

**Mayor and Council of Federalsburg
Regular Monthly Meeting
Monday, March 6, 2017**

The Mayor & Council of Federalsburg held their regular monthly meeting on Monday, March 6, 2017 at 6:00 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.

Mayor Planner called the meeting to order at 6:00 pm and welcomed everyone and introduced Boy Scout Troop 137, who then led the group in the Pledge of Allegiance and recited the Boy Scout Law.

Announcement of Closed Session

Mayor Planner announced that the Mayor and Council held a closed session was held on Monday, March 6, 2017 at 5:15 pm to discuss a real estate matter.

Guests

Boy Scout Troop 137 - 100th Anniversary Proclamation

Mayor Planner read a Proclamation that was presented to Boy Scout Troop 137 on behalf of the Mayor and Council of Federalsburg in honor of their 100 year Anniversary. Eddie Hitchens, Troop Leader stated that the Boy Scout Camporee was a great event. There were approximately 200 boys in attendance, and there were lots of activities and contests for everyone with prizes; and several organizations generously donated their time and food to prepare, help serve and feed the Camporee attendees. Mr. Hitchens also extended a huge thank you to Mr. Danny Phillips for all of the time and support that he put into this event.

Bunky Luffman - Governor's Office of Intergovernmental Affairs

Mr. Bunky Luffman, Eastern Shore Liaison from the Governor's Office of Intergovernmental Affairs, was present to introduce himself to the Mayor and Council. He stated that he has been and will continue to work closely with 66 municipalities in 9 counties in the state of Maryland to apply for grants. Mr. Luffman stated that he had worked with Happy Mayer in the past and looked forward to continuing to work with him in the future.

CRHS National Honor Society & Leo Club Members - Request to Use Hike & Bike Trail & Waiver of Fee

Miss Rachael Jesse, student at Colonel Richardson High School and representative of the National Honor Society and Leo Club, requested permission to use the Hike & Bike Trail for 5K Dog Walk to raise money to possibly build a dog park in the marina. If the Mayor and Council are not in favor of a dog park or it is not permitted in the marina, Ms. Jesse stated her organization would like to donate the funds to the Humane Society. A final date had not been decided but they would like to have it on May 6th or 20th, Shirley Greene checked the calendar and both dates are available at this time. Ms. Jesse was advised to contact the office to obtain the application for to reserve the area and the date had been decided and the fee would be waived if listed under the school's 501C3. A motion was made by Councilmember Phillips seconded by Councilmember Bollinger and unanimously passed by a vote of five to zero to allow the CRHS and National Honor Society to hold a 5K Dog Walk on the Hike & Bike trail. A decision regarding the dog park would be made at a later date when more information is available.

PUBLIC HEARING

Brynja Booth, Town Attorney reviewed all ordinances:

Ordinance No. 2017-01

Ordinance No. 2017-01 to adopt the 2015 Edition of the International Residential Code for One and Two Family Dwellings, as modified by the Maryland Building Performance Standards, and as further amended by this Ordinance, as the Residential Code of the Town of Federalsburg, and repealing all ordinances inconsistent herewith.

There were no questions or comments.

Ordinance No. 2017-02

Ordinance No. 2017-02 to adopt the 2015 Edition of the International Building Performance Standards, and as further amended by this Ordinance, as the Building Code of the Town of Federalsburg, and repealing all Ordinances inconsistent herewith.

There were no questions or comments.

Ordinance No. 2017-03

Ordinance No. 2017-03 to adopt the 2015 Edition of the International Energy Conservation Code, as modified by the Maryland Building Performance Standards, and as further amended by this Ordinance, as the Energy Conservation Code of the Town of Federalsburg, and repealing all Ordinances in conflict herewith.

There were no questions or comments.

Ordinance No. 2017-04

Ordinance No. 2017-04 to adopt the 2015 Edition of the International Existing Building Code, as amended by this Ordinance, as the existing Building Code of the Town of Federalsburg, and repealing all Ordinances in conflict herewith.

