# 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 fl. of the Town Hall Tuesday evening January 24, 2012. For the record the meeting place and time were duly posted as required.

<u>MEMBERS IN ATTENDANCE</u>: – Mayor Thomas S. Mumey, Commissioner Stephen Naughton, Commissioner Joanne Osborne and Commissioner August Pierson.

MEMBERS ABSENT: - Commissioner Chris Callahan

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

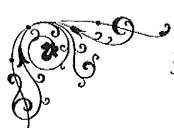
Town Clerk Rhonda Harmison was not in attendance.

GUESTS: -See Attached List

<u>MEETING OPENING</u> – The meeting was called to order at 7:05 PM by Mayor Thomas S. Mumey, followed by a pledge of allegiance and a moment of silence.

<u>APPROVAL OF MEETING MINUTES</u> – Mayor Mumey asked for any corrections to the January 10<sup>th</sup> 2012 Town Meeting. Commissioner Stephen Naughton motioned seconded by Commissioner Joanne Osborne to accept the minutes as recorded. Motion passed 3-0 for approval.

Mayor Mumey asked Mr. Bonenberger to read into the minutes the January 8, 2012 Executive Session Meeting. Mr. Bonenberger read into the minutes the Executive Session stating that the reason for the meeting was #1 to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or any other personnel matter that affects one or more specific individuals, and #7 to consult with staff, consultants or other individuals about pending or potential litigation. The topics discussed were Citation #1 & #7 above. Persons present were the elected body, Calvin A Bonenberger Jr — Town Administrator, Jay Gullo — Town Attorney, Francis Peterson — Chief of Police. Action items taken at the meeting was a motion made by Commissioner Naughton seconded by Commissioner Osborne to contact the Town's insurance carrier to seek additional legal options, motion passed 4-0 in favor. Mr. Bonenberger reported that a motion was made by Commissioner Naughton seconded by Commissioner Osborne to adjourn the meeting the motion passed 4-0 in favor.





<u>PRESENTATIONS</u>, <u>ORDINANCES AND RESOLUTIONS</u> — Mayor Mumey presented Ordinance 2012-01 and asked Commissioner Naughton to read the Ordinance into the minute records. Commissioner Naughton read Ordinance 2012-01 titled Membership to Planning & Zoning and the Board of Appeals which will to be considered at the next Town meeting. Mayor Mumey asked for any discussion or comments, Commissioner Pierson commented to the board that this is a very positive change. Mayor Mumey asked how this is going to affect our existing out of Town members, stating that we could grandfather any existing out of Towner's. Mayor Mumey also brought to the board's attention that the percentage of missed meetings should be changed from 50% to 33%. Commissioner Pierson asked that the Ordinance be considered at the February 28th meeting stating that he will not be in attendance at the February 14th meeting.

Mayor Mumey introduced Ordinance 2012-02 and asked Commissioner Naughton to read the Ordinance into the minute records. Commissioner Naughton read Ordinance 2012-02 titled Notice of Hearings before Board of Appeals to be considered at the next Town meeting. Mayor Mumey asked for input from Planning and Zoning member Allen Authenreath and his comment was that he would like the opportunity to discuss the 50% to 33% meeting attendance change with the other members.

<u>MAYOR'S REPORT</u> — Mayor Mumey reported that he and Mr. Bonenberger attended the Greater Rising Sun Chamber of Commerce meeting on the 18<sup>th</sup> stating that we are working together with the Lions Club and the Chamber to achieve better working relations. Mayor Mumey commended Mr. Bonenberger for again, giving over 100% in his efforts at that meeting.

Mayor Mumey also reported that he and Mr. Bonenberger attended a seminar on Sustainable Communities held in Crownsville Maryland stating that we learned a lot about possible funding and we will be actively following up and will report back.

Mayor Mumey announced that the Town has received two resignations from the Planning and Zoning Board Mr. Matt Telep and Mr. Joe Gubertlet, citing personal commitments that do not afford them enough time to participate actively on the board. Mayor Mumey wished them well and encouraged them to stay active with the community also stating that we will entertain anyone within the Town limits that wishes to be appointed to the vacancies, and if so please contact him or Mr. Bonenberger.

<u>FINANCES</u> – Ms Wagner reported the financials for November and December 2011, stating that both the governmental and propriety funds are together, and reporting total revenue of 841,809.36 and ending with a positive of 205,687.11. Ms. Wagner opened the floor for questions or comments. Commissioner Pierson asked if we receive our real estate taxes in one lump sum. Ms. Wagner replied that we do not. Commissioner Osborne asked about a finance the Town recently made for the amount





of \$545.00 with proceeds from long term debt. Ms Wagner replied that it was a bobcat that was purchased and was originally budgeted with the Town's new vehicle loan and just now purchased. Commissioner Osborne asked if we are increasing our Capital Assets by the cost of the interest of our sewer project loan, Ms. Wagner replied yes we are. Ms. Wagner reported budget to actual stating that the Town is under budget by \$18,424.83.

