award for his dedicated years of service at the Federalsburg Library. He retired to pursue his love of writing.

• **Presentation of Distinguished Citizen Award to Mr. Merrill Morgan**

On behalf of the Mayor and Council and the citizens of Federalsburg Mayor Beall presented to Mr. Merrill Morgan a plaque for his outstanding contributions to the youth in Federalsburg and for his dedication to move forward the newly resurfaced Basketball Court in the Federalsburg Marina Park. The new basketball court will be named in honor of Mr. Morgan and his dedication to the youth. The Park will be named: "The Merrill Morgan Basketball Complex – Teacher-Leader-Provider" 2015.

• **Choptank Community Health – Shelley Andrews, Director of Community Based Programs and Marketing – Introduction of New Staff**

Mrs. Shelley Andrews, Director of Community Based Programs and Marketing for Choptank Community Health introduced the new staff at the Choptank Community Offices in Federalsburg and Denton. She said that Choptank Community Health has heard the concerns and are trying to meet the needs of the community by providing more providers. They also have nurse case managers who will ensure that patients receive appropriate, quality care that is cost effective. They

work directly with patients and their family members to conduct various assessments and analyze the data to determine the patient's needs. Once the necessary data has been collected case manager nurses work closely with the members of the patient's healthcare team to manage and coordinate all areas of the patient's care.

Mayor Beall on behalf of the Mayor and Council and citizens of Federalsburg thanked them for the work that they are doing.

- **Request to Rent Municipal Property – Bruce DeHoff**

Mr. Bruce DeHoff, owner of The Smoking Grill Restaurant, would like to open a franchise of his restaurant at 115-117 North Main Street, Federalsburg, Maryland, which is owned by the Town of Federalsburg.

Mr. DeHoff presented to the Mayor and Council a "Business Plan" for the 115-117 location. He said that the Smoking Grill Restaurant is an eastern shore family based restaurant. Mr. DeHoff proposes to serve outdoor smoked and marinated beef, pulled pork, smoked turkey and ham and a variety of sides including coleslaw, macaroni salad, Old Bay macaroni salad, potato salad, baked potatoes, etc. Because of their success, the salads will be available to purchase by the patrons. The menu will include an in-house made BBQ chili, which is prepared on the grill giving it a rich, smoky flavor. They will also feature desserts. The company's goal is to be a multi-faceted success.

They are in the process of developing a web page and have a strong following on social media. They plan to advertise in the Caroline Review or other local media sources. He is also a member of the Caroline County Chamber of Commerce.

Mr. DeHoff would like to have an opportunity to rent the building with an option to purchase in two years. Mr. DeHoff said he does want to serve beer and wine with the restaurant. They also have a Comedy Night that they feature twice a month.

Rachel Berry, Caroline County Economic Development, stated that their firm is behind Mr. DeHoff's request 100% and would assist to help get him started.

Some of the Mayor and Council have been to his existing restaurant in Greensboro, Maryland and said that the food was very good.

Councilmember Abner said that after reviewing the business plan it showed that Mr. DeHoff was paying a lot for rent in Greensboro. He questioned Mr. DeHoff where he got the numbers for the proposed business he wants to locate in Federalsburg.

A motion by Councilmember Abner seconded by Councilmember Windsor and passed by a vote of five to zero to work with the Town Attorney to develop a document to lease the property owned by

the town located at 115-117 North Main Street, Federalsburg, MD, with the rent to purchase having a sliding scale for the restaurant.

- **Sam Dorf, Perelman/Dorf - Proposal to Purchase Industrial Park Land-Medical Cannabis**

Mr. Daniel Hurlihy and Mr. Britt Loftin were present to request the support of the Mayor and Council of Federalsburg to support their application request for a state license to grow medical marijuana in the Frank M. Adams Industrial Park.

Mr. Hurlihy's proposal includes building a warehouse on 11 acres in the Frank M. Adams Industrial Park. He said the entire operation would be contained within the warehouse, which would be heavily secured and under 24/7 surveillance. They also believe in working closely with the local police department.

The business would bring approximately 40 jobs to Federalsburg paying in the range of \$50,000 a year.

