

**MAYOR AND COUNCIL OF FEDERALSBURG  
REGULAR MONTHLY MEETING  
MONDAY, November 2, 2009 @ 6:00 P.M.**

The regular monthly meeting of the Mayor and Council of Federalsburg was held on Monday, November 2, 2009 at 6 p.m. in the Mayor and Council Meeting Room. Those in attendance were Mayor Fluharty, Councilmembers Windsor, Willis, Armes and Bollinger, town staff, guests, citizens, and local media.

The meeting was called to order by Mayor Fluharty who led the group in reciting the Pledge of Allegiance.

**Guests:**

**Rene' Swafford, LLC**

Mrs. Kitten Lewis introduced Ms. Rene' Swafford, LLC, who is the new Attorney in Town and her office is located at the Nuttle's Store Building. Ms. Swafford gave a flyer to the Mayor and Council that she said will be revised at a later date; Ms. Swafford hopes to be of service to the community.

**John Phillips – Skate Park Committee Report**

John Phillips, Federalsburg Skate Park Committee reported that the skate park opened on Saturday, October. 31<sup>st</sup>. He said when the tennis court project is complete they want to hold a combined grand opening in the near future. The Mayor stated how good the skate park looks and that it coordinates well with the tennis court project. Councilmember Willis stated that they did a good job installing the equipment.

**Approval of Minutes**

A motion by Councilmember Bollinger seconded by Councilmember Windsor and passed by a vote of five to zero approving the minutes of the previous meeting as corrected. The correction was found on page 5 changing the word "chucks" to "chunks".

**OLD BUSINESS**

**Park Committee**

After some discussion the Mayor and Council agreed to appoint a seven member park committee that would oversee the operations of the parks in

the municipal limits of Federalsburg. The Clerk was instructed to draft rules and regulations similar to the Town of Easton's. The seven member board should consist of representatives from the organizations that currently utilize the parks; such as the Little League, Fall Ball League, Soccer League, Skate Park Committee, Pop Warner Football, and Triangle Park Committee.

### **Curfew Ordinance**

A draft of the Town of Federalsburg's Curfew Ordinance was introduced for review by the Mayor and Council. This ordinance is consistent with Senate Bill No. 552 because it has been passed by the Maryland General Assembly and signed off on by the Governor's Office and Attorney General. The proposed ordinance is similar to the one currently used in Baltimore City.

The Mayor and Council were asked to review the ordinance and bring any recommendations to the November 16<sup>th</sup> Mayor and Council Workshop. The ordinance has also been issued to Chief Nagel for review.

Councilmember Willis recommended that the ordinance penalty should be a municipal violation.

### **NEW BUSINESS**

None

### **Committee reports**

#### **Federalsburg Historical Society**

Mr. Bart Johnson announced that the Federalsburg Historical Society has been asked by the Federalsburg VFW to open their facilities as a Halloween Hayride stop on October 31<sup>st</sup>.

On Monday, December 14<sup>th</sup>, the Historical Society will have Christmas at the Museum to coincide with the Christmas Parade. The Museum will be open before and after the parade; and they anticipate a stop by Santa Claus.

They also planning to having a book signing on December 15<sup>th</sup> and a slide presentation by Tom Horton and David Hart based on the Nanticoke Tributaries.

Mr. Johnson said he felt that the museum would be open on a regular basis by the end of the year.

The Historical Society also has various items for sale that would make good Christmas gifts; these items include tree ornaments, scrap books, mugs and post card books.

An indoor flea market is also being planned during the month of December.