<u>SEWER AND WATER REPORT</u> – Commissioner Pierson reported on the sewer project stating that we have sent our last letter and required documents to USDA for approval. Commissioner Pierson also reported on water main breaks located on Sunrise Circle.

<u>STREETS AND SIDEWALKS REPORT</u> – Commissioner Osborne reported that we have been repairing pot holes throughout town.

PUBLIC SAFETY - No Action Items, No Report

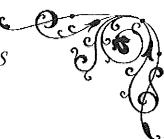
<u>PARKS AND RECREATION</u> – Mr. Bonenberger reported that Mr. Rossetti from Octoraro Water Association is in attendance, stating that we are trying to strengthen our partnership with his association in achieving landscaping conception for Daydream Park to present to the Park and Recreation Committee. Mayor Mumey thanked Mr. Rossetti for his assistance.

TOWN ADMINISTRATOR'S REPORT – Mr. Bonenberger reported that we are working on a new purchase order system to additionally strengthen our audit system also reporting that we are working on the Town personnel manual for better clarification and possibly to incorporate our manual language with the Towns insurance carrier LGIT. Commissioner Osborne asked Mr. Bonenberger if the new personnel language will reflect overtime policy. Mr. Bonenberger replied that yes it will.

<u>PLANNING AND ZONING BOARD</u> — Commissioner Naughton reported that the board had a meeting last night and discussed the new pending Ordinances also reporting on the McDonalds drivethru stating that we are still in discussion for review. Commissioner Naughton also reported on the new Veterinary clinic on Maple Heights Drive stating that we are working with the owner to make sure the building is ADA compliant. Commissioner Naughton reported that the next meeting will be February 27, 2012 at 7:00 PM. Commissioner Osborne asked why the Veterinary Clinic building is not ADA compliant, Mr. Bonenberger answered that the handicap ramp landing is not wide enough for wheelchair accessibility.

CODE ENFORCEMENT - Report give in the Planning and Zoning report.





#### BOARD OF ZONING APPEALS – (No Report)

<u>HISTORICAL PRESERVATION</u> – Ms. Ehrhart presented the year- end report outlining all the events of the past year. Ms. Ehrhart also reported that the Historical Society won first place of \$100 for their float in the Cecil County Christmas parade. Ms. Ehrhart reported that Monday February  $27^{th}$  at the Rising Sun Library at 7:00 pm we will present Mr. Ron Jaggers and he will be speaking about the causes and effects of the Civil War, as seen through the eyes of a Copperhead – Northern Peace Democrats who did not support the war.

OLD BUSINESS. — Commissioner Pierson asked Mr. Bonenberger where we are at with the pricing bids for our Codification project. Mr. Bonenberger replied that we are still waiting for the second company to submit a bid. Commissioner Pierson stated that he would like to make a recommendation in his absence at the next scheduled Town meeting that if we do not get a price from the second company we should proceed to go forward with our first choice, stating that I do not want to keep postponing the award. Mayor Mumey agreed.

<u>NEW BUSINESS</u> - (No New Business)

<u>CITIZEN'S INPUT</u> – Mr. Authenreath thanked Mr. Bonenberger for his help with the planning and zoning ordinances.

A resident shared her concerns about the Mushroom Plant complaining about the odor. Mayor Mumey replied that the Mushroom Plant is not in the Town limits therefore the Town has no jurisdiction but encouraged the resident to make a complaint to the County.

<u>ADJOURNMENT</u> — With no other business before the board a motion was made by Commissioner August Pierson seconded by Commissioner Stephen Naughton to adjourn the meeting.

Meeting Adjourned at 8: 43 PM.

Respectfully submitted

Rhonda Harmison

Town Clerk





Motion to approve the minutes made by Commissioner Stephen Naughton, seconded by Commissioner Chris Callahan at the February 28, 2012 Town Meeting

Motion Passed 4 to 0

# DECLARATION AND VERIFICATION OF AUTHENTICITY

I, Rhonda Harmison 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 10th day of February 2012.

Respectfully sybmitted

Rhonda Harmison

Town Clerk

CERTIFICATE & TOWN SEAL

(STATE OF MARYLAND)

(COUNTY OF CECIL)

(TOWN OF RISING SUN)