

Council of the Town of La Plata
Town Hall, La Plata, Maryland
Regular Meeting – 7:00 PM
June 23, 2009

Present: Mayor Roy G. Hale, Councilman R. Wayne Winkler, Councilman C. Keith Back, Councilman Joseph W. Norris; Daniel J. Mears, Town Manager; Judith T. Frazier, outgoing Town Clerk; Danielle Mandley, incoming Town Clerk

Town Staff: Robert W. Oliphant, Treasurer; Lt. Wayne Wathen, La Plata Police Department

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

A closed session of the Council of the Town of La Plata was held at 8:56 PM, Tuesday, June 16, 2009, in the La Plata Town Hall.

Present: Mayor Hale, Councilmen Winkler, Back, Mudd and Norris; Daniel J. Mears, Town Manager; Michelle D. Miner, Assistant Town Manager; Danielle Mandley, incoming Town Clerk; Robert W. Oliphant, Treasurer

On a motion made by Councilman Back, seconded by Councilman Norris, 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)(3) – Consider the acquisition of real property for a public purpose and matters directly related thereto. The purpose of the meeting was to discuss acquisition of property for parkland. The Town Council agreed to schedule another closed session on June 23, 2009, to continue the discussion. The meeting adjourned at 9:40 PM.

Minutes:

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

Approval of May minutes

Councilman Norris moved to approve the minutes of the May 11 special meeting – Organization of the Council, May 12 special meeting, May 12 work session, May 19 joint meeting with County Commissioners and Town of Indian Head and work session, and May 26 regular meeting. Councilman Winkler seconded the motion and it passed by unanimous vote.

Treasurer's Report

Mayor Hale acknowledged receipt of the Treasurer's Report dated May 31, 2009.

Petitions, Communications, Appearances and Public Forum

Proclamation – Neighborhood Speed Awareness Month – August 2009

Mayor Hale read a Proclamation declaring August 2009 as Neighborhood Speed Awareness Month.

Public Forum (No speakers.)

La Plata Police Department (LPPD) monthly report – Lt. Wathen

Lt. Wathen reported on the department's activities during the month of May, 2009.

Lt. Wathen also reported that the department (1) assisted with the Project Graduation events; (2) increased bicycle patrols; and (3) assisted at the end of school party in Phoenix Run. In response to a question from Councilman Winkler, Lt. Wathen advised he would check with the County regarding whether they are planning to install a traffic signal at Talbot Street.

Legislation

Ordinance 09-9 ICMA Retirement Corporation Retirement Plan (For Adoption) – For the purpose of establishing a money purchase retirement plan (the "Plan") to be administered by ICMA Retirement Corporation ("ICMA-RC"); authorizing the Assistant Town Manager of the Town of La Plata to be coordinator for the Plan; authorizing the Chief Executive Officer of the Town of La Plata to execute and deliver on behalf of the Town of La Plata all necessary agreements with the ICMA-RC incidental to administration of the Plan; and all matters relating to said Plan.

Mr. Mears provided a brief explanation of the purpose of Ordinance 09-9.

Councilman Back moved to adopt Ordinance 09-9. Councilman Winkler seconded the motion and it passed by unanimous vote.

Emergency Ordinance 09-10 Extension of Temporary Moratorium on Enforcement of Certain Sign and Fee Regulations (For Introduction and Consideration of Adoption) – For the purpose of extending temporary moratoria, for a certain duration of time, upon the enforcement of certain regulations regarding the placement, location and duration of certain temporary signs in the CB, CBT and CH zoning districts, and upon the payment of certain fees for the issuance of certain sign permits; providing for the effective date of this Ordinance and the termination of the moratoria established by this Ordinance; and all matters generally related to the extension of a temporary moratorium upon the enforcement of certain regulations relating to certain temporary signs in the Town of La Plata.

Mr. Mears provided a brief explanation of the purpose of Ordinance 09-10.

Councilman Back moved to suspend the provisions of Town Charter § C6-4 Ordinances, to adopt this as an emergency ordinance. Councilman Winkler seconded the motion and it passed by unanimous vote.