### **Federalsburg Volunteer Fire Department**

Mayor Fluharty reported the following activities for the month of November:

Teen Dance – Friday, November 13th

Breakfast – Sunday, November 22<sup>nd</sup>

### **Public Concerns**

#### **Panhandling – South Main Street**

There were concerns expressed by a downtown business owner regarding someone trying to pan-handle money at their business on more than one occasion. These concerns included safety issues, loitering, and business owners that may feel intimidated by someone pan-handling. Richard Colburn advised that Chief Nagel encourages anyone with concerns or problems to contact the Police immediately. It is important that the Police are called immediately so that the situation can be addressed immediately with all parties involved. The Police will be advised of this matter and requested to patrol the 100 block of South Main Street.

#### **Ms. Rebecca Reed**

Ms. Rebecca Reed, who resides at 117 Greenridge Road, stated that her water and sewer bill has exceeded \$200.00 and she did not understand how the water is metered. Ms. Reed was advised to contact Kristy Marshall at the Town Office to have her account reviewed and to have her meter checked for possible problems.

### **Action Items**

#### **Water & Sewer Adjustment Requests**

1. Kimi Willis, 108 North Park Lane – Mrs. Willis requested an adjustment to her water bill due to a water leak in an upstairs toilet. After much discussion, it was voted three to zero to deny the request for adjustment.

The vote was Nay – Councilmembers Armes, Bollinger, and Windsor. Mayor Fluharty and Councilmember Willis did not vote.

2. John Moorefield, 310 Morris Avenue (tenant) – Mr. Moorefield requested an adjustment to his water bill for a leak that he had in June 2009. Mr. Moorefield has since made the needed repairs to stop the leak. After much discussion, it was voted three to one to deny the request for adjustment. The vote was Nay - Councilmembers Armes, Bollinger, and Windsor; and Yea - Councilmember Willis. Mayor Fluharty did not vote.

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

Councilmember Windsor asked for details in regard to Steve Parks' property maintenance violations. Richard Colburn will obtain this information from Steve Watson, Code Enforcement Officer at the supervisors meeting and give an update to the Mayor and Council.

Councilmember Windsor asked for additional details regarding the sewage overflow and why it happened at the Wastewater Treatment Plant. Richard Colburn will obtain this information from Steve Dyott, Public Works Director at the supervisors meeting and give an update to the Mayor and Council.

Councilmember Windsor requested an update from Code Enforcement regarding the permit status for property located at 207 South Main Street. Steve Watson has sent a letter to the property owner outlining the requirements necessary to receive a building permit.

Councilmember Bollinger requested Code Enforcement contact the property owner at the corner of Reliance Avenue and the Federalsburg Bypass to see if they would work with the Town in cleaning up the area since it is an entrance to Federalsburg.

### **Town Manager Update**

Richard Colburn, Town Manager, reported the following:

#### **Dates to remember:**

Wednesday, November 11<sup>th</sup> – Veterans Day – Municipal Offices will be closed  
Monday, November 16<sup>th</sup> – Mayor and Council Workshop at 6 p.m.  
Monday, November 30<sup>th</sup> – Special Public Meeting at 6 p.m. Re: Water Quality Concerns

Monday, December 21<sup>st</sup> – Closed Session – at 5:30 p.m. regarding a Personnel Matter.

Detective Pennell Jester and Corporal Jason Wielgosz received letters of appreciation from the Maryland State Police for assistance they provided during recent investigations.

A motion by Councilmember Armes seconded by Councilmember Bollinger and passed by a vote of five to zero to adjourn into Closed Session immediately following the regular monthly meeting to discussion a Real Estate Matter.

Richard Colburn advised that he received a telephone call from County Commissioner Jack Cole advising that he believes that funding has become available which would eliminate the proposed annual landfill permit fee.

### **Joe Glime/Historical Society**

Mr. Glime reported that there had been several acts of vandalism at the museum. Graffiti was written on the building and a window pane will need to be replaced. The Police Department has been contacted in regard to these matters.

### **Adjournment**

A motion by Councilmember Armes seconded by Councilmember Bollinger and passed by a vote of five to zero to adjourn at 6:55 p.m.

Submitted by,

Shirley A. Greene  
Clerk/Treasurer