

**City of Aberdeen Council Meeting
September 27, 2010**

Present: Mayor Bennett, Councilwoman Elliott, Councilman Garner,
and Councilwoman Young

Absent: Councilwoman Landbeck

Also Present: Douglas Miller, City Manager
Phyllis Grover, Director of Planning and Community Development
Matthew Lapinsky, Director of Public Works
Chief Randy Rudy, Aberdeen Police Department
Opiribo Jack, Director of Finance
Monica Correll, City Clerk
Doris Manner, Recording Secretary

Mayor Bennett called the meeting to order at 7:00 p.m. in the Council Chambers. The prayer was led by Pastor Melvin Taylor, Word of Faith Outreach Ministries and the Pledge of Allegiance was led by Councilwoman Young.

A motion was made by Councilwoman Elliott and seconded by Councilman Garner to approve the minutes of the September 13, 2010, meeting as submitted.

The motion passed with a vote of 4 – yes, 1 – absent.

**Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and
Councilwoman Young**

Absent: Councilwoman Landbeck

PRESENTATIONS:

1. Proclamation in Recognition of Family Day

Mayor Bennett read the proclamation declaring the fourth Monday in September as the “Day to Eat with your Children”. It is a known fact that families who eat meals with their children have less incidents of alcohol and drug abuse. He urged everyone to make eating together as a family a regular happening.

PUBLIC HEARINGS: None

PUBLIC COMMENT: None

LEGISLATIVE SESSION:

1. Resolution No. 10-R-15, The Upper Chesapeake Health Foundation/Boys & Girls Club Project (For Introduction and Adoption)

Mayor Bennett introduced and read Resolution No. 10-R-15 to support and acknowledge a project to promote nutrition education and increased physical activity to help combat childhood obesity in our community.

A motion was made by Councilman Garner and seconded by Councilwoman Young to approve Resolution No. 10-R-15, the Upper Chesapeake Health Foundation/Boys & Girls Club project.

The motion was passed with a vote of 4 – yes and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and Councilwoman Young

Absent: Councilwoman Landbeck

Mr. Tory Pierce, President of the Boys & Girls Club of Harford County, thanked everyone for their continued support.

Mayor Bennett mentioned that the City of Aberdeen is one of the first municipalities in the State of Maryland to be involved with the First Lady’s Obesity Program for young people.

2. Ordinance No. 10-O-15 Special Retirement Program (For Adoption)

A motion was made by Councilwoman Elliott and seconded by Councilman Garner to approve Ordinance No. 10-O-15, Special Retirement Program.

Mayor Bennett offered a motion to amend Ordinance No. 10-O-15, to add: “If the retiree has dependent children at the time of retirement, the City shall pay the cost of the retiring employee’s dependent children, until age twenty-one (21) or until age twenty-seven (27) if the dependent child is a full time college student, or when that dependent child is covered under another health insurance plan, in the same manner that it pays for the retiring employee.” The motion was seconded by Councilwoman Young.

The motion on the amendment was passed with a vote of 4 – yes and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and Councilwoman Young

Absent: Councilwoman Landbeck

The main motion was presented for the vote to approve Ordinance No. 10-O-15, Special Retirement Program as amended.

The main motion was passed with a vote of 4 – yes and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and Councilwoman Young

Absent: Councilwoman Landbeck

BUSINESS OF THE CITY:

1. Unfinished Business – None
2. New Business – None
3. Business from the Director of Planning & Community Development

A. Preliminary Subdivision Plan, Beards Hill Plaza, Lot 9

Ms. Grover noted that Lot 9 is located off Beards Hill Road and Route 22. Lot 1 consists of 20 acres and will be reduced in size for this subdivision. There is an existing shopping center on Lot 1. The Planning Commission gave a favorable recommendation for this project at their August meeting.

Mr. Jerry Powell and Mr. Tory Pierce with Frederick Ward Associates were present. Mr. Powell stated that the subdivision of Lot 1 would create Lot 9 for B-3 use. This use includes day care, hair salon, furniture salon, etc. There is access off of Middleton Road and secondary access behind the shopping center. The owner will extend the road when the building permit is issued. The 2010 Storm Water Management requirement will be met. All suggested comments by DPW and the City Staff have been addressed.

Councilwoman Young asked if all Middleton Road problems have been solved. Mr. Miller said there is an agreement regarding the extension with future development. She also asked the time frame for construction. Mr. Powell stated that that issue will be market-driven.

Councilman Garner indicated that the second exit would not be available until the road is extended.

A motion was made by Councilwoman Elliott and seconded by Councilman Garner to approve the Preliminary Subdivision Plan, Beards Hill Plaza, Lot 9.

The motion was passed with a vote of 4 – yes and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and Councilwoman Young

Absent: Councilwoman Landbeck

B. Preliminary Site Plan, Beards Hill Plaza, Lot 1, Filling Station

Ms. Grover said this request is for a proposed Filling Station with 8 bays and 8 pumps is to be located across from Wendy's. The request was reviewed and given a favorable recommendation by the Planning Commission.

Mr. Powell noted that the Filling Station is to be an added service to customers of the grocery store. There will be a canopy over the pumps and a kiosk on site for cash payments. No water or sewer facilities are required. DPW comments have been addressed.

