

Town of Rising Sun
Mayor & Commissioners Town Meeting Minutes
November 25, 2014

Let it be remembered that the Mayor and Board of Commissioners of the Town of Rising Sun, held a Town Meeting on the third floor Town Hall in Rising Sun on Tuesday evening, November 25, 2014 at 6:00 PM. For the record the meeting place and time were duly posted as required.

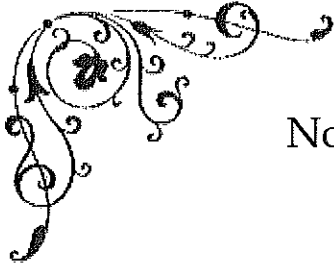
MEMBERS IN ATTENDANCE: Mayor Travis Marion, Vice Mayor George Walker, Commissioner Allen Authenreath, Commissioner Jennifer Scully and Commissioner David Warnick.

MEMBERS ABSENT: None.

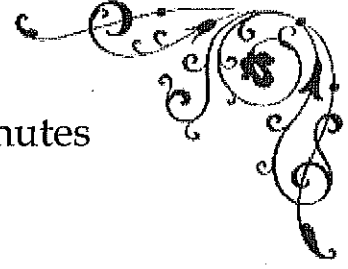
STAFF/CONSULTANTS PRESENT: Town Administrator Calvin Bonenberger, Town Clerk Marsha Spencer.

IN THE MATTER OF CALLING THE MEETING TO ORDER: The meeting was called to order at 6:00 PM by Mayor Travis Marion, followed by the Pledge of Allegiance. Mayor Marion opened the meeting with prayer.

IN THE MATTER OF APPROVAL OF MINUTES: Motion was made by Commissioner Scully and seconded by Commissioner Warnick to approve the Minutes of October 28, 2014. Motion carried 4-0. Motion was made by Commissioner Warnick and seconded by Commissioner Walker to approve the minutes of the Special Meeting of November 12, 2014. Motion carried 4-0.



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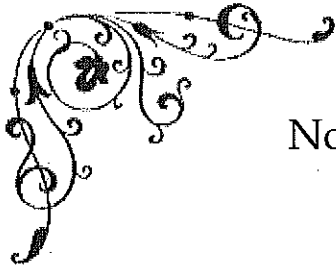


REPORTING OF EXECUTIVE SESSION:

Town Administrator Calvin Bonenberger read into the minutes the Executive Session held **November 5, 2014** at 6:30 PM on the 2nd floor of the Town Hall. A motion to open the meeting was made by Commissioner Warnick and seconded by Commissioner Authenreath. Present members of the elected body were Mayor Marion, Commissioners Authenreath, Scully, Walker and Warnick. A motion to hold Executive Session was made by Commissioner Warnick and seconded by Commissioner Authenreath and passed 4-0. As provided under the Maryland Open Meetings Act, the meeting was called for two reasons: item one Personnel and item seven to consult with counsel to obtain legal advice. The topics discussed were various personnel and legal issues. Others in attendance at the meeting were Town Attorney Jay Gullo, Kevin Karpinski, Insurance Company attorney, Police Chief Frances Peterson and Town Administrator Calvin A. Bonenberger, Jr. No actions were taken at the meeting. Motion was made to leave the Executive Session by Commissioner Warnick and seconded by Commissioner Scully. Motion carried 4-0. Motion was made by Commissioner Warnick and seconded by Commissioner Scully to seal the minutes. Motion carried 4-0. Motion was made to adjourn by Commissioner Walker and seconded by Commissioner Warnick. Motion carried 4-0. Meeting adjourned at 9:46 PM.

IN THE MATTER OF PUBLIC PRESENTATIONS:

Rising Sun Junior Football Champions: Mayor Marion explained the last minute cancellation of the Rising Sun Junior football champions who had been on the agenda for presentation of award certificates of merit. The Mayor apologized to those who had arrived earlier than the usual 7 PM meeting time. Arrangements will be made to present these certificates at their banquet in January.



