

## MINUTES

### COSM

#### Commissioners

#### COSM Work and Legislative Session

Tuesday, May 14, 2019, 6:00 pm - 8:00 pm  
Edgar M Bosley Jr. Municipal Admin Building  
300 Mill Street; PO Box 206  
St. Michaels, MD 21663

- I.

Call to Order - Pledge of Allegiance

- President Boos convened the combined working and legislative session of the Commissioners of St. Michaels in the meeting room of the Edgar M. Bosley, Jr. Municipal Building, 300 Mill Street, St. Michaels, Maryland at 6:00 p.m., and the Pledge of Allegiance was recited. Present were Commissioners Bill Boos, Joyce Harrod, Jaime Windon, and Michael Bibb, Town Manager Jean Weisman, Legislative Clerk Suzanna Warnick, and approximately 38 members of the public.

- II.

Agenda Amendments

- III.

Nomination, Vote and Appointment of Successor Commissioner

- President Boos said the tonight's first order or business for the Commissioners was the nomination vote and appointment of Successor Commissioner to serve out the unexpired term of Michael Gorman for the period of May 14, 2019 until the second Tuesday in the month of June following the 2020 election of Commissioners.

- 

Resolution 2019-02 - Appointment of Successor Commissioner

- A RESOLUTION OF THE COMMISSIONERS OF ST. MICHAELS TO ADOPT A SUCCESSOR TO SERVE THE UNEXPIRED TERM OF MICHAEL GORMAN AS TOWN COMMISSIONER UNTIL THE SECOND TUESDAY IN THE MONTH OF JUNE FOLLOWING THE 2020 ELECTION OF COMMISSIONERS
- President Boos said that, after deliberations, the Commissioners had decided to make an offer to Dennis Glackin, having unanimously agreed Mr. Glackin was an excellent choice. He then called upon Mrs. Warnick, who read the title of Resolution 2019-02 into the record as noted above. President Boos

acknowledged and welcomed Dennis Glackin and made a motion to adopt Resolution 2019-02 as presented. Commissioner Michael Bibb seconded it, and the motion passed on a roll call vote of 4-0 in favor.

- 

Swearing in of Dennis Glackin

- President Boos administered the Oath of Office to Dennis F. Glackin, who then took his place on the dais.
- IV.

Announcements from COSM and Staff

- Mrs. Weisman said that the Public Works crew was continuing work on the replacement of trees on Talbot Street and the installation of tree grates. Mrs. Weisman said the 200 block of Talbot Street was complete and this week the crew was working on the two tree locations in front of Pizazz and Chesapeake Bay Traders. She added that next week, the crew will tackle the trees in front of Carpenter Street and the Bistro Restaurant and possibly in front of the former Acme, depending on the construction progress there. The power company's pole installations along the Nature Trail are complete, with the final part of the project being the replacement of the trail near the last unsightly pole, and the section of the Trail at the end of Grace Street which was damaged during the work. Mrs. Weisman said that Land's End was in St. Michaels over the weekend shooting their fall catalog. Mrs. Weisman also noted that, with the appointment of Dennis Glackin as a Commissioner, the Town now had a vacancy on the Planning Commission, and there was also one vacancy on the Waterways Advisory Board. She said anyone interested should submit a letter of interest by May 31st. Commissioner Bibb provided an update on the Boy Scout Cabin construction, which should be complete in June. Commissioner Bibb also noted that the new YMCA opens on June 1st., with a dedication on June 10th. Commissioner Harrod reminded everyone that the Running Festival was this weekend upcoming. Commissioner Glackin said the Planning Commission was continuing its schedule of Zoning Code re-write workshops, noting that the next meeting was at 1:30 on May 21st in the Town Office. Commissioner Glackin said he intended to remain involved in the workshops.