Mayor Bennett asked for the location of fire hydrants. Mr. Powell said they were 100 ft. from the corner and across from Appleby's Restaurant.

Councilwoman Elliott asked if the Fire Department has seen the plan. Mr. Powell said there is sufficient room for access of large vehicles, i.e. emergency vehicles.

Ms. Grover noted that the Fire Department and Police Department received copies of the request and had no comments.

Mayor Bennett asked the hydrant flow level. Mr. Lapinsky stated that this is a high pressure site.

A motion was made by Councilwoman Elliott and seconded by Councilman Garner to approve the Preliminary Site Plan, Beards Hill Plaza, Lot 1, Filling Station.

The motion was passed with a vote of 4 – yes and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and Councilwoman Young

Absent: Councilwoman Landbeck

C. Preliminary Subdivision Plan, 471 Paradise Road

Ms. Grover stated that the property is located off of MD 462 at Paradise Road and is a reconfiguration of two existing lots. The current zoning is R-1. The request was given a favorable recommendation by the Planning Commission with DPW comments being addressed.

Mr. Lapinsky provided a copy of “471 Paradise Preliminary Plan 3rd Review” to the Council which had been given to Mr. Welsh at the Planning Commission Meeting and 6 of the comments have not been addressed as of the current submission.

Mr. Joseph Welsh, Welsh Engineering, said the owner will work through the above mentioned items. He asked for provisional approval pending the satisfactory solutions to the comments.

Councilman Garner asked if the entrance would be located on MD 462 to which Mr. Welsh answered in the affirmative.

Councilwoman Young said that she preferred that the outstanding comments be satisfied and then have the applicant resubmit the request. Mr. Welsh said this takes extended time and added that some of the comments are incorrect. The owner wants to sell the house and have the additional lot to use or also sell at a later date. Deferring would not be fair to his client.

Councilwoman Elliott asked if six comments from DPW were wrong. Mr. Welsh said not all comments were wrong.

A motion was made by Councilwoman Elliott and seconded by Councilman Garner to approve the Preliminary Subdivision Plan, 471 Paradise Road with Staff comments being addressed.

The motion was passed with a vote of 3 – yes, 1 – no, and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, and Councilman Garner

Nays: Councilwoman Young

Absent: Councilwoman Landbeck

4. Business from the Chief of Police

Chief Rudy reported that on September 14th and 15th the Rapid Response Team worked with the State Police and made 5 arrests for drugs and other criminal actions.

Chief Rudy informed and invited everyone to the Fall Police Inspection scheduled at the Fire Department on October 15, 2010.

5. Business from the Director of Finance - None

6. Business from the Director of Public Works

Mr. Lapinsky said the Enhanced Nutrient update is at the 110 day point, ARRA Project Loans are paid, MDE Transport will soon be finished, and coding will be finished in November.

Mr. Lapinsky reported that the Aberdeen Police Department and Auxiliary Police helped direct traffic at a detour where DPW was working for the safety of the employees.

Mr. Lapinsky asked the Council to approve declaring the old water buffalo and 2 metal trench boxes as excess in order for them to be sold.

A motion was made by Councilman Garner and seconded by Councilwoman Young to declare the old water buffalo (trailer mounted tank) and 2 metal trench boxes as excess for the purpose of disposal.

The motion was passed with a vote of 4 – yes and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and Councilwoman Young

Absent: Councilwoman Landbeck

7. Business from the City Manager

Mr. Miller reported on the following schedule changes for upcoming meetings:

October 4, 2010	Work Session	4:00 p.m.
October 11, 2010	Council Meeting	7:00 p.m.
October 25, 2010	Council Meeting	7:00 p.m.
November 15, 2010	Council Meeting	7:00 p.m.
November 22, 2010	Work Session	4:00 p.m.
November 29, 2010	Council Meeting	7:00 p.m.
December 20, 2010	Council Meeting	7:00 p.m.

BUSINESS OF THE COUNCIL:

1. Business from the City Council

Council members attended the follow events: Harford County Historical Society dinner, Chamber of Commerce luncheon, Harford County Awards Night, Edgewood/Harford Community Action Agency meeting, North Gate Business Park tour, and an event recognizing the achievements of City employees.

2. Business from the Mayor

Mayor Bennett stated the following activities on his schedule: the 3rd Annual Crop Walk at Festival Park, the BRAC Relocation Fair, the dedication of the Fire House on Rt. 22, and the Harford Awards Night.

Mayor Bennett read a letter of appeal addressing the Highway User Revenue and Police Aid cuts. The letter will be mailed to candidates of State Elective Offices asking for support for legislation to provide municipalities the help and authority needed for fiscal issues.

A motion was made by Mayor Bennett and seconded by Councilwoman Young to approve the content of the letter to Candidates for State Elective Offices.

The motion was passed with a vote of 4 – yes and 1 – absent.

Ayes: Mayor Bennett, Councilwoman Elliott, Councilman Garner, and Councilwoman Young

Absent: Councilwoman Landbeck

ANNOUNCEMENTS:

Next Council Work Session: Monday, October 4, 2010 at 4:00 p.m.
Next Council Meeting Monday, October 11, 2010 at 7:00 p.m.

ADJOURNMENT:

The meeting was adjourned at 8:12 p.m.