

**CITY OF ABERDEEN**  
**Council Meeting**  
**December 5, 2016**

**Council Present:** Mayor Patrick McGrady, Councilman Steven Goodin,  
Councilwoman Sandra Landbeck, Councilman Timothy Lindecamp,  
and Councilman Melvin Taylor

**Absent:** None

**Also Present:** Randy Robertson, City Manager  
Phyllis Grover, Director of Planning and Community Development  
Kyle Torster, Director of Public Works  
Chief Henry Trabert, Aberdeen Police Department  
Opiribo Jack, Director of Finance  
Monica Correll, City Clerk

Mayor McGrady called the meeting to order at 7:00 p.m. in the Council Chambers. The prayer was delivered by Rev. James C. Williams, Sr., Mt. Zion Baptist Church and the Pledge of Allegiance was led by Councilman Lindecamp.

**STATEMENT OF CLOSED MEETING**

The Mayor read the statements of closed meeting.

Statement of Closed Meeting, Council Meeting, November 21, 2016

On November 21 2016, the Mayor and Council held a regular Council Meeting in the Council Chambers at 7:00 p.m. All members voted by roll call in the affirmative to close the session.

At approximately 8:16 p.m., a closed meeting was convened by the Mayor and Council in the second floor administrative conference room. Members present were: Mayor Patrick McGrady, Councilman Steven Goodin, Councilwoman Sandra Landbeck, Councilman Timothy Lindecamp, and Councilman Melvin Taylor. Also in attendance was Randy Robertson, City Manager; Brenda Graham, Procurement Officer; and Monica Correll, City Clerk.

The session was held pursuant to the Open Meetings Act, Statutory Authority Md. Code Annotated, General Provisions Article § 3-305(b): (4) to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State. The topic of the meeting was a potential loss of community business. The Mayor and Council's discussion was about a contractual issue with an existing business. No action was taken. The meeting was adjourned at approximately 8:56 p.m.

Statement of Closed Meeting, Emergency Council Meeting, November 29, 2016

On November 29, 2016, the Mayor and Council held an Emergency Council Meeting in the Council Chambers at 4:00 p.m. All members voted by roll call in the affirmative to close the session.

At approximately 4:06 p.m., a closed meeting was convened by the Mayor and Council in the second floor administrative conference room. Members present were: Mayor Patrick McGrady, Councilman Steven Goodin, Councilwoman Sandra Landbeck, Councilman Timothy Lindecamp, and Councilman Melvin Taylor. Also in attendance was Randy Robertson, City Manager; Fred Sussman, City Attorney; and Monica Correll, City Clerk.

The session was held pursuant to the Open Meetings Act, Statutory Authority Md. Code Annotated, General Provisions Article § 3-305(b): (1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals; (4) to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State; and, (7) to consult with counsel to obtain legal advice on a legal matter.

The topic of the meeting under citations (1)(7) was a personnel matter involving a City employee. The topic of the meeting under citations (4)(7) was a contractual issue with an existing business. Under citations (1)(7), the Mayor and Council discussed a personnel matter involving a City employee from 4:06 to 4:20 p.m. The Council voted unanimously to authorize the City Attorney to act behalf of the City. Under citations (4)(7), the Mayor and Council discussed a contractual issue with an existing business from 4:20 to 4:33 p.m. No action was taken. The meeting was adjourned at approximately 4:33 p.m.

#### **APPROVAL OF MINUTES:**

A motion was made by Councilman Taylor and seconded by Councilman Lindecamp to approve the minutes of the Council Meeting of November 7, 2016. **The motion passed by a by a vote of 5 – yes; 0 – no.**

Ayes: Mayor McGrady, Councilman Goodin, Councilwoman Landbeck,  
Councilman Lindecamp, and Councilman Taylor.

Nays: None.

#### **PRESENTATIONS:**

1. Possible Investment Strategies Presentation by UBS Advisory Team

Mr. Buck Adams, Senior Vice President, and Mr. Chad Adams, Account Vice President, from UBS Financial Services, Inc. of Anchorage, Alaska, discussed investments options of municipal funds for the City.