Commissioner Boos read the following statement into the record: "On April 10th of this year I was served a copy of a complaint and a request for hearing of the St. Michaels Ethics Commission against me as a Commissioner of St. Michaels. The cover letter from the Baltimore law firm of Kraeman Graham said that they were writing on behalf of an LLC known as the St. Michaels Action Committee, with John Novak named as resident agent. The letter stated that they hoped it would not have to be filed with the Ethics Commission and that I was to call Mr. Novak presumably to find out what I had to do to avoid the filing. Needless to say, they had to file and they did. To sum up the complaint, it

said that I had violated my duty as a Commissioner and I had failed to recuse myself from actions regarding the CBMM (Chesapeake Bay Maritime Museum). Well, I have never had a relationship with the Museum unless a membership my wife and I have counts, and I procured an advisory opinion recently from that same Commission and was fully cleared of any conflict of interest. Apparently that was not enough. The Commission met with the Town Attorney and they decided not to hold a hearing and they dismissed the complaint on May 2nd. The final sentence of the dismissal reads, and I quote 'wherefore, based on the foregoing, we hereby determine the complaint does not merit further proceedings and ordered that the complaint be, and hereby is, dismissed.' Hopefully this puts this to rest once and for all, and I'd like to say that I respect people's rights to hold their government accountable - I believe in that with all my heart - and I will continue to assume that those actions that were taken were well intentioned, and not frivolous or malicious."

- V.

#### Comments from the Public

- President Boos asked if there were any other comments from the Commissioners or the public. Mary Lou McAllister of Mulberry Street said she was part of an action committee also - St. Michaels in Bloom - and that the parent organization, America In Bloom, was coming to evaluate St. Michaels on June 16-18th and she hoped that everyone will take part in their visit. Tad DuPont of Locust Street reported that the driver's education program at the Motor Museum was in its second week.

President Boos then acknowledged John Novak of W. Chew Avenue, who said, "Commissioner Boos, thank you for your very accurate statement and you're completely correct that to date that has been the activity. Thank you very much."

Jim Fulton of Cherry Street said that the Historic District Commission continues its deliberative re-write of the Historic Guidelines and will have a workshop tomorrow afternoon, May 15th from 4 to 5 p.m. to review the ongoing draft.

Kristin Greenaway encouraged everyone to take advantage of Community Day at the Museum this Saturday with free admission and access to the Museum for the day.

Marion Brown of Water Street said she wanted to thank Dennis Glackin for stepping up to fill the Commissioner's position and that his background and qualifications will be of great benefit to the Town.

President Boos thanked everyone for their comments.

- VI.

## Consent Agenda for Minutes, Department Reports and Event Permits

### Minutes

- April 10, 2019 - COSM Regular Work & Leg Session

April 22, 2019 - COSM Special Work Session

### Department Reports for April 2019

- Police

Finance

Planning and Zoning

Public Works

Administrative

Communications and Marketing

- •

### Event Permits

- -- Application for Public Event from National Multiple Sclerosis Society for a Raise Awareness Fundraiser Bike Ride for MS Society on June 15 and 16, 2019 from 7am to 3pm, for approx. 500 attendees over the 2 days

-- Applications for 3 Public Events from St. Lukes UMC for fundraising for the church and community outreach programs, all held on church property:

1. Strawberry Festival on June 1, 2019, from 10am to 4pm, approx. 200 attendees;

2. Peach Festival on July 6, 2019, from 10am to 4pm, approx. 200 attendees;

3. Apple Festival on October 5, 2019, from 10am to 4pm, approx. 200 attendees.

- As there were no comments or changes to the Consent Agenda, President Boos called for a motion to approve the Consent Agenda as presented, including minutes and departmental reports for April 2019 and event permits as noted above. Commissioner Bibb made the motion, which was seconded by Commissioner Harrod and which then passed on a roll call vote of 5-0 in favor.

- 
- VII.

#### Bids and Contracts

- Delmarva pole barns
- 

#### Pole Barn Bids

- Mrs. Weisman said the Town had received two bids for the pole barn to be installed on the Public Works shop property - one from Delmarva Pole Building Supply Inc. in the amount of \$43,214 and another from Fetterville Sales in the amount of \$37,140. Mrs. Weisman said Public Works Director Jeff Richardson recommends the bid from Delmarva Pole Building Supply Inc. because of lifetime warranties and a better construction plan for the cement base. Mrs. Weisman noted that Mr. Richardson believes the Town would benefit from a longer lasting structure. Mrs. Weisman said that Town has budgeted \$60,000 for this project. President Boos made a motion to approve the recommended bid from Delmarva Pole Building Supply Inc. in the amount of \$43,314, and Commissioner Windon seconded it. President Boos then called for discussion. Commissioner Bibb said he supported the choice, noting that he had worked with Delmarva and the \$6,000 difference was insignificant compared to the long term value of superior construction. The motion to approve the bid from Delmarva Pole Building Supply Inc. in the amount of \$43,214 was passed on a roll call vote of 5-0 in favor.
- VIII.