Mr. Hurlihy said that he already owns one business selling pharmaceutical supplies to hospitals, and he was inspired to try to get into the business of growing medical marijuana after he lost two brothers to cancer because this treatment was not available to them. He said he is working with an Illinois-based partner who manages similar operations in five other states.

Mr. Hurlihy said the marijuana will be available only to patients with prescriptions to manage conditions like multiple sclerosis and seizures. Those patients will fill the prescription at a state-licensed dispensary.

Mr. Hurlihy said that every plant (in the warehouse) will have a bar code tracking it from seed to sale.

Councilmember Abner said that he researched medical marijuana before his own father died of cancer 15 years ago. Councilmember Abner said, "It's a medicine". Councilmember Abner said that he fully supports bringing the company to Federalsburg both for the economic gains for the town and for patients who need the treatment. Councilmember Abner said that he guessed 40 to 50 applications would be received by the state for 15 cultivating licenses; the state will also award 15 processing and 90 dispensary licenses.

Britton Loftin, Mr. Hurlihy's business partner, said a projected 75,000 to 100,000 Maryland residents – or about 1.1 percent of the state's population – will be prescribed medical marijuana. Mr. Loftin said, "it would be a lean but profitable organization, contributing to the community".

Rachel Barry, Small Business Manager for the Caroline County Economic Development Corporation, said the CEDC's board of directors had already voted 14-1 to support Hurlihy's license application.

Mr. Bart Johnson questioned whether or not there were any zoning issues if the property were developed for this type of business. He was advised that they had already been before the Planning and Zoning Commission and the property is zoned for this type of business.

There were citizens available that stressed to Mr. Hurlihy that when he promotes the business and the need for the business to let people know that the business will be under high security and that it would be under 24 hour gated surveillance and would be an inside grow facility.

A motion by Councilmember Abner seconded by Councilmember Planner and passed by a vote of four to one (YEA – Mayor Beall and Councilmember Abner, Planner and Morean; NAY – Councilmember Windsor) to provide a letter of support for Maryland Treatments to bring to the business to Federalsburg in the Frank M. Adams Industrial Park. Rachel Barry, Small Business Manager for the Caroline County Economic Development Corporation, was asked to work with Brynja Booth, Town Attorney, to develop the correct wording for the letter of support. Councilmember Windsor said he voted “Nay” because he said he wanted to get public feedback first before making a decision.

### Old Business

#### Downtown Façade Program Update

Happy Mayer, Grants Administrator/Main Street Manager gave an update on the status of the Façade Program.

There are two interested business owners who would like to participate in the Façade Program. One of the owners has their request in for the Façade Program and also has a request for funding under the Small Business Revolving Loan Program.

The second business owner that would like to participate in the program stressed their concerns that there is not an clear concise application packet for anyone to put in a request for funding under the Façade Program. The second business owner also is working toward a request for the Small Business Revolving Loan Program.

Happy Mayer, Main Street Manager/Grants Administrator was asked to put together an application packet for the Façade Program which would allow anyone that was interested in the program to apply. The application packet should be shared with the Mayor and Council prior to distribution.

Each participant in the program must also have a match for the program in order to participate.

### New Business

- **Election Judges Appointment for Municipal Election on 9/22/2015**

A motion by Councilmember Abner seconded by Councilmember Windsor and passed by a vote of five to zero appointing Elaine Hubbard, Geraldine Glime, and Jean Roach to serve as Election Judges for the Tuesday, September 22, 2015 municipal election.

- **Resolution No. 4 – CDBG MBE & WBE for Service Goods**

As a recipient of CDBG funds, the Town is required to comply with certain federal laws and regulations promulgated by HUD, including compliance with fair housing, non discrimination and equal opportunity provisions; compliance with Section 3 of the Housing and Urban Development Act of 1968 (as amended); and is also required to make good faith efforts to contract with minority business enterprises (MBE) and women business enterprises (WBE) for goods and services.