There were no questions or comments.

Ordinance No. 2017-05

Ordinance No. 2017-05 to adopt the 2015 Edition of the International Property Maintenance Code, as amended by this ordinance, as property maintenance code of the Town of Federalsburg, and repealing all ordinances in conflict herewith.

There were no questions or comments.

Ordinance No 2017-06

Ordinance No. 2017-06 to amend Chapter 245 of the Federalsburg Town Code entitled "Zoning" by adding Section 245 - 119.3 Thereto, to permit tiny houses within the Multi-Family Residential (R-3) District, the Town Center Redevelopment Overlay (TCRO) District or a Planned Unit Development (PUD).

Bob Rauch showed a brief powerpoint presentation regarding the proposed Riverwalk Terrace Tiny Homes community. He reviewed the subdivision of the lots, show photos of similar model homes and a sample community photo. Mr. Rauch also stated that the water and sewer is already in place and no modifications are required to the infrastructure.

Public Comments -

Bart Johnson - Mr. Johnson stated that he was not in favor of Ordinance 2017-06, which would allow tiny homes. He stated that he has a lot of questions; will this property end up like another Federal Manor, what happens if the little houses if don't get sold, construction on piers is hard to get financed, and they are too small.

There were no other questions or comments.

A motion was made by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero to close the Public Hearing and reconvene the regular monthly meeting at 6:38 PM.

Historical Moment - Federalsburg Historical Society

Mr. Bart Johnson stated that he was asked by Mr. Robert Regan, new President of the Federalsburg Historical Society to present the Historical Moment at the Mayor and Council meetings. Mr. Johnson talked about the Breeding Block which was located in 100 block of South Main Street. Mr. Breeding was a local canner in the area and he owned home on Park Avenue

OLD BUSINESS

Grants/Main Street Updates - George Mayer

SHA Re-Routing MD 404 between US 50 and Denton

Happy Mayer stated that Mr. Bob Rager, SHA approached the Town advising of their plans to continue with construction on MD 404 between US 50 and Denton throughout the summer and fall of the coming year. Mr. Rager also noted that SHA is looking to disperse some of the expected beach traffic among several alternate routes and Federalsburg may be one of them. SHA would like to know if the Town would welcome additional traffic this summer, what economic opportunities this would present for Federalsburg, would the Town be opposed to any increase in traffic and prefer not to be included in any alternate route materials, etc. Happy stated that one suggestion was also mentioned that signs could be created to help draw people into Federalsburg to help promote the local economy and historic attractions or events.

Safe Routes To School Update - Request Notice of Award for University Ave. Barker's Landing Excavation

Happy Mayer reported that the State Highway Administration has approved the bid from Barker's Landing for the Safe Routes to School - University Avenue Project, and he requested that the Mayor and Council approve the bid. After the Mayor and Council approve the bid, it will be sent back to State Highway Administration so the project can get started.

A motion was made by Councilmember Phillips seconded by Councilmember Windsor and unanimously passed by a vote of five to zero approving the bid from Barker's Landing for the Safe Routes to School - University Avenue project and allowing the Mayor to sign the documentation for the project.

Award of Portable Restroom Contract

Happy Mayer reported that he has received two bids for the portable toilet contract from A-1 Sanitation Services and Piersons Comfort Group. Happy reported that Piersons was the low bidder, and requested that the Mayor and Council award the contract to Piersons. A motion was

made by Councilmember Phillips seconded by Councilmember Bollinger and unanimously passed by a vote of five to zero approving the bid for portable toilets from Piersons Comfort Group.

NEW BUSINESS

Discussion and Decision on Ordinances

All Ordinances were summarized by Mayor Planner for approval:

Ordinance No. 2017-01

Ordinance No. 2017-01 to adopt the 2015 Edition of the International Residential Code for One and Two Family Dwellings, as modified by the Maryland Building Performance Standards, and as further amended by this Ordinance, as the Residential Code of the Town of Federalsburg, and repealing all ordinances inconsistent herewith. There were no questions or discussion.

