

**Mayor and Council of Federalsburg
Regular Monthly Meeting
September 8, 2020 @ 6:00 pm**

The Mayor & Council of Federalsburg held their regular monthly meeting on Monday, September 8, 2020 at 6:00 pm. Those in attendance were Mayor Abner and Councilmembers Phillips, Morean, Windsor and Sewell. Also in attendance were Lyndsey Ryan, Town Attorney, staff, citizens and media. This meeting was held via Zoom for the public, due to the nationwide coronavirus. The Mayor and Council, Lyndsey Ryan, Town Attorney and town staff attended in person.

Welcome of Guests and Pledge of Allegiance

Mayor Abner welcomed all guests present and led the group in reciting the Pledge of Allegiance.

Announcement of Closed Session

Mayor Abner announced that a closed session was held prior to the regular meeting at 5:03 pm to 5:57 pm to discuss a potential business locating in Federalsburg and to obtain legal advice. No decisions were made.

Public Hearing

Mayor Abner reported that a public hearing was scheduled to hear comments/concerns regarding Ordinance No. 2020-05, which is an ordinance of the Town of Federalsburg authorizing the Mayor to execute a Franchise Agreement between the Town of Federalsburg and Comcast of Delmarva, Inc for the construction, operation and maintenance of a cable system within the Town of Federalsburg.

Lyndsey Ryan, Town Attorney suggested the Mayor and Council table this Public Hearing to further discuss franchise fees and additional legal advice at their closed meeting on Monday, September 14th. Councilmember Sewell made a motion seconded by Councilmember Windsor and unanimously passed by a vote of five to zero to postpone the Public Hearing.

Approval of Previous Month's Minutes

Councilmember Phillips made a motion seconded by Councilmember Sewell and unanimously passed by a vote of five to zero approving the previous month's minutes as presented.

Resolution No. 2020-02 - A Resolution of the Mayor and Council of Federalsburg to annex certain lands located west of Wright Road and consisting of 211.649 acres of land, more or less, into the Town of Federalsburg and to provide for the terms and conditions of the annexation.

Councilmember Morean made a motion seconded by Councilmember Phillips and unanimously passed by a vote of five to zero introducing Resolution No. 2020-02 to annex certain lands located west of Wright Road, consisting of 211.649 into the Town of Federalsburg.

Councilmember Morean made a motion seconded by Councilmember Phillips and unanimously passed by a vote of five to zero to schedule a Public Hearing, to accept comments regarding Resolution No. 2020-02, for the November 2, 2020 Mayor and Council Meeting.

Ordinance No. 2020-06 - An Ordinance of the Town of Federalsburg to amend the official Zoning Map of the Town of Federalsburg to apply the General Industrial (ID-2) Zoning District to certain lots or parcels of land annexed to the Town by Resolution No. 2020-02 located west of Wright Road and consisting, collectively, of 211.649 acres of land, more or less.

Councilmember Windsor made a motion seconded by Councilmember Morean and unanimously passed by a vote of five to zero introducing Ordinance No. 2020-06 and forwarding it to the Planning & Zoning Commission for review and comments.

Councilmember Sewell made a motion seconded by Councilmember Windsor and unanimously passed by a vote of five to zero to schedule a Public Hearing, to accept comments regarding Ordinance No. 2020-06, for the November 2, 2020 Mayor and Council Meeting.

Ordinance No. 2020-07 - An Ordinance of the Town of Federalsburg to amend Sections 245-6 and 245-81 of the Federalsburg Town Code to establish a definition of land-based aquaculture, to permit such use in the ID-2 Zoning District and to authorize fish curing and smoking in the ID-2 Zoning District.

Councilmember Morean made a motion seconded by Councilmember Phillips and unanimously passed by a vote of five to zero introducing Ordinance No. 2020-07 to amend Sections 245-6 and 245-81 of the Federalsburg Town Code to establish a definition of land-based aquaculture in the ID-2 Zoning District.

Councilmember Sewell made a motion seconded by Councilmember Windsor and unanimously passed by a vote of five to zero to schedule a Public Hearing, to accept comments regarding Ordinance No. 2020-07, for the November 2, 2020 Mayor and Council Meeting.

Letters of Support - Maryland DHCD Funding - Tanyard Branch Apartment Complex -

Previously, the Mayor and Council received a request from Mr. Rick Della for support of a grant requesting Maryland DHCD Funding for the Tanyard Branch Apartment Complex. Councilmember Windsor made a motion seconded by Councilmember Morean and unanimously passed by a vote of five to zero to proceed with the letter of support.

Sale of Land Extension Agreement

Lyndsey Ryan, Town Attorney stated that Dart/Solo Corporation has requested a Fourth Extension to the Sale of Land Contract, in order to finalize some negotiations with Delmarva Power and Choptank Electric.

Councilmember Phillips made a motion seconded by Councilmember Morean and unanimously passed by a vote of five to zero authorizing the Mayor to execute the agreement for extension of the sale of land.

Solar Project Update -

Bob Rauch gave a summary of the first monthly progress meeting for the Solar Project. The land has been cleared and the first payment request has been submitted. The request is being reviewed and Mr. Rauch recommended that the Town proceed with payment. Once payment has been issued by the Town, a reimbursement request can be submitted to MDE. Mr. Rauch stated that the fencing should be installed on or about September 14th. The panels will be ordered and secured on-site until installation. Mr. Rauch stated that any additional surveillance that the Town could offer on site would be much appreciated.

Enterprise Lease Agreement - Larry DiRe/Chief McDermott - MC review and discuss further at workshop

Larry DiRe, Town Manager stated that Chief McDermott had provided the Mayor and Council with an agreement regarding the Enterprise Lease Program for the Police Department. A similar proposal should be expected for the Public Works Department. Mr. DiRe requested that the Mayor and Council look over the proposal and discussion further at the September Workshop meeting.

Water & Sewer Rates - The Mayor and Council were given a preliminary breakdown of proposed new water and sewer rates for review and further discussion at the September workshop.

Trick or Treat Hours -

The Mayor and Council discussed and agreed that Trick or Treat hours will continue as normally scheduled on October 31st from 6:00 pm to 7:30 pm. There was discussion about the Trunk or Treat and the Mayor and Council discussed some concerns. It was agreed to table further discussion until a definitive decision was made regarding the Trunk or Treat.

Mayor & Council Action Items

Councilmember Windsor - Nothing at this time.

Councilmember Sewell - Nothing at this time.

Councilmember Morean - Councilmember Morean expressed concern that the recently adopted Trailer Ordinance is not being enforced. Town Manager DiRe will relay this to Chief McDermott.

Councilmember Morean also expressed concerns about unnecessary spending from particular departments. Town Manager DiRe will discuss this matter with the supervisors.

Mayor Abner - Mayor Abner expressed concerns regarding recent preaching on Main Street. There were also concerns about parking in the downtown area in no parking zones. Lyndsey Ryan, Town Attorney will review the code and determine how these concerns should be addressed.

Councilmember Phillips - Councilmember Phillips requested a closed session to discuss a personnel issue.

Adjourn To Closed Session

Councilmember Phillips made a motion seconded by Councilmember Morean and unanimously passed by a vote of five to zero to adjourn into closed session at 6:52 pm.

Reconvene

The regular meeting reconvened at 7:09 pm.

Adjournment

Councilmember Morean made a motion seconded by Councilmember Phillips and unanimously passed by a vote of five to zero to adjourn the meeting at 7:10 pm.

Respectfully submitted,

Kristy L. Marshall
Clerk - Treasurer