



Commissioners of Leonardtown

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DANIEL W. BURRIS
Mayor

LASCHELLE E. MCKAY
Town Administrator

Commissioners of Leonardtown **Town Council Meeting Minutes** **May 12, 2014**

Attendees: Daniel W. Burris, Mayor
Leslie Roberts, Vice President
Thomas M. Combs, Councilmember
Hayden T. Hammett, Councilmember
J. Maguire Mattingly IV, Councilmember
Roger L. Mattingly, Councilmember

Also in attendance were: Teri Dimsey, Secretary; Laschelle McKay, Town Administrator; Rebecca Sothoron, Treasurer; DeAnn Adler, Plans Reviewer; Dick Myers, The BayNet; Nicole Clark, The Enterprise; Kay Pairo, County Times; Lynn Collier and Florence Collier, residents. A complete list of attendees is on file at the Leonardtown Town Hall.

Mayor Burris stated that today we have three newly elected Council Members to be sworn into service and asked Mr. Thomas Combs, Mr. Roger Mattingly and Mrs. Leslie Roberts to come forward.

Mayor Burris officially congratulated Mr. Roger Mattingly and Mrs. Roberts on being re-elected and welcomed Mr. Thomas Combs as a new Council Member. He asked them to raise their right hands and confirm their acceptance of the Oath of Office. They individually recited the Oath of Office, accepted and signed the Oath of Office.

Mayor Burris proceeded to take up the first item of business.

Mayor Burris stated that the first order of business was the Invocation and then the Pledge of Allegiance.

Mayor Burris remarked that Mr. and Mrs. Reynolds of Reynolds Pharmacy were present today and asked them to come forward to accept a proclamation from the Town Council. Mayor Burris read the proclamation which expounded on the 34 years of service the Reynolds provided the citizens of Leonardtown and wished them well in their retirement. Mayor Burris and Council thanked them and said that they will truly be missed.

Mayor Burris asked Mr. Collier to be come forward and presented him with a plaque from the Town Council and staff thanking him for his years of service to the Town as both a Council Member from 2006 to 2014 and a Member of the Planning and Zoning Commission from 2004 to 2006.

Mr. Collier thanked everyone.

Approval of Minute

Meeting minutes for the April 14, 2014 Town Council meeting were presented for approval.

Mayor Burris entertained a motion to accept the minutes as presented.

Councilmember Roger Mattingly moved to approve the April 14, 2014 minutes as presented; seconded by Councilmember Jay Mattingly; motion passed unanimously.

Treasurer's Report – Rebecca Sothoron

Ms. Sothoron reported that no money needed to be transferred in April between the Operating Account and the LGIP. Money has begun to be moved from Cedars Investments into Certificates of Deposit which completes the transfer to ensure our funds were fully collateralized.

We are 84% through the budget year. As we get closer to the end of the fiscal year we do anticipate, due to a few revenue items, that we will not meet budget. They are minor and we are expecting some large revenue items will provide us with a surplus so the net should be okay on the revenue side.

Since the March report, two invoices have posted in the Public Works department for snow removal. One was the cumulative bill for the salt provided by St. Mary's County and the other was the invoice from Bowles Farm. This will be covered with a Budget Amendment during today's meeting. Reminder notices were sent out for delinquent tax accounts.

The next big project is the trash contract transition which will be effective July 1, 2014. Also the ENR loans are tied to the construction bids and this will also be a priority.

Budget Amendment BJ05-14 – Appropriate Fund Balance for Snow Removal, Storm Drain and Sidewalk Repairs

This is to use \$70,906 from the fund balance to cover all these expenses.

Budget Amendment BJ06-14 – War of 1812 Additional Funding and Expenses

This is to bring the revenue and expense budgets in line with the additional revenue sources that have been received.

Councilmember Roberts moved to approve Budget Amendments BJ05-14 and BJ06-14 as presented; seconded by Councilmember Hammett; no further discussion, motion passed unanimously.

Planning & Zoning Report – DeAnn Adler

Last month's Planning and Zoning meeting was held on April 21, 2014 with two items on the agenda.

Case No. 20-13 A –The Marcey House Building, located on the west side of the hospital grounds at 41550 Doctors Crossing Road. This building now houses the Hospital's Educational Simulator, and the hospital is looking to expand the parking lot by 19 spaces to accommodate this new use. The Hospital was requesting approval of a concept plan and the P & Z Commission approved this plan.

The second item on the agenda was the approval of the Maryland Department of Planning's Annual Report for 2013. This year because we had less than 50 new residential building permits issued, I was able to do a very short version of the usual report. This report was approved by the P & Z Commission.