A motion by Councilmember Windsor seconded by Councilmember Abner and passed by a vote of five to zero approving Resolution No. 4, which a resolution adopting policies and procedures required by the Community Development Block Grant ("CDBG") comprised of a minority Business Plan; A Fair Housing and Equal Opportunity Plan; and a Section 3 Plan.

- **Resolution No. 5 – Annexation Fee**

The Mayor and Council have determined that it is desirable and in the best interest of the public to revise the fee schedule pertaining to annexation fees to ensure that the property owners who request annexation pay all costs associated with the annexation process.

A motion by Councilmember Windsor seconded by Councilmember Abner and passed by a vote of five to zero approving Resolution No. 5, which is a resolution to establish an annexation fee policy.

### **Committee Reports**

#### **Federalsburg Historical Society**

**Mrs. Donna Glime, President of the Federalsburg Historical Association gave the following report:**

Heritage Day will be held on Saturday, September 19, 2015 from 10 a.m. to 4 p.m. at the Federalsburg Museum.

Due to lack of registration the Hospice Walk/Run has been cancelled.

### Federalsburg Volunteer Fire Department

Councilmember Morean gave the following report for the Federalsburg Volunteer Fire Department:

- No activities report

### Federalsburg Lion's Club

Councilmember Morean gave the following report for the Federalsburg Lion's Club:

- Chicken Barbeque – Friday, September 11, 2015 from 10 a.m. until sold out. Dinners will be sold at \$8.00 per person.

### Approval of Minutes

A motion by Councilmember Windsor seconded by Councilmember Abner and passed by a vote of five to zero approving the minutes of the previous meeting.

### Public Comments

#### Lindsey Vanos

Ms. Lindsey Vanos, who resides on South Main Street, read a statement and afterwards presented a copy to the Mayor and Council in regard to concerns she wanted to publicly address.

#### Cynthia Seymore

Mrs. Cynthia Seymore advised the Mayor and Council that the Community Civic League, located on Laurel Grove Road, Federalsburg, MD has received a grant in the amount of \$98,000.00 to restore the foundation and update the heating and air conditioning system at the Gertrude Johnson Learning Center which was formally the African-American Old School House. The work will be going through all the procurement procedures.

#### Marcie Chambers

Mrs. Marcie Chambers, who resides on Academy Avenue, brought concerns to the Mayor and Council about the "No Parking" signs that have been placed at the corner of Holt Street and Academy Avenue. Mrs. Chambers said that she could understand the request from the Fire Department for no parking on the east side of the street (side where the fire hydrants are located); but not the west side where the signs are currently located. There are a lot of people that park in that area. She said that she is a nurse and sometimes comes home late at night and parks on the street. Mrs. Julia Millionie, who also resides on Academy Avenue, said that there are a lot small children in the area and that allowing

parking on the west side of the street would make it easier to view the children that may run out in the street.

Mrs. Chambers asked if the Mayor and Council would reconsider the placement of the "No Parking" signs and place them on the opposite side of the street, which would also be better for fire equipment that would need to get down the street.

The Mayor and Council agreed to review the request and request Public Works to place the "No Parking" signs on the opposite side of the street.

### **Mayor and Council Action Items**

#### **Councilmember Windsor**

None

#### **Councilmember Abner**

None

#### **Councilmember Planner**

Councilmember Planner asked if any of the candidates running for election received a call about the Meet The Candidates Meeting on September 14<sup>th</sup>; and who was in charge of this meeting. Councilmember Planner was advised that only emails were sent out and Mrs. Amy Znaniec scheduled the meeting. Mayor Beall stated that he requested it be placed on the Town sign.

#### **Councilmember Morean**

Councilmember Morean requested the clerk-treasurer to follow-up with Steve Dyott public Works director on the following:

- Move the "No Parking" signs that were installed on Holt Street on the west side of the street to the east side of the street.
- Status report of the hole on South Main Street near the Marina Area.

#### **Mayor Beall**

None

### **Adjournment**

A motion by Councilmember Windsor seconded by Councilmember Abner and passed by a vote of five to zero to adjourn at 7:56 p.m.

Submitted by,

***Shirley A. Greene***

Shirley A. Greene  
Clerk-Treasurer