

MAYOR & COMMISSIONERS

June 10, 2019

Mayor Wells called the scheduled meeting of the Mayor & Commissioners of Delmar, Maryland to order at 7:00 P.M. In attendance were Mayor Wells, Deputy Mayor Unsell, Commissioner Scholl, Town Manager Bynum-King, Delmar Police Chief Barkley, Delmar Fire Chief Johnson and Town Attorney Benson. Absent: Commissioners Lenox and Tucker. Guests: Chris Brown.

Call to Order

The Maryland Mayor and Commissioners performed the Pledge of Allegiance.

Mayors Comments

Mayor Wells stated that she would be amending the agenda to include an Executive Session for personnel reasons.

Approval of Minutes

May 2019- Deputy Mayor Unsell made a motion to approve the May, 2019 minutes as circulated. Commissioner Scholl seconded the motion which passed with 3 ayes and 2 absent.

Joint- May, 2019- Mayor Wells asked that these minutes be tabled until next month since there is not a voting quorum this evening.

Unfinished Business

Town Manager Bynum-King informed the Commission that the Town has satisfied the reimbursement to the Amber Ridge HOA for payments they made to Choptank for the street lights.

She also stated that the Town of Delmar and Little League have signed the MOU Agreement for the Town of Delmar to be the host town site for the 2019 USSA Tournament. The tournament will be held at the Mason Dixon Park. The Town is awaiting a fully executed copy of the MOU, once it is signed by the County Executive.

The Town Manager reported that she has not heard back from the Historical Society in reference to a revised bid on cedar pricing for the roof on the caboose.

Student Advisory Report

Mayor Wells said that there is no one to give a report and that Noah Hale, the advisor for the Delaware side has graduated.

Police Chief's Report

Chief Barkley reported that the High School graduation, The Day in the Park and Prom went very well with no serious injuries to report. There are continued issues with automobile accidents. He reported that there have been 2 more accidents since their last meeting.

Currently they are gearing up for July 4th and their Night Out celebration in August. When asked, Chief Barkley said that while he has been in contact with the representative of the carnival that was in Delmar a few years ago,

the representative has expressed no intentions of coming back to Delmar.

Parks and Recreation Report

Mayor Wells reviewed the report that was included in the mail packets.

Code Enforcement Officers Report

Mayor Wells reviewed the report that was included in the mail packets.

Fire Department Report

Chief Johnson reported that there were 35 fire calls last month along with 12 vehicle accidents and 168 ambulance calls. On the career side of the fire department, they have added a third person to handle some of the volume of calls coming in.

Chief Johnson reported that their new truck will be delivered by the first of August.

He also stated that the low tree limbs and branches hanging over the streets are getting out of hand. Especially on the side roads and didn't know that should be handled. When asked how that would be handled, the Town Manager stated that a few years ago the Town contracted with D'Armi Tree Service to get a price quote to cut the low lying branches and limbs. The Town does not have the equipment necessary to do the job so it would need to be outsourced.

In reference to the amount of vehicle accidents happening at the intersection of Foskey Lane and Bi-State Blvd; Deputy Mayor Unsell suggested that the Town put up a sign at the intersection announcing how many deaths had occurred at this location. Chief Johnson suggested rumble strips. He acknowledged that the intersection of Foskey Lane and Bi-State Blvd. is a nightmare especially in the morning.

Utility Commission Report

Deputy Mayor Unsell reported that Well 3 A is being redeveloped. The pump, motor and flow meter have been sent out for inspection and they are being repaired. In the meantime, while the pump is being repaired, the Town is buying and installing a new pump. When the repaired pump returns, it will be put on the shelf as a back-up.

The Grove Street Water Main Project is on schedule with the laterals being installed on Grove Street between 5th Street and Bi-State Blvd.

The Utility Commission received recommendations from DB&F to accept the utilities for Delmar Assisted Living and the Delmar Business Park, which they did accept those utilities.

There was a sink hole at the corner of Chestnut Street and 5th Street which were to be fixed today.

Public Works Report

Mayor Wells reviewed the report that was included within the mail packets.

Planning & Zoning Report

Commissioner Scholl introduced the following items for approval:

Chris Brown- Ryan Homes- Heron Ponds- New Home Build, "Sienna" 2- story, elevation "K" on Lot 110, located at 30735 Bobwhite Drive, Delmar, MD

Commissioner Scholl reported that the Planning and Zoning Commission did give a favorable recommendation to the Maryland Commissioners for this build. Upon hearing no comments, Deputy Mayor Unsell made a motion for final approval for the new home “Sienna”, 2-story, elevation “K” to be built on Lot 110 located at 30735 Bobwhite Drive, Heron Ponds, Delmar, MD, per the attached drawings. Mayor Wells seconded the motion which passed with 3 ayes and 2 absent.