This month's meeting scheduled for May 19th has been cancelled as there are no cases to be heard this month.

Police Report – Mayor Burris

Mayor Burris noted that Deputy Smolarsky was unable to attend today's meeting but has provided a written report on her activities.

Ms. McKay remarked that Deputy Smolarsky met with the Leonard's Grant HOA regarding their traffic issues within their development and the HOA has said it was very beneficial.

Town Administrator Report – Laschelle McKay

Liquor License Letter of Support – The Rex – Mr. Kurley is in attendance today to answer any questions. Mr. Kurley is opening a new restaurant called "The Rex" and is requesting a letter of support for a Class B Restaurant License with On/Off Site Sales as well as approval for the outdoor seating.

Councilmember Roberts inquired if the Olde Towne Pub had the same type of liquor license.

Ms. McKay remarked that the Pub has a Tavern license with On/Off Sales.

Mayor Burris stated that with the new corking laws the restaurant is obtaining this type of license to follow the current State/County laws.

Mr. Kurley presented Council with a copy of their newly designed logo and menu.

Councilmember Roger Mattingly moved to approve sending a letter of support to the Liquor Board for The Rex; seconded by Councilmember Combs, no further discussion, motion passed unanimously.

Liquor License Letter of Support – St. Mary’s County Wine and Design

Ms. McKay reported that St. Mary’s County Wine and Design is requesting a Liquor License letter of support. Earlier this year, we worked on getting a new bill passed for Leonardtown for an art related business to be able to serve wine. Unfortunately, it did not make it out of committee this year. We were able to piggyback on a Hair Salon bill from Montgomery County which will take effect in July for the Hair Salon. But we do not have anything to cover our arts related businesses but we will attempt it again at the next session and hope to have it passed. In the meantime, St. Mary’s County Wine and Design will continue to operate under Quality Street’s Catering License. But we did find out that the landlord of the property can put a limit on the timeframe of a Tavern license. Mr. Chip Norris is the landlord of the property and has agreed to do that. Therefore, today’s request is for a Tavern License until September 2015 for St. Mary’s County Wine and Design as we continue to pursue the arts related license again next year. Their intent is to serve wine only, even though the license includes beer, wine and liquor.

Mrs. Jordan was also recently named the number one franchisee in February and March of 2014.

Councilmember Roberts moved to approve to send a letter of support for a Tavern License Class B, Beer, Wine and Liquor for St. Mary’s County Wine and Design to run through to September 2015 subject to the landlord writing in a limitation in the lease; seconded by Councilmember Combs, no further discussion, motion passed unanimously.

Award Survey Contract for (south) Washington Street

Ms. McKay reported that we received a grant from the Community Legacy to add sidewalks on the right-hand side of Washington Street as an economic development project that Council has placed in the budget. We would like to begin this work in the fall and we have found some conflicting information in regards to the plat and the deed, therefore, before we can go into design, we need to have a survey completed. A RFP was sent out to four Leonardtown surveyors, NG&O, Chesapeake Trails, Loiderman Soltesz Assoc, and LSR. Three proposals were received. NG&O for \$11,720, Soltesz for \$7,500 and LSR for \$6,350. We will need to bring a budget amendment forward next month for funding if we move forward with this project.

Councilmember Roberts moved to approve the awarding of the Survey Contract to LSR; seconded by Councilmember Jay Mattingly, no further discussion, motion passed unanimously.

Mayor’s Report

Mayor Burris reported that with the change of Council after elections, he will be reassigning Council reports. It would be beneficial with the upcoming ENR Upgrade to assign Council Member Combs with his construction and financial background. Streets and Roads will be merged with Safety and Emergency Preparedness under Council Member Jay Mattingly. The other assignments will remain the same.

Events – Roger Mattingly

Councilmember Mattingly thanked Ms. Fleming for an outstanding job organizing the events and providing such a detailed monthly report.

The Spring 2014 Beacon is out and was mailed to all the residents. During Earth Day we had some new activities join the kayaks at the Wharf, including free organic ice cream samples.

The 29th Annual Spring Fling Car Show had an impressive turnout of about 350 participating vehicles and an estimated 4,000 spectators. The Car Club’s raffle netted just over \$12,000 which will be divided among several local organizations, including Hospice which took in \$2750.00 in donations.

Ritmo Cache, CSM’s Latin Ensemble was on the Square for Merry Go Round Leonardtown First Friday on May 2. They were joined in the Square by the Charles County Carousel Group who have distributed over 15 hand-carved, hand-painted carousel animals to businesses around Town. The animals will stay on display through the month of May. Kudos to Ellen Lewis of Crazy for Ewe for introducing the ideas and coordinating the event with the First Friday Committee.