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WILMAPCO (Wilmington Area Planning Council): Bill Swiatek, Senior Planner, presented the updated regional transportation plan for New Castle County, DE and Cecil County, MD. Their goals and objectives are to support sustainable economic development and goods movement, to efficiently transport people and to improve their quality of life.

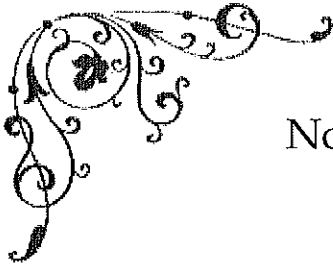
IN THE MATTER OF RESOLUTION 2014-11 EXPANSION OF THE ARTS COUNCIL:

Just two meetings ago, Commissioner Warnick had read the original resolution into the record. Tonight's updated Resolution 2014-11 expands the membership from three to five seats. Commissioner Warnick read the revised resolution and made a motion to accept this updated resolution. Commissioner Authenreath seconded the motion, which carried 4-0.

IN THE MATTER OF BUSINESS MEETING ITEMS:

Mayor Marion read into record the letter of resignation of Pauline Braun from the Ethics Committee which also included her interest in serving on the Planning and Zoning Board. Commissioner Authenreath reported that the Board supported this appointment. The Mayor accepted Pauline's resignation from the Ethics Board and requested a motion to appoint her to the Planning and Zoning Board. Commissioner Authenreath made a motion to install Pauline Braun on the Planning and Zoning Board. The motion was seconded by Commissioner Walker and carried 4-0. The Ethics Board will miss Pauline's good work on their team.

IN THE MATTER OF APPOINTMENTS TO THE ARTS COUNCIL:



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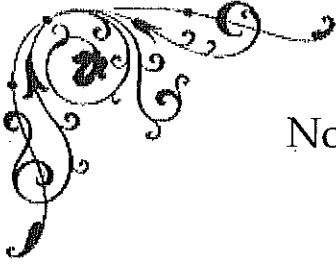
Commissioner Warnick explained the appointment of Ms. Leishear as chairperson to the Arts Council and her challenge to find four other members. Two of the positions will start as of tonight and run through June 30, 2017; the other two positions will run through June 30, 2016. The longer period of time for the initial terms will help the council become established. Mayor Marion put forth the following appointments: Nikki Elkins and Haley Miller for the initial term ending June 30, 2016; Melissa Hammond and Stephanie Watson for the term ending June 30, 2017. Commissioner Warnick made the motion to make these appointments as stated. Commissioner Scully seconded the motion which then carried 4-0.

IN THE MATTER OF A LEGAL UPDATE OF LEGAL BILLS:

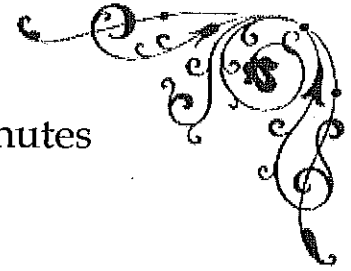
Commissioner Warnick submitted that ongoing litigation has resulted in additional legal expenses of \$3,800 outside the budget. Commissioner Warnick made a motion that the budget for the legal bills be increased by \$3,800 to pay the legal bills incurred to date due to the lawsuit by former Mayor Fisher and Mr. Braun. Motion was seconded by Commissioner Walker. The Town was initially under the impression that these legal issues were behind them when challenge number five was awarded. Motion carried 4-0.

IN THE MATTER OF CECIL BANK LETTER OF DEMAND FOR BRYAN'S GRACE:

Town Administrator Bonenberger stated that this land development project was completed in 2006. Bryan's Grace has never been dedicated because the developer did not complete the engineer's punch list after more than five years with repeated inspections. Cecil Bank holds the letters of credit and has notified us of their intention to declare them null and void. Since the Town does not need all of the money in the letters of credit, the Town put forth an estimate to the Bank. As provided for by law, a



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letter is drafted to the Bank in which the Town requests that the letters of credit be discharged to the Town. The Board of Commissioners would vote on the demand letter that would go under the Mayor's signature and would request that those funds be deposited to the Town's account. That money would be used to finish the roads, storm water basin, water and sewer lines. Commissioner Scully moved to approve this letter to Cecil Federal. Motion was seconded by Commissioner Warnick and carried 4-0.