#### **PUBLIC HEARINGS:**

1. Ordinance No. 16-O-21, Amendment to FY 2017 Budget (2): No public comment.
2. Ordinance No. 16-O-22, City of Aberdeen Personnel Policy Manual: No public comment.

**PUBLIC COMMENTS:** No public comment.

**LEGISLATIVE SESSION:**

1. Resolution No. 16-R-17, Resolution for the Scheduling of Council Work Sessions

A motion was made by Councilwoman Landbeck and seconded by Councilman Lindecamp to introduce Resolution No. 16-R-17, Resolution for the Scheduling of Council Work Sessions. **The motion passed by a by a vote of 5 – yes; 0 – no.**

Ayes: Mayor McGrady, Councilman Goodin, Councilwoman Landbeck,  
Councilman Lindecamp, and Councilman Taylor.

Nays: None.

2. Ordinance No. 16-O-21, Amendment to FY 2017 Budget (2)

The Mayor postponed action to the next regular meeting.

3. Ordinance No. 16-O-22, City of Aberdeen Personnel Policy Manual

A motion was made by Councilwoman Landbeck and seconded by Councilman Taylor to adopt Ordinance No. 16-O-22, City of Aberdeen Personnel Policy Manual. **The motion passed by a by a vote of 5 – yes; 0 – no.**

Ayes: Mayor McGrady, Councilman Goodin, Councilwoman Landbeck,  
Councilman Lindecamp, and Councilman Taylor.

Nays: None.

4. Ordinance No. 16-O-23, City Procurement Policy

A motion was made by Councilman Goodin and seconded by Councilwoman Landbeck to introduce Ordinance No. 16-O-23, City Procurement Policy. **The motion passed by a by a vote of 5 – yes; 0 – no.**

Ayes: Mayor McGrady, Councilman Goodin, Councilwoman Landbeck,  
Councilman Lindecamp, and Councilman Taylor.

Nays: None.

5. Charter Resolution No. 16-CR-02, Resolving Electoral Tie Votes

A motion was made by Councilman Landbeck and seconded by Councilman Goodin to adopt nineteen amendments to Charter Resolution No. 16-CR-02, Resolving Electoral Tie Votes. **The motion passed by a by a vote of 5 – yes; 0 – no.**

Ayes: Mayor McGrady, Councilman Goodin, Councilwoman Landbeck,

Councilman Lindecamp, and Councilman Taylor.  
Nays: None.

**Amendment No. 1**

On page 3, line 1, of the proposed Charter Amendment, immediately following “30” insert “BUSINESS”.

**Amendment No. 2**

On page 3, line 8, of the proposed Charter Amendment, strike “48 HOURS” and insert “TWO BUSINESS DAYS”.

**Amendment No. 3**

On page 3, line 20, of the proposed Charter Amendment, immediately following “30” insert “BUSINESS”.

**Amendment No. 4**

On page 4, line 10, of the proposed Charter Amendment, strike “CALENDAR” and insert “BUSINESS”.

**Amendment No. 5**

On page 4, line 35, of the proposed Charter Amendment, immediately following “30” insert “BUSINESS”.

**Amendment No. 6**

On page 4, line 42 of the proposed Charter Amendment, strike “48 HOURS” and insert “TWO BUSINESS DAYS”.

**Amendment No. 7**

On page 5, line 11, of the proposed Charter Amendment, immediately following “30” insert “BUSINESS”.

**Amendment No. 8**

On page 3, line 7, strike “ABERDEEN BOARD OF ELECTIONS” and substitute “CITY CLERK”.

**Amendment No. 9**

On page 3, line 8, of the proposed Charter Amendment, immediately following “WRITTEN” insert “AND NOTARIZED”.

**Amendment No. 10**

On page 4, line 41, strike “ABERDEEN BOARD OF ELECTIONS” and substitute “CITY CLERK”.

**Amendment No. 11**

On page 4, line 42, of the proposed Charter Amendment, immediately following “WRITTEN” insert “AND NOTARIZED”.

**Amendment No. 12**

On page 1, line 27, of the proposed Charter Amendment, strike “Section IV.8” and substitute “Sections IV.8 and 9”.

