TOWN OF RISING SUN MAYOR & COMMISSIONERS TOWN MEETING MINUTES

Let it be remembered that the Mayor and Board of Commissioners of the Town of Rising Sun, held a Town meeting on the 3rd floor of the Town Hall on Tuesday evening May 25, 2010 at 7:00 PM. For the record the meeting place and time were duly posted as required.

<u>MEMBERS IN ATTENDANCE</u>: Vice Mayor/Commissioner Clinton E. Bowers, Commissioner Jim Majewski, Commissioner Thomas S. Mumey and Commissioner Augie Pierson.

MEMBERS ABSENT: Mayor Judith M. Cox

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

<u>GUESTS</u>: See Attached List

<u>MEETING OPENING</u> – The meeting was called to order at 7:00 PM by Vice Mayor/Commissioner Clinton E. Bowers, followed by a pledge of allegiance and a moment of silence.

APPROVAL OF MEETING MINUTES – Vice Mayor/Commissioner Clinton E. Bowers asked for any corrections to the minutes for the May 11, 2010 Town Meeting. Commissioner Pierson made a motion to approve the minutes, seconded by Commissioner Mumey. Commissioner Majewski had not received a copy of the minutes. Commissioner Pierson tabled his motion for approval until Commissioner Majewski had a chance to review the minutes. After moving forward with some minor business and allowing Commissioner Majewski to review the minutes, the motion was resubmitted by Commissioner Pierson, seconded by Commissioner Mumey and the minutes were approved unanimously with no corrections or additions.

PRESENTATIONS, ORDINANCES AND RESOLUTIONS — Town Administrator Calvin A Bonenberger Jr., introduced an ordinance that was recommended for consideration by the Town Attorney. Ordinance 2010-01 is an ordinance that creates a new Chapter 15 titled Development Rights and Responsibilities Agreement, in order to provide the Town with the ability to enter into agreements with developers for the purposes of assuring and financing of adequate public facilities. A Motion was made by Commissioner Pierson, seconded by Commissioner Mumey to read the ordinance into the minutes and to advertise the ordinance for future consideration. Motion carried unanimously. Mr Bonenberger read the ordinance into the meeting record.





MAYOR'S REPORT - Vice Mayor/Commissioner Clinton E. Bowers, requested that Mr. Bonenberger read the annual Town Meeting Report into the record. (see attached) Mr. Bonenberger stated that in years past the annual report had been presented as simple list of accomplishments and projects completed. Mr. Bonenberger had created a report that was more of a chronological accounting of the events leading up to each of the accomplishments and some of the obstacles that the Town had faced along the way. Vice Mayor/Commissioner Clinton E. Bowers, requested Mr. Bonenberger to read the names of the individuals that had submitted letters of interest to appear on the June 14th election ballots. Mr. Bonenberger read out as follows:

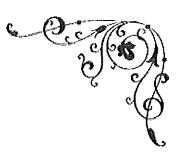
Mayor:	Commissioner (2 open seats)
Judith M. Cox	James A Authenreath
Donald Craig	Augie Pierson
Sandra Didra	

Vice Mayor/Commissioner Clinton E. Bowers, further requested that Mr. Bonenberger read the section of the Charter that outlines the qualifications for running for each of the offices. Vice Mayor/Commissioner Clinton E. Bowers, then opened the floor for nominations for Mayor. Hearing no nomination for Mayor, Commissioner Pierson made a motion, seconded by Commissioner Mumey to close the nominations for Mayor. Vice Mayor/Commissioner Clinton E. Bowers, then opened the floor for nominations for Commissioner, Christopher Callahan nominated himself for Commissioner. Vice Mayor/Commissioner Clinton E. Bowers, informed him that he could not nominate himself. Tom Dye made the nominated Christopher Callahan for Commissioner. Mr. Callahan accepted the nomination. Hearing no other nomination for Commissioner, Commissioner Mumey made a motion, seconded by Commissioner Pierson to close the nominations. Mr. Bonenberger was instructed to read the slate of candidates for office at the June 14th Town elections. Mr. Bonenberger read out as follows:

Mayor:	Commissioner (2 open seats)
Judith M. Cox	James A Authenreath
Donald Craig	Christopher Callahan
Sandra Didra	Augie Pierson

ViceMayor/Commissioner Clinton E. Bowers read a letter received from William (Bill) Hartlove of his intentions to resign his position from the Planning and Zoning Board. Commissioner Pierson made a motion, seconded by Commissioner Mumey to accept the resignation. Motion passed unanimously.

