

Council of the Town of La Plata  
La Plata Town Hall  
Tuesday, November 22, 2011, 7:00 p.m.  
Business Meeting

Present: Mayor Roy G. Hale, Councilman R. Wayne Winkler, Councilman C. Keith Back, Councilwoman Paretta D. Mudd, Councilman Joseph W. Norris; Daniel J. Mears, Town Manager; Danielle Mandley, Town Clerk

Town Staff: Robert W. Oliphant, Treasurer; Cassin B. Gittings, Chief, La Plata Police Department; Frederick C. Sussman, Town Attorney

Minutes:

*Pursuant to the requirement of Annotated Code of Maryland State Government Article Section 10-509(c)(2), these statements are included in these minutes:*

*A closed session of the Council of the Town of La Plata was held at 7:31 PM, Tuesday, November 15, 2011, in the La Plata Town Hall.*

*Present: Councilman R. Wayne Winkler, Councilwoman Paretta D. Mudd, Councilman Joseph W. Norris; Daniel J. Mears, Danielle Mandley.*

*On a motion made by Councilman Norris, seconded by Councilman Winkler, and by unanimous consent of the members present, the session was closed. The authority under which the session was closed was Annotated Code of Maryland State Government Article Section 10-508(a)(8) Consult with staff, consultants, or other individuals about pending or potential litigation. The purpose of the meeting was to discuss a petition for judicial review. Action: None taken. The meeting was adjourned at 8:30 p.m.*

Mayor Hale called the meeting to order at 7:00 PM, and then led the Pledge of Allegiance.

#### Approval of October, 2011 Minutes

Councilman Winkler moved to approve the minutes of the October 11 work session, October 18 work session, and October 25 business meeting. \_Councilman Norris seconded the motion and it passed unanimously.

#### Petitions, Communications, Appearances and Public Forum

##### 1. Public Forum

Tom Hinman, 1416 East Patuxent Drive, spoke regarding concerns of non-compliance with ADA requirements for certain Town businesses, and requested that new construction meet all requirements. Mr. Mears responded that the planning and inspection staff are currently

reviewing the situation and that the Town received stimulus funds that were used to fix curb cuts in the Town.

Jim Jarboe, 9270 Crescent Lane, spoke regarding the petition for referendum that was submitted to the Town, and concern with the administrative review process.

2. La Plata Police Department (LPPD) monthly report – Chief Gittings

Chief Gittings reported on the department's activities during the month of October 2011

Chief Gittings also reported on the success of the Veteran's Day Parade, the participation of the department in the Toys for Tots Program, and that he attended the International Association of Chiefs of Police Conference.

3. La Plata Volunteer Fire Department monthly report

Fire Chief Matt Gilroy reported on the activities of the department during the month of October 2011.

Chief Gilroy also reported on safety campaigns and upcoming events.

► **Legislation** [None]

► **Unfinished Business** [None]

► **New Business**

- Heritage Green Development: Request for extension of Phase 2 Traditional Neighborhood Development Designation (TND)

Mr. Mears briefly described the request to extend the TND approval for Phase 2 of the Heritage Green Development.

Councilman Back moved to approve the extension of Traditional Neighborhood Development Designation for Phase 2 of the Heritage Green Development, until November 9, 2012. Following discussion, where Councilman Winkler requested information on the number of extensions that may be granted, Mr. Mears responded that the Town Council may extend the designation one (1) time for up to an additional twelve (12) months. Councilman Norris seconded the motion and it passed by unanimous vote.

- Motion for a Closed Session

Councilman Norris moved to conduct a closed session, pursuant to *Annotated Code of Maryland* Section §10-508(a)(7) Consult with counsel to obtain legal advice.

Subject: 1. Pending Litigation

## 2. Petition for Referendum

Councilman Winkler seconded the motion. Roll call vote Councilman Winkler, Councilman Back, Councilwoman Mudd, Councilman Norris, and, Mayor Hale voted aye. The motion passed by unanimous vote.

- Commission Reports

Councilman Norris reported on the Design Review Board's review of a pylon sign for La Plata Village Square.

Councilwoman Mudd reported on the Beautification Commission meeting to discuss Beautification Grant Applications and the Holiday decorating, scheduled for December 1.

Councilman Back reported on the Planning Commission review of the Charles County Comprehensive Plan.

Councilman Winkler reported on the Parks and Recreation Commission discussions to form a budget, and the review of parks included in the Heritage Green development.

Mayor Hale reported that the La Plata Business Association did not meet, the success of the Veteran's Day Parade, and the upcoming December events.

Councilman Winkler moved to adjourn the business meeting at 7:37 p.m. Councilman Norris seconded the motion and it passed by unanimous consent.

Submitted by:

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Danielle Mandley, Town Clerk