## Town of Rising Sun



Let it be remembered that the Mayor and Board of Commissioners of the Town of Rising Sun, held a Town meeting on the 3<sup>rd</sup> floor of the Town Hall on Tuesday evening January 26, 2010 at 7:00 PM. For the record the meeting place and time were duly posted as required.

<u>MEMBERS IN ATTENDANCE</u>: Mayor Judy Cox, Commissioner Clinton E. Bowers, Commissioner Jim Majewski, Commissioner Thomas S. Mumey

<u>MEMBERS ABSENT</u>: Commissioner Pierson

STAFF/CONSULTANTS PRESENT: Town Administrator Calvin A Bonenberger, Jr.

GUESTS: See Attached List

<u>MEETING OPENING</u> – The regular meeting of the Mayor and Commissioners of Rising Sun was held on Tuesday evening January 26, 2010 at the Town Hall, and was called to order at 7:00 PM by Mayor Cox, Mayor Cox announced that all members were in attendance with the exception of Commissioner Pierson. Mayor Cox then asked for a moment of silence followed by the pledge of allegiance.

APPROVAL OF MEETING MINUTES – The Mayor asked for any corrections to the minutes. Hearing none, the Mayor made a correction related to the Historic Commission report. She stated that George was the actual builder of the donated cabinet. Hearing no other corrections, Commissioner Bowers made a motion, seconded by Commissioner Mumey to accept the minutes with the corrections noted. Motion passed unanimously. Mr. Bonenberger read the executive session report from the special closed session held prior to the Town meeting. Mr. Bonenberger reported that the meeting was opened at 5:00 PM followed by a motion by Commissioner Bowers, seconded by Commissioner Mumey to go into executive session. Motion carried by Commissioners Bowers, Majewski and Mumey, with Commissioner Pierson absent. Mr. Bonenberger highlighted the purpose of the session was to consult with the Town Council (Town Attorney and Insurance Company Attorneys) to obtain legal advice and to consult with staff and consultants regarding potential litigation. (See attached report.) Commissioner Bowers made a motion to accept the executive report, seconded by Commissioner Mumey. The motion carried unanimously.

The Mayor then notified the public of an important announcement. Mr. Bonenberger read a prepared statement regarding a federal lawsuit filed against the Town. (See report)



## January 26, 2010 MEETING MINUTES



PRESENTATIONS, ORDINANCES AND RESOLUTIONS - (None)

MAYOR'S REPORT - (No Report)

FINANCES - (No Report)

<u>SEWER AND WATER REPORT</u> – (No Report)

STREETS AND SIDEWALKS REPORT - (No Report)

<u>PUBLIC SAFETY</u> – (No Report)

PARKS AND RECREATION - (No Report)

TOWN ADMINISTRATOR'S REPORT – Mr. Bonenberger gave an update on the recent meeting of the Planning & Zoning Boards held on Monday January 25, 2010. He reported that the P & Z board would be holding some workshops to continue their work on ordinance revisions. He also gave an updated report on 110 Harrington Drive. He stated that this is the property where the house is partially under construction, but the previous owner has filed for bankruptcy and the bank has foreclosed on the property and is now charged with its completion. However, the bank appears to be selling the property. Mr. Bonenberger reported that several people have inquired about the house. Mr. Bonenberger reported that the property is still under the jurisdiction of the County until new building permits are submitted to the Town. With no further comments on the subject, Commissioner Mumey also advised the board of a house being constructed just outside of Town limits, possibly on the Tosh property. The Town Administrator advised that he would keep an eye on it.

PLANNING AND ZONING BOARD- (No Report)

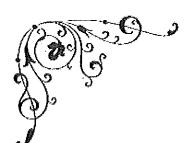
BOARD OF ZONING APPEALS - (No Report)

<u>CODE ENFORCEMENT</u> – (No Report)

<u>HISTORICAL PRESERVATION COMMISSION</u> – (No Report)

OLD BUSINESS. (No Old Business)

NEW BUSINESS. (No New Business)



## January 26, 2010 MEETING MINUTES



CITIZEN'S INPUT – Dave Warnick of 108 Broadleaf Court and a member of the Planning and zoning Board gave an update on the new training and education requirements of the Planning & Zoning and Board of Zoning Appeals are required to complete the training and certification testing by July 1st of 2010. The training consists of 6 modules and is available on line. He stated that the testing takes about 2 hours to complete and can be completed on line. Commissioner Mumey opinioned, members taking the training and testing should provide with proof that they have completed the testing so that the Town has a record.

There were no other comments from the public or the board.

<u>ADJOURNMENT</u> – With no other business before the board a motion was made by Commissioner Bowers to adjourn the meeting.

Meeting Adjourned at 7:12 PM.

Respectfully submitted

Calvin A Bonenberger Jr., Town Administrator / Acting Town Clerk

Motion to approve the minutes made by Commissioner Thomas S. Mumey, seconded by Commissioner Clinton E. Bowers at the February 23, 2010 Town Meeting

Motion Passed 4 to 0



## DECLARATION AND VERIFICATION OF AUTHENTICITY

I, Calvin A Bonenberger, Town Administrator and Interim Town Clerk for the Town of Rising Sun, Maryland, do herby certify that the above and foregoing minutes are a true, perfect and complete copy of the Minutes adopted by the Mayor and Commissioners of the Town of Rising Sun, Maryland, and is identical to the original thereof appearing in the official records of the Town of Rising Sun, Maryland and the same has not, since its adoption, been rescinded or amended in any respect.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have affixed the seal of the Town of Rising Sun as of this  $24^{th}$  day of February 2010.

Respectfully submitted

Calvin A Bonenberger Jr.,

Town Administrator / Acting Town Clerk

CERTIFICATE & TOWN SEAL

(STATE OF MARYLAND)

(COUNTY OF CECIL)

(TOWN OF RISING SUN)