

**Mayor & Council of Federalsburg  
Regular Monthly Meeting  
Tuesday, September 6, 2016**

The Mayor & Council of Federalsburg held their regular monthly meeting on Tuesday, September 6, 2016 at 6 pm in the Mayor & Council Meeting Room, 118 N Main Street, Federalsburg, Maryland. Those in attendance were Mayor Planner and Councilmembers Bollinger, Phillips, Windsor and Morean. Also in attendance were Brynja Booth, Town Attorney, staff, citizens and media.

The meeting was called to order at 6:03 pm by Mayor Planner who welcomed everyone and led the group in the Pledge of Allegiance.

**Historical Moment - Donna Glime**

Mrs. Donna Glime shared a historical moment about Madeline Hurlock and more information about her family and life before she died in 1989.

**Old Business**

**Grants/Main Street Updates:**

**Facade Program - George Mayer**

George Mayer reported that Mr. Steve Parks has been making great progress. He has gotten the appraisal done on his property and is finalizing a loan with Provident State Bank, plus \$35,000 from facade program. Mr. Parks has been working with John Garlick, Code Enforcement Officer regarding the building requirements needed to begin repairs.

**Debris Removal Project - George Mayer**

**Bid Award Approval**

Happy Mayer reported that two contractors came to the pre-bid meeting; however, only one bid was received for the Marshyhope Living Shoreline Debris Removal Project in the amount of \$3,995.00 from Tim Goertemiller of Living Ecosystems. The total amount of the grant is \$8,000.00. Happy requested the Mayor and Council approve the bid so a Notice of Award can be issued.

A motion was made by Councilmember Windsor seconded by Councilmember Morean and unanimously passed by a vote of five to zero approving the bid submitted by Mr. Tim Goertemiller of Living Ecosystems, in the amount of \$3,995.00 for the Marshyhope Living Shoreline Debris Removal Project.

### **Motorized Scooter and Wheelchair Safety Flag Update**

Chief Nagel stated that to date 3 flags have been installed on two wheelchairs and 1 motorized scooter. He keeps the necessary tools and flags with him at all times, so that if he sees someone without a flag he can stop them and install it for them. All flags were paid for by donations.

### **New Business**

#### **Critical Area Map Update - Brynja Booth**

The Town currently has a critical area map, and every 6-8 years the State of Maryland, through DNR and the Critical Area Commission provides the Town with an updated map based upon current aerial imagery to ensure that any changes to the shoreline are updated. In July, the DNR and CAC sent an updated map to the Town for review and approval. The Mayor and Council must schedule a public hearing for official approval then it is sent back to CAC for final approval.

Brynja Booth, Town Attorney read Ordinance 2016-04, which is an Ordinance of the Mayor and Council of Federalsburg to approve the Federalsburg summary draft Critical Area Map provided by the Department of Natural Resources and the Critical Area Commission. Brynja stated that the Critical Area Commission remaps the shoreline and reassesses the land to make sure no adjustments are needed. There were no changes to the map within Town limits, the only changes were outside Town limits. After the Mayor and Council review, it will be sent to the Planning Commission for review and approval; then it will come back to Mayor and Council for formal introduction and scheduling of a Public Hearing at the November Meeting. After that it will be sent back to the Critical Area Commission.

#### **Log Embankment - Request for Approval of Release**

Happy Mayer reported that the Log Embankment project is complete and he would like the Mayor and Council to approve the release of the project.

A motion was made by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero approving the release of the Log Embankment Project.

#### **ESAM Attendees - September 20, 2016**

Shirley Greene asked if any of the Mayor and Council planned to attend the ESAM dinner on September 20th at the Fish Whistle Restaurant in Chestertown, MD. Mayor Planner and Happy Mayer tentatively agreed to attend.

## **CCAM Meeting Attendees - September 21, 2016**

Shirley Greene asked if any of the Mayor and Council planned to attend the CCAM dinner on September 21st hosted by the Caroline County Commissioners at D & R's Family Restaurant in Greensboro. Mayor Planner and Councilmembers Morean and Bollinger plan to attend.

### **Discussion on Ordinance for Grass Clippings and Leaves in Street**

Shirley Greene stated that there has been a request to amend Chapter 111 Littering to include grass clippings and leaves because we have had several concerns about grass being blown into the street when residents cut their grass and it clogs the stormdrains.

Mayor Planner agreed that it's polluting the river and it is an eyesore and a bad image for town. Mayor Planner stated that residents cannot throw snow in street, so they shouldn't be permitted to throw grass/leaves in street either. Brynja Booth will look over this request and draft a proposed ordinance change.

### **Discussion and Resolution to Parking Concerns on Porter Court**

Shirley Greene and Chief Nagel reported that complaints were received regarding parking of vehicles on Hargreaves Drive and North University Avenue. The concerns involved cars parking too close to the stop sign, the entrance to Porter Court and along the roadway. Chief Nagel has talked with representatives from Choptank Medical Center and they are very willing to work with the Town in anyway necessary. After lengthy discussion, it was agreed that Chief Nagel and Steve Dyott, Public Works Director would measure and mark the areas that need to be painted yellow. This should help alleviate the parking concerns from residents from the Porter Court housing complex.