A motion by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero introducing Ordinance No. 2017-01 to adopt the 2015 Edition of the International Residential Code for One and Two Family Dwellings, as modified by the Maryland Building Performance Standards, and as further amended by this Ordinance, as the Residential Code of the Town of Federalsburg, and repealing all ordinances inconsistent herewith.

Ordinance No. 2017-02

Ordinance No. 2017-02 to adopt the 2015 Edition of the International Building Performance Standards, and as further amended by this Ordinance, as the Building Code of the Town of Federalsburg, and repealing all Ordinances inconsistent herewith.

A motion by Councilmember Phillips seconded by Councilmember Bollinger and unanimously passed by a vote of five to zero introducing Ordinance No. 2017-02 to adopt the 2015 Edition of the International Building Performance Standards, and as further amended by this Ordinance, as the Building Code of the Town of Federalsburg, and repealing all Ordinances inconsistent herewith.

Ordinance No. 2017-03

Ordinance No. 2017-03 to adopt the 2015 Edition of the International Energy Conservation Code, as modified by the Maryland Building Performance Standards, and as further amended by this Ordinance, as the Energy Conservation Code of the Town of Federalsburg, and repealing all Ordinances in conflict herewith.

A motion by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero introducing Ordinance No. 2017-03 to adopt the 2015 Edition of

the International Energy Conservation Code, as modified by the Maryland Building Performance Standards, and as further amended by this Ordinance, as the Energy Conservation Code of the Town of Federalsburg, and repealing all Ordinances in conflict herewith.

Ordinance No. 2017-04

Ordinance No. 2017-04 to adopt the 2015 Edition of the International Existing Building Code, as amended by this Ordinance, as the existing Building Code of the Town of Federalsburg, and repealing all Ordinances in conflict herewith.

A motion by Councilmember Bollinger seconded by Councilmember Phillips and unanimously passed by a vote of five to zero introducing Ordinance No. 2017-04 to adopt the 2015 Edition of the International Existing Building Code, as amended by this Ordinance, as the existing Building Code of the Town of Federalsburg, and repealing all Ordinances in conflict herewith.

Ordinance No. 2017-05

Ordinance No. 2017-05 to adopt the 2015 Edition of the International Property Maintenance Code, as amended by this ordinance, as property maintenance code of the Town of Federalsburg, and repealing all ordinances in conflict herewith.

A motion by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero introducing Ordinance No. 2017-05 to adopt the 2015 Edition of the International Property Maintenance Code, as amended by this ordinance, as property maintenance code of the Town of Federalsburg, and repealing all ordinances in conflict herewith.

Ordinance No 2017-06

Ordinance No. 2017-06 to amend Chapter 245 of the Federalsburg Town Code entitled "Zoning" by adding Section 245 - 119.3 Thereto, to permit tiny houses within the Multi-Family Residential (R-3) District, the Town Center Redevelopment Overlay (TCRO) District or a Planned Unit Development (PUD).

A motion by Councilmember Bollinger seconded by Councilmember Windsor and unanimously passed by a vote of five to zero introducing Ordinance No. 2017-06 to amend Chapter 245 of the Federalsburg Town Code entitled "Zoning" by adding Section 245 - 119.3 Thereto, to permit tiny houses within the Multi-Family Residential (R-3) District, the Town Center Redevelopment Overlay (TCRO) District or a Planned Unit Development (PUD).

Councilmember Phillips stated that he had serious reservations regarding construction of 48 homes the size of this room. He stated that while Mr. Rauch may think this is a great project, he just doesn't see his vision; and he agreed that townhomes could just as easily be sold and turned

into rentals as the tiny homes. However, Councilmember Phillips stated that he just doesn't feel that the tiny home project is a great idea.

Councilmembers Morean & Phillips opposed.