#### Items for Discussion

- 

#### Canton Street Request

- Mrs. Weisman said that Mr. Michael Wood is the owner of 108 Miles Avenue, which is a "paper street", and the only access is through Canton Street. Mrs. Weisman said the Miles Avenue currently receives no Town services. President Boos said that the Town had concerns about wetlands, and asked Mr. Wood what he was actually requesting. Mr. Wood said he wanted to obtain a building

permit to build on the property and wanted to improve the portion of road leading to his property. Responding to a question from Commissioner Glackin, Burry Parker, Attorney for Mr. Wood, said Mr. Wood would like the Town to improve the road access, but should the Town decide not to do that, would the Town allow Mr. Wood to improve the 100 feet of access to join up with the existing gravel road. After some additional discussion, the Commissioners agreed they needed additional information to make a decision, including confirmation of whether the street is a Town or a "paper" street, and does the Town have responsibility for improving it. The Commissioners said they also needed to visit the site to get a better understanding of the situation.

- 
- 

#### Flag Contest

- Mrs. Weisman said ballots to vote for one of four designs for a Town Flag were sent out in April via Constant contact email, and with ballots placed in the Post Office, library, and on the Town's website. Mrs. Weisman said there were 103 in-town votes and 24 out-of-town votes were received, but the out-of-town votes were not counted in the tally. Mrs. Weisman said flag design no. 1, which is the museum flag, received 39 votes, design no 2 -16 votes, design no. 3 - 32 votes, and design no. 4 received 16 votes. Mrs. Weisman said that Jeff Fones, President of the St. Michaels Museum, had given permission for the Town to use the Museum flag as the Town flag and was willing to work with the Town to make that arrangement, and Mr. Rollow of Water Street offered to provide legal guidance on licensing intellectual property. The Commissioners directed staff to obtain the legal parameters by the next Commissioners' meeting, and authorized Mr. Rollow to meet with Mr. Fones to work out a conditional approval of flag design no. 1, which could then be reviewed by the Town's attorneys. Commissioner Glackin suggested that the name of the Town be added to the design and the Commissioners agreed. President Boos then made a motion to approve flag design no. 1 as discussed, subject to the St. Michaels Museum granting the Town legal approval in perpetuity to use it. Commissioner Bibb seconded it, and the motion passed on a roll call vote of 5-0 in favor.

- 
- 

#### Meeting Day Change

- President Boos said that in order to accommodate summer schedules, the Commissioners agreed to temporarily move their regular meeting to the second Tuesday of the month effective until the May 2020 election. President Boos made the motion, which was seconded by Commissioner Bibb, and which passed on a roll call vote of 5-0 in favor.

- 
- 

#### New Town Office High Performance HVAC Considerations

- Mrs. Weisman said the architects at Manns Woodward need some information from the Commissioners on the extras they wanted in the new building design, such as energy efficiency systems consultants, high performance building consultants, and commissioning, which the Commissioners had asked them to get pricing for at the last meeting. Mrs. Weisman said the energy consultant would cost about \$8,000 and the high performance building consultants \$9,000. After some discussion, the Commissioners agreed that what the architects were proposing was acceptable except for commissioning, and that they would work with a local installer for advice on solar systems. The Commissioners agreed to meet with the architects any time they needed direction on these matters.
- IX.

#### Commissioners Calendar

- The Commissioners discussed changes and additions to their agendas for meetings in June and July. Commissioner Boos said he wanted to calendar a discussion of increased security for the Town's big events. The Commissioners also changed their June meeting to June 18th instead of the 11th to accommodate Commissioners' schedules, and set Monday, June 3rd at 6 p.m. for a meeting with the businesses regarding sidewalks.
- X.

#### Comments from the Commissioners

- Commissioner Glackin thanked everyone for their confidence.

There were no additional comments.

- XI.

#### Announcement of Future Meetings

- May 21 2019 - open meeting with residents, business owners on S. Talbot Street, pertaining to improvements along sidewalks (Date and Time to be determined)

June 12 2019 - 6:00 - Town Office - COSM Regular Work and Legislative Session

- XII.

#### Adjournment

- The meeting was adjourned at 7:15 p.m.