IN THE MATTER OF CITIZENS' INPUT: None.

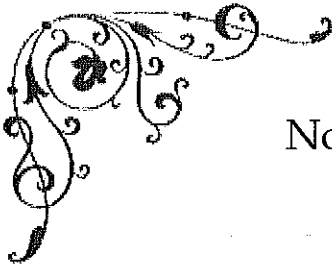
IN THE MATTER OF STAFF REPORTS: None.

Financials: Patricia Wagner presented the Balance Sheet and Income Statement of the Governmental Funds and Proprietary Funds for the period ended October 31, 2014.

Chief of Police:

- Chief Peterson reported that 501 calls for service were handled during the period of 10/28 to 11/25 with no notable trends. The Police Department has been painted and reorganized.
- The Chief has arranged for some sensitivity training with a trip to the Holocaust Museum in Washington, D.C.
- The Department is joining with other county agencies for Shop With A Cop. Approximately \$12,000 has been raised to facilitate this program.
- Project Child Safe provides free gun locks which are available in the lobby.
- Resignation of an officer has been received and a drafted job announcement will be listed in the local press in the next few days to backfill that position.

Town Administrator Bonenberger updated residents on several different items of staff involvement: carol sing on 12/2; decorating Town Hall; closed Thursday and Friday



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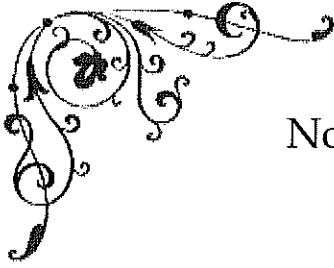
this week; weekly department head meetings; staff meetings every two months; County's (now discarded) idea for noise ordinance; Chamber meetings; Economic Development Seminar; meeting with Town Engineer after Thanksgiving regarding streets and sidewalks; yard waste pick up by Public Works on Mondays; storm drains cleaned by Public Works; Town Hall upkeep: cabinets, table, Christmas lights, replacing defective lights; cleaning town pavilion; cutting grass; clean up of leaves in parks and parking lot; color lights in Town; repair of pot holes; replacing street lights, making electrical repairs, replacing driveway apron on Pearl Street; winter preventive maintenance of pipes beneath water tower; replaced five fire hydrants; UV lights at sewer plant; testing brown water; utility billing; legwork for USDA and PNC financing, etc.

IN THE MATTER OF THE HISTORICAL PRESERVATION REPORT:

Mr. Mumey reported on the addition of Christmas decorations at the Western Auto store across the street; no formal report.

IN THE MATTER OF THE MAYOR'S REPORT:

- Attended Veterans' Day celebration at the Legion;
- Met with Conowingo and Rising Sun Elementary Schools to promote "If I were Mayor ..." contest.
- November is Municipal Government Month. A Proclamation is displayed in the lobby. As part of the MML Banner City Program, the elected body has pledged to honor the "No More" campaign, putting an end to domestic abuse and sexual assault.
- Met with a representative for Erin Merryn's book An Unimaginable Act, Overcoming & Preventing Child Abuse Through Erin's Law.



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- Attended Mayor's Drug Task Force with Commissioner Scully.
- Attended Cecil County Economic Development forum with Commissioner Warnick and Town Administrator Bonenberger regarding different grant opportunities and loan programs.
- Moving forward with property maintenance code.
- Met with Rising Sun High School to promote different activities.
- Shop Small on November 29 to honor small businesses.
- The Perryville Food Kitchen is collecting non-perishable food.