Ordinance No. 2017-07

Ordinance No. 2017-07 was introduced to amend section 245-7 of the Federalsburg Town Code to clarify that raw materials utilized in the products manufactured on premises may be stored on premises if screened by landscaping, fences or walls within the ID-1 district.

A motion by Councilmember Bollinger seconded by Councilmember Phillips and unanimously passed by a vote of five to zero introducing Ordinance No. 2017-07 and authorizing advertisement for the April Meeting.

Committee Reports

Federalsburg Historical Society

There were 146 paintings donated to FHS from Charlie Walker's estate. They are in the process of being sorted and cleaned, and getting ready for display.

The Hobby Fair will be held on Saturday, April 29th at FES from 10 am to 2 pm - anyone interested contact Bart Johnson.

Federalsburg Lions Club

March 25th - 6 pm - Night at the Races - Federalsburg VFW - Contact Wayne Cole for more information - Refreshments will be available.

Avengers for Gage - designer purse bingo - Federalsburg VFW - sold out - 6 seats up for auction on stage - Contact Mary Harding or Judy White for more information

1st Sandwich Sale this year - April 21st - 10 am til - FVFC

Raffling off a vacation to Kissimmee, Florida July 16-23 - Orange Lake Resorts - Tickets are \$5 each or 3 for \$10 - Winner must pay for their own transportation to the resort - The resort is located on 1,400 acres with 7 pools - 80 acre lake with beach - 4 restaurants, and many other amenities. The package was donated by couple in Federalsburg, and the drawing will be on May 11th.

Planning & Zoning Commission

Nothing to report at this time.

Federalsburg Volunteer Fire Department

Kevin Mowbray reported that at their meeting on February 16th, the Federalsburg Fire Company elected the following new officers:

Mike Robinson - President
Wendell Merrick, Vice President
Dana Edgell, 2nd Vice President
Craig Ruf, Treasurer
Denise Haschen, Secretary
Steve Cox, Chief
Shawn Johnson, 1st Asst. Chief
Jerry Thomas, 2nd Asst. Chief
Britten Robbins, 3rd Asst. Chief
Chuck Harvey, Chief Engineer
Corey Bebee, Store Keeper
Anthony Jefferson, Ambulance Captain
Cathy Toomey, Ambulance Treasurer

Trustees:

Alan Planner, Head Trustee
Charlie Ruff
Elmer Franz
Eddie Coulbourne
Ken Trader

The Federalsburg Fire Company will host a Beef & Dumplings dinner on April 9th from 12 -5 pm, all you can eat adults \$15.00, child tickets are available at a reduced price and carry-outs will be available.

They will also have to install a new alarm system at a cost of over \$11,000. The current system was last updated in 1991. The members also voted to purchase a new front line engine for \$610,000 and expect delivery sometime in December.

A motion by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero to accept the listing of appointed officers of the Federalsburg Fire Company.

Minutes

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

Public Comment (2 Minutes)

There were none.

Mayor & Council Action Items

Councilmember Windsor

Nothing at this time.

Councilmember Bollinger

Nothing at this time.

Councilmember Morean

Nothing at this time.

Councilmember Phillips

Councilmember Phillips wanted to thank everyone for their help and support of the Boy Scouts Camporee on March 10-12, along the Marshyhope. They had food provided by several organizations in the community and they were very appreciative of all the help and donations from Union UMC, Zion UMC, Men for Change, the Lions Club and numerous businesses that donated food and prizes.

Councilmember Phillips requested a closed session to discuss a personnel matter.

Mayor Planner

Nothing at this time.

Adjournment

A motion by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero to close the regular meeting at 7:12 pm and go into closed session to discuss a personnel matter.

A motion by Councilmember Bollinger seconded by Councilmember Morean and unanimously passed by a vote of five to zero to reconvene the regular meeting and adjourn at 7:22 pm.

Respectfully submitted,

Kristy L. Marshall
Clerk-Treasurer