The Raiders and Invaders event is gaining momentum as magazine and video advertising is being distributed. We are anticipating at least 12,000 – 15,000 visitors for the event itself, and perhaps more over the course of the weekend. Our newest addition to the Festival is the Maryland Historical Society’s Flag Project – a life-size, 30’ x 42’, hand-stitched replica of the Star Spangled Banner that flew over Fort McHenry.

Upcoming Events of Interest/Meeting Reminders:

<u>Date</u>	<u>Time</u>	<u>Event/Meeting</u>
Wednesday, May 14	11:30 AM	2014 Business Showcase & Awards Luncheon So. Maryland Higher Education Center
Saturday, May 17	12:00 Noon	Cystic Fibrosis Walk @ Leonardtown Wharf
Saturday, May 24	6 – 9:00 PM	Downtown Tunes with Gretchen and Randy Richie and Higher Standards
Monday, May 26	HOLIDAY	Memorial Day - Offices Closed
Wednesday, May 28	5:30 PM	Business After Hours @ The Seafruit Oyster House 16129 Piney Point Road, Piney Point
Sunday, June 1	8:00 AM – 5:00 PM	Bicycle Criterium in Town Square
Friday, June 6	5:00 PM	Raiders and Invaders First Friday
Saturday, June 7	12:00 NOON – 6:00 PM 6:00 PM – 10:00 PM	Raiders & Invaders Weekend Festival The British Invasion Concert at the Wharf

Upcoming Events of Interest/Meeting Reminders:

<u>Date</u>	<u>Time</u>	<u>Event/Meeting</u>
Sunday, June 8	All Day	Raiders & Invaders Weekend Excursions Throughout the County
Friday, June 13	8:30 AM	LBA Meeting @ TBD
Saturday, June 14	6:00 PM	Flag Day Celebration @ Governmental Center
Saturday, June 14 <i>Rain Date Sunday, June 15</i>	6:00 PM	Crab Festival @ SMC Fairgrounds
Tuesdays, June 17 & 24 Tuesdays, July 15 & 22	6:45 PM	Twilight Series @ CSM - Leonardtown

Community Development and Strategic Planning - Hayden Hammett

Councilmember Hammett reported that there are about 30 more homes yet to be built in Leonard's Grant. Clark's Rest is underway along with the Capt. Walter Duke Elementary School. The Port of Leonardtown restrooms are just about complete in time for summer.

SMMA Update - Councilmember Roberts reported that the next SMMA meeting is Wednesday, May 14 and she will be attending along with Councilmember Roger Mattingly and Jay Mattingly. The MML Convention is coming up early this year on June 8 through 11 and the first one she is unable to attend as they moved it up due to the primaries. Once Councilmember Jay Mattingly completes his final course at the MML Convention there will be three Council Members who will have graduated from the Academy for Excellence in Local Governance: Roger, Jay, and me.

Safety and Emergency Preparedness – Jay Mattingly

Councilmember Mattingly reported that he notified the Fire Department and Rescue Squad regarding the water/sewer issue in Leonard's Grant and the road being narrowed down to only one lane access at the time. He spoke with a resident of Leonard's Grant who spoke highly of Deputy Smolarsky and her interaction with the residents regarding the traffic issues within their development.

Councilmember Combs remarked that prior to elections he spoke with many of the residents within Leonard's Grant and they had commented about the traffic problems and how they were being addressed with Deputy Smolarsky. He also remarked that he has a lot to learn but also has a lot of experience to offer the Town and looks forward to working with the Mayor and fellow Council Members.

Mayor Burris reminded everyone that he will be available for discussion after the close of the Executive Session and entertained a motion to adjourn the regular meeting into Executive Session for personnel discussion.

Councilmember Hammett moved to adjourn the regular meeting at 4:55 p.m. and move into Executive Session; seconded by Councilmember Roberts, motion passed unanimously.

At 5:10 p.m. Councilmember Hammett motioned to re-open the regular meeting; seconded by Councilmember Combs, motion passed unanimously.

Mayor Burris entertained a motion to approve items discussed in Executive Session.

Councilmember Roberts moved to approve items as discussed; seconded by Councilmember Roger Mattingly, motion passed unanimously.

Councilmember Roberts moved to adjourn the regular meeting at 5:15 p.m.; seconded by Councilmember Hammett, no further discussion, motion passed unanimously.

Respectfully Submitted:

Teri P. Dimsey

Approved:

Daniel W. Burris, Mayor

Leslie E. Roberts, Vice President

Thomas M. Combs, Councilmember

Hayden T. Hammett, Councilmember

J. Maguire Mattingly IV, Councilmember

Roger L. Mattingly, Councilmember