IN THE MATTER OF OLD BUSINESS: None

IN THE MATTER OF NEW BUSINES: None

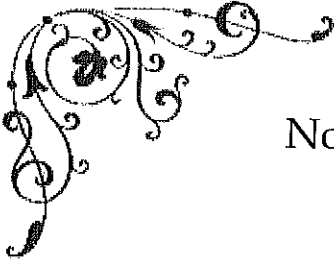
COMMISSIONERS' COMMENTS:

Commissioner Authenreath:

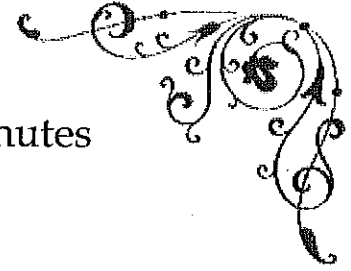
- A spreadsheet has been created to continue to update the response and action regarding street and sidewalk repairs mentioned in the article in the Cecil Whig.
- Welcome Pauline Braun to the Planning and Zoning meeting.
- The next scheduled meeting in December 15 at 6:30 PM. Work on the new Zoning Ordinance is nearly finished.

Commissioner Scully:

- Note the lapel pins worn by the Police Department and elected body for the "No More" campaign.
- A Face Book page has been launched sponsored by the Mayor and Commissioners to rise above domestic violence and addiction. Please note that as we approach



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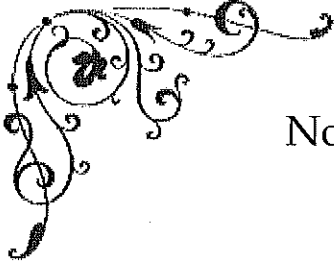
the holidays, these kinds of issues escalate. Make sure that our families are provided with support and are not alone.

Commissioner Walker:

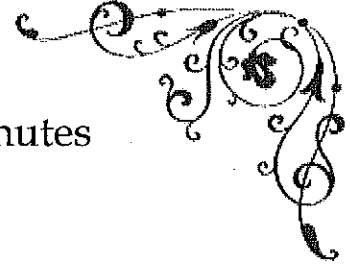
- Attended the USDA meeting last Monday with Town Administrator Bonenberger; remains optimistic about the deadline.
- The \$8 Million significantly reduces the interest on the PNC loan by having USDA take it over. \$5 Million remains available from PNC should the Town need it for completion of construction at the Waste Water Treatment Plant.

Commissioner Warnick:

- Met with the Arts Council on Sunday and has great appreciation for the enthusiasm and energy they are exhibiting.
- On behalf of the Arts Council, Commissioner Warnick yielded some time to Mrs. Leishear who thanked the Board for their support and the hard work of the group that has been recruited. They are meeting weekly, establishing by-laws, creating a logo, and working on an event calendar.
- Signed off on paperwork with the Boy Scouts for the projects at the Dog Park and Veterans' Park. A third scout may be helping to build the bridge and eighty feet of boardwalk.
- Some exploration work has been completed at Veterans Park for the trails and a meeting is planned with the County on the railroad portion.
- Attended the Economic Development Forum in Elkton; the Town will be moving ahead with the Sustainable Community designation.
- The Main Street program is another designation that will be considered.
- Talked to a representative from the American's Small Business Development Center to counsel residents who are interested in starting businesses.



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- Met with Rupert Rossetti from the Octoraro Watershed to discuss ways to reduce storm water runoff from several areas of Town.

The Mayor announced that a brief Executive Session will be held in his office to discuss personnel. That meeting will commence after adjournment and a brief recess.

With no other business to come before the Board, motion was made by Commissioner Warnick and seconded by Commissioner Scully to adjourn at 7:30 PM.

DECLARATION AND VERIFICATION OF AUTHENTICITY

I, Marsha J. Spencer, Clerk for the Town of Rising Sun, Maryland, do hereby 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 9th day of December 2014.

Respectfully submitted

Marsha J. Spencer
Town Clerk



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CERTIFICATE & TOWN SEAL

(STATE OF MARYLAND)

(COUNTY OF CECIL)

(TOWN OF RISING SUN)

Motion to approve the minutes made by Commissioner Jennifer Scully and seconded by Commissioner Allen Authenreath at the December 9, 2015 Town Meeting.

Motion passed 3-0.