Chris Brown- Ryan Homes- Heron Ponds- New Home Build, “Powell” 2- story, elevation “L” on Lot 160, located at 30750 Bobwhite Drive, Delmar, MD (address changed to 9496 Mourning Dove Way)

Commissioner Scholl informed the Maryland Mayor and Commissioners that when the Planning and Zoning Commission gave a favorable recommendation, the house address was 90750 Bobwhite Drive. The potential owners, in the meantime, have asked for the house to face a different direction. With the house now facing Mourning Dove Way, Wicomico County 911 has given it an address of 9496 Mourning Dove Way. The certified site plan presented this evening for the new direction of the house indicates that it still meets all the setback regulations.

Upon hearing no other comments, Deputy Mayor Unsell made a motion for final approval for the new home “Powell”, 2-story, elevation “L” to be built on Lot 160 located at 9496 Mourning Dove Way, Heron Ponds, Delmar, MD, per the attached drawings. Mayor Wells seconded the motion which passed with 3 ayes and 2 absent.

Chris Brown- Ryan Homes- Heron Ponds- New Home Build, “Roanoke” 2- story, elevation “C” on Lot 163, located at 30724 Bobwhite Drive, Delmar, MD

Commissioner Scholl reported that the Planning and Zoning Commission did give a favorable recommendation to the Maryland Commissioners for this build. Upon hearing no comments, Deputy Mayor Unsell made a motion for final approval for the new home “Roanoke”, 2-story, elevation “C” to be built on Lot 163 located at 30724 Bobwhite Drive, Heron Ponds, Delmar, MD, per the attached drawings. Mayor Wells seconded the motion which passed with 3 ayes and 2 absent.

Chris Brown- Ryan Homes- Heron Ponds- New Home Build, “Ballenger” 2- story, elevation “A” on Lot 140, located at 30695 Spoonbill Court, Delmar, MD

Commissioner Scholl reported that the Planning and Zoning Commission did give a favorable recommendation to the Maryland Commissioners for this build. Upon hearing no comments, Deputy Mayor Unsell made a motion for final approval for the new home “Ballenger”, 2-story, elevation “A” to be built on Lot 140 located at 30695 Spoonbill Court, Heron Ponds, Delmar, MD, per the attached drawings. Mayor Wells seconded the motion which passed with 3 ayes and 2 absent.

Town Manager Report

Town Manager Bynum-King reported that the Day in the Park went very well. The Elected Officials, the Parks and Recreation Council and the Delmar Police Dept. all had booths at the event. She also said that the ribbon cutting ceremonies for the UPS store on Saturday went well.

She reminded everyone that the Quarter Auction is this Friday, June 14th. It is a huge fundraiser for Heritage Day. This year we have about 98 items up for auction. If you have not, please sign up to volunteer.

Town Manager Bynum-King said that the Maryland Municipal League Summer Conference will be held on June 23rd through June 25th. She and Commissioner Lenox will be there representing Delmar.

The Town has completed the budget process and will be involved in the yearly audit on July 8th through July 10th.

The auditors will return in the fall to finish the process.

Commission Comments

Commissioner Scholl said that he and his son would be volunteers at the Quarter Auction. Mayor Wells said that she would be there as well and we can use her wherever we needed her. Deputy Mayor Unsell said that in the morning of the 14th he is in a golf tournament at College Park and if he is back in time, he would stop by and help. He also said that he attended the Day in the Park and it was very successful.

Public Comments

Fire Chief Johnson asked if the Town was doing 4th of July fireworks this year. The response was that the Town does not do fireworks on the 4th of July because of the cost. The Town does do fireworks for our Heritage Day celebration in September.

Adjournment into Executive Session

Commissioner Scholl made a motion to adjourn into Executive Session. Deputy Mayor Unsell seconded the motion which passed with 3 ayes and 2 absent.

Executive Session

Those present for the Executive Session were Mayor Wells, Deputy Mayor Unsell, Commissioner Scholl, Town Manager Bynum-King and Town Attorney Robert Benson.

Mayor Wells advised the Commissioners that she called for this Executive Session to give them an update on the status of a pending legal matter. There was some discussion regarding the status update and how the Town should proceed moving forward.

Mayor Wells called for a motion to return into Regular Session which was made by Deputy Mayor Unsell and seconded by Commissioner Scholl. The motion passed with 3 ayes and 2 absent. It was the consensus of the Commissioners to continue following the guidance of legal counsel. Mayor Wells called to adjourn the meeting which was made by Commissioner Scholl and seconded by Deputy Mayor Unsell. The motion passed with 3 ayes and 2 absent.

Submitted by:

Cindy Fisher
Clerk of Council