**Amendment No. 13**

On page 4, line 17, of the proposed Charter Amendment, strike “Section IV.8 is” and substitute “Sections IV.8 and 9 are”.

**Amendment No. 14**

On page 5, immediately following line 14, insert the following:

9. NOTWITHSTANDING ANY OTHER PROVISION OF THIS CHARTER, IN THE EVENT OF A TIE VOTE IN AN ELECTION FOR THE OFFICE OF MAYOR, THE INCUMBENT MAYOR SHALL REMAIN IN OFFICE UNTIL THE MAYOR’S SUCCESSOR QUALIFIES AND TAKES OFFICE.

**Amendment No. 15**

On page 1, line 22, of the proposed Charter Amendment, immediately following “Sections” insert VII.6,”.

**Amendment No. 16**

On page 2, line 3, of the proposed Charter Amendment, strike “Section” and substitute “Sections VII.6,”.

**Amendment No. 17**

On page 3, immediately following line 25, of the proposed Charter Amendment, insert the following:

6. The official voter registration list for City ((election)) ELECTIONS shall be the list of qualified voters maintained by the County Board of Elections. NOTWITHSTANDING ANY OTHER PROVISION OF THIS CHARTER, ONLY THOSE INDIVIDUALS WHOSE NAMES APPEARED ON THE OFFICIAL VOTER REGISTRATION LIST IN EFFECT FOR THE REGULAR ELECTION IN WHICH THERE WAS A TIE VOTE MAY VOTE IN A RUN-OFF ELECTION AUTHORIZED BY SECTIONS IV. 8 OR V.17.B. The City may assist the County Board of Elections with the advertising of voter registration efforts and policies.

**Amendment No. 18**

On page 3, immediately following line 4, of the proposed Charter Amendment, insert the following:

V. IF A SECOND RUN-OFF ELECTION RESULTS IN A TIE VOTE, THE NEWLY ELECTED CITY COUNCIL SHALL DECIDE, BY THE AFFIRMATIVE VOTE OF A MAJORITY OF THE ENTIRE COUNCIL, WHICH OF THE TIED CANDIDATES IS THE WINNER OF THE ELECTION. IF NO WINNER IS SELECTED BY THE AFFIRMATIVE VOTE OF A MAJORITY OF THE ENTIRE COUNCIL WITHIN 30 BUSINESS DAYS AFTER THE ABERDEEN BOARD OF ELECTIONS CERTIFIES THE RESULTS OF THE SECOND RUN-OFF ELECTION, THE ABERDEEN BOARD OF

ELECTIONS SHALL DECIDE THE WINNER OF THE ELECTION BY A GAME OF CHANCE DETERMINED AND CONDUCTED BY THE BOARD IN PUBLIC BETWEEN THE TIED CANDIDATES.

**Amendment No. 19**

On page 5, immediately following line 14, of the proposed Charter Amendment, insert the following:

E. IF A SECOND RUN-OFF ELECTION RESULTS IN A TIE VOTE, THE NEWLY ELECTED CITY COUNCIL SHALL DECIDE, BY THE AFFIRMATIVE VOTE OF A MAJORITY OF THE ENTIRE COUNCIL, WHICH OF THE TIED CANDIDATES IS THE WINNER OF THE ELECTION. IF NO WINNER IS SELECTED BY THE AFFIRMATIVE VOTE OF A MAJORITY OF THE ENTIRE COUNCIL WITHIN 30 BUSINESS DAYS AFTER THE ABERDEEN BOARD OF ELECTIONS CERTIFIES THE RESULTS OF THE SECOND RUN-OFF ELECTION, THE ABERDEEN BOARD OF ELECTIONS SHALL DECIDE THE WINNER OF THE ELECTION BY A GAME OF CHANCE DETERMINED AND CONDUCTED BY THE BOARD IN PUBLIC BETWEEN THE TIED CANDIDATES.

**BUSINESS OF THE CITY:**

1. Unfinished Business – None.
2. New Business – None.
3. Updates from City Manager and Staff

Mr. Robertson noted the success of the