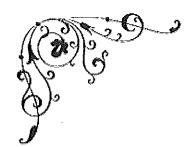




FINANCES - Mr. Bonenberger reviewed the financial reports submitted by the Accountant Mr. Bonenberger reported total general fund revenue over the 10 month reporting period to be \$1,333,412.28, with expenditures to be 1,369,699.95 for cash flow fund balance of negative \$36, 287.67. The beginning general fund balance at the beginning of the year was \$198,244.96. for a total general fund account balance of \$161,957.29. Commissioner Pierson requested an explanation of the total taxes that have been collected as a result of the various differences between what was budgeted and what was actually collected. Mr. Bonenberger provided an overview of how the Town had anticipated the economy to have a possible negative impact on the Town's ability to collect revenue. Conservative projections on Real Property Tax were fairly accurate and the Town had actually collected more than what was anticipated. The collection of personal income tax also appeared to exceed what was projected as well. However, Mr. Bonenberger reported that Personal Property Tax collection was significantly less than what was even conservatively projected. A discussion ensued as to why this would happen. Mr. Bonenberger stated that he was trying to reconstruct the way the taxes were originally billed and had contacted the state who reported that the amount of money the Town actually billed was significantly less than what the state had on record for total assessed value. Mr. Bonenberger reported that he was still looking into the situation, as well as other areas of tax collection to determine if there were any other discrepancies.

SEWER AND WATER REPORT — Commissioner Majewski reviewed a proposal from Municipal & Financial Services Group, to perform an evaluation of the Town's current and future capital improvement needs for sewer and water and to develop a defensible justification of these cost, tied to official data or numbers and should be set forth on a spreadsheet or other document that the Town can easily update in the future. Commissioner Majewski then made a motion, seconded by Commissioner Pierson, to approve the attached proposal from Municipal & Financial Services Group, to perform an evaluation and study of all current and future capital needs of the Town's water and wastewater systems and to provide an accurate estimate of the future capacity cost for both systems, and to develop a impact fee to accurately reflect those costs. The cost of this study shall not exceed \$20,000. Motion passed unanimously. Commissioner Majewski also reported that the Town has successfully submitted the required preliminary engineering report to MDE as per the consent decree and has also submitted a preliminary engineering and environmental report to USDA for possible funding.

STREETS AND SIDEWALKS REPORT — Commissioner Bowers reported that the Town had been waiting to secure additional cost estimates to complete the repairs of the storm drain on Ryan Drive. The Town has received 2 proposals, with the lowest proposal being from Leeco Construction. The board had voted at the last meeting to proceed with the Leeco proposal if no other proposals were submitted. The Town did receive a 2nd proposal but it was for \$11,000. Unless there are any objections, Commissioner Bowers stated that he would like to move forward with the proposal from





Leeco. The Board had no objections. Commissioner Bowers also reported on some additional storm drain areas that need to be repaired but will be performed by our Public Works Crews.

<u>PUBLIC SAFETY</u> - Commissioner Pierson provided a report on police activity reports

<u>PARKS AND RECREATION</u> – Commissioner Mumey reported on concerns that he has regarding the condition of the picnic tables under the pavilion at Community Park. They are being vandalized and he is concerned that the table surfaces are not as resistant to vandalism as they were originally led to believe. He is having the Public Works Director investigate possible new surface coverings.

TOWN ADMINISTRATOR'S REPORT — The Town Administrator provided a report on the water meter project. The Town had a kick off meeting with the contractor on Monday morning and actual meter installations began later that day. The Contractor is estimating that it will take roughly 6-8 weeks to complete the project. Residents have begun receiving the mailers and door notices urging them to contact the contractor to arrange for a site visit to install the new meters. The contractor will be operating Tuesday through Saturday, and from 8:00 a.m until dusk. Residents are reminded that all personnel working for the Contractor, National Metering, will be in uniform or shirt bearing the company name and will have ID badges around their neck. Residents are urged to contact the Town Hall if they have any questions. Mr. Bonenberger also reported on upgrades to the Town's website and changes to the County's Storm Water Ordinance, which will require the Town to update their ordinance at a future meeting.

<u>PLANNING AND ZONING BOARD</u>- Mr. Bonenberger reported that the $P \in \mathcal{L}$ meeting was cancelled due to a lack of a quorum primarily related to several members being sick.

BOARD OF ZONING APPEALS - (No Report)

<u>CODE ENFORCEMENT</u> – (No Report)

<u>HISTORICAL PRESERVATION COMMISSION</u> – Karen Majewski read a report on the recent events of the 150th Committee and the Historical Commission

OLD BUSINESS. (No Old Business)

NEW BUSINESS. (No New Business)

CITIZEN'S INPUT - (No Citizen Input)





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

Meeting Adjourned at 8:05 p.m.

Respectfully submitted

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

Motion to approve the minutes made by Commissioner August Pierson, seconded by Commissioner Thomas S. Mumey at the June 8, 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 9^{th} day of June 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)