A motion was made by Councilmember Morean seconded by Councilmember Bollinger and unanimously passed by a vote of five to zero approving Chief Nagel and Steve Dyott paint the areas 20 feet from the crosswalk and 30 feet from the stop sign to prohibit parking.

## **Committee Reports**

### **Federalsburg Historical Society**

Mrs. Donna Glime reported the following:

Heritage Day would be held on September 16th -18th = On September 16th, there will be a book signing by Mr. Tom Horton, refreshments will be served, \$3 admission; On September 17th Madeline Hurlock will be featured and on Sunday, September 18th, FHS will show Ms. Hurlock's movies and serve popcorn.

## **Federalburg Lions Club**

Councilmember Morean reported the following:

September 23rd - Pit Beef/Pulled Pork fundraiser \$8 for a sandwich, chips, brownie & drink and they will be set up at the FVFC from 10 am until sold out.

October 16th Designer Purse Bingo - Doors open at 12pm games start 2pm

## **Planning & Zoning Commission**

Nothing to report.

## **Approval of Minutes**

A motion made by Councilmember Bollinger seconded by Councilmember Phillips and unanimously passed by a vote of five to zero to approve the minutes as presented.

## **Public Comments (2 minutes)**

Mr. Bart Johnson, Charlotte Avenue, Federalburg - asked what happened with log embankment project. Happy Mayer explained that the equipment that was used for this project did not holdup as expected and had to be replaced. Mr. Johnson asked how much this problem cost the Town, Happy stated that it was a grant.

Mr. Johnson stated that he had previously called regarding stormdrain problems on Bernard Avenue and he questioned if they had been corrected. Shirley Greene stated that when he called previously we had experienced very heavy rains and the drains were working fine, they just couldn't keep up with the excessive amount of rain at that time, so it may have appeared there was a problem but there was not. Mr. Johnson stated that he still believed there was a problem. Shirley Greene stated that she would advise Steve Dyott of this and have him look at the area again.

Mr. Johnson also stated that he has asked that the area of Bernard, Charlotte and Excelsior be sprayed for weeds and it hasn't been done. He questioned if there was a reason for this or had Public Works just not gotten to it. Shirley Greene stated that she would also talk with Steve Dyott about this as well.

## **Halloween Activities - Chief Nagel**

Chief Nagel reported that Trick or Treat would be held on Monday, October 31st from 6-7:30 pm. Also the Trunk or Treat event is being planned again this year to be held in the Town parking lot across from the Post Office from 7 pm to 9 pm. There will be food, games, music, costume contest and more. Hopefully, will have flyers soon.

## **Mayor and Council Action Items**

### **Councilmember Windsor**

None

### **Councilmember Bollinger**

None

### **Councilmember Morean**

Councilmember Morean expressed several concerns:

On Morris Avenue, around the former Dollar General store, the area is grown up all around building and the dumpster needs to be dumped and/or removed.

There are clucking chickens/roosters in the area of 201/203 Buena Vista Avenue that are very noisy.

He has received a report that there may be squatters living at 301 and 303 Buena Vista Avenue.

He asked what the status is of the lawn mower quotes for the Public Works Department. Shirley Greene advised that Steve Dyott had obtained estimates and is weighing his options.

Councilmember Morean also expressed concern regarding a particular property and the fact that there may be too many resident living there. Brynja Booth stated that because of legal issues and discussing a specific property this should be discussed in closed session. Councilmember Morean requested a closed session to obtain legal advice regarding real estate matters and legal issues regarding a specific property and overcrowding.

### **Councilmember Phillips**

Councilmember Phillips stated that the grass on the Hike & Bike Trail on the riverwalk bridge and area to railroad bridge is too tall and should be cut. Councilmember Windsor stated that it was just recently cut.

Councilmember Phillips asked Shirley Greene if she was given a date of completion on getting the leaning poles fixed on West Central Avenue. She stated that no date was given, but she will contact the engineer to get a date.

Councilmember Phillips asked if Happy Mayer or Chief Nagel could contact Maryland/Delaware Railroad again because the RR Bridge corner pieces still have not been fixed.

### **Mayor Planner**

None

### **Request for Closed Session**

A motion was made by Councilmember Morean seconded by Councilmember Bollinger and unanimously passed by a vote of five to zero to convene into closed session to discuss real estate matters and potential relocation a business to Town and legal advice on overcrowding issue.

### **Adjournment**

Councilmember Morean made a motion seconded by Councilmember Bollinger and unanimously passed by vote of five to zero to close the regular meeting at 6:50 pm and go into closed session to discuss real estate matters and potential relocation of a business to the Town.

The meeting reconvened at 8:29 pm. Councilmember Bollinger made a motion seconded by Councilmember Windsor and unanimously passed by vote of four to zero to adjourn the regular meeting at 8:30 pm

Respectfully submitted,

Kristy L. Marshall  
Clerk-Treasurer