Councilman Winkler moved to adopt Emergency Ordinance 09-10. Councilman Norris seconded the motion and it passed by unanimous vote.

Resolution 09-4 McCrone, Inc. Contract for Willow Lane Stimulus Project Engineering Work (For Introduction and Consideration of Adoption) – For the purpose of hiring a firm to serve as the Town of La Plata’s (the “Town”) engineer and construction manager on the Willow Lane Pump Station and Force Main project.

Mr. Mears provided a brief explanation of the purpose of Resolution 09-4.

Councilman Norris moved to adopt Resolution 09-4. Councilman Winkler seconded the motion and it passed by unanimous vote.

Unfinished Business (None.)

New Business

Budget transfers

Mr. Mears noted that Mr. Oliphant presented the requested amendments to the FY09 Budget at the June 16 work session and that the document titled “Town of La Plata, Maryland, FY09 Budget Transfers” was included in their meeting packets.

**Town of La Plata, Maryland
FY09 Budget Transfers**

Budget Transfer Amount	From				To			
	Function	Expenditure Class	Budget before Transfer	Budget after Transfer	Function	Expenditure Class	Budget before Transfer	Budget after Transfer
5,000	Legislative	Operating	51,300	46,300	Legislative	Personnel	52,859	57,859
20,000	Administration	Operating	71,900	51,900	Legal	Operating	50,000	70,000
15,000	General Services	Capital Outlay	129,000	114,000	General Services	Operating	482,800	497,800
10,000	General Services	Capital Outlay	114,000	104,000	General Services	Personnel	163,071	173,071
2,500	Financial Administration	Operating	99,100	96,600	Public Safety	Operating	8,500	11,000
30,000	Public Works Administration	Capital Outlay	1,000,000	970,000	Public Works Administration	Operating	119,000	149,000
32,000	Public Works Administration	Capital Outlay	970,000	938,000	Public Works Administration	Personnel	74,045	106,045
2,000	Farmer's Market	Operating	4,000	2,000	Farmer's Market	Personnel	3,768	5,768

Councilman Norris moved to amend the FY09 Budget as presented by the Treasurer and as outlined in the document titled "Town of La Plata, Maryland, FY09 Budget Transfers". Councilman Back seconded the motion and it passed by unanimous vote.

Appointments to boards and commissions

Councilman Back moved to reappoint Judy Hamilton, Joann M. Baierlein and Steve Urso to 4-year terms on the Design Review Board; appoint David Gallagher to a 2-year term as Vice Chairman of the Design Review Board; and to reappoint Debra W. Posey to a 2-year term as Alternate member on the Planning Commission. Councilman Winkler seconded the motion and it passed by unanimous vote.

Motion for closed session

Councilman Norris moved to conduct a closed session, pursuant to *Annotated Code of Maryland* Section 10-508(a)(3) – Consider the acquisition of real property for a public purpose and matters directly related thereto. Councilman Winkler seconded the motion. Roll call vote: Mayor Hale and Councilmen Winkler, Back and Norris voted aye. Motion carried by unanimous vote.

Commission Reports

Councilman Norris reported on topics discussed at the Design Review Board's June 3 meeting.

Councilman Back reported on topics discussed at the Planning Commission's June 2 meeting and noted that hearings on the 2009 Comprehensive Plan and Comprehensive Rezoning Map would be held by the Planning Commission on July 7 and by the Town Council on July 28.

Councilman Winkler reported that the Parks and Recreation Commission has not met since his last report. Councilman Winkler also reported that he met with the chairman of the Parks and Recreation Commission, and that the chairman and he would like to meet with Mayor Hale to discuss the role of the Parks and Recreation Commission.

Mayor Hale reported on the Friday evening concerts and complimented the landscaping and new benches on the Town Hall lawn.

There being no further business, Councilman Back moved to adjourn the meeting at 7:23 PM. Councilman Norris seconded the motion and it passed by unanimous vote. Following a short break, the Council moved into closed session.

Submitted by:

Judith T. Frazier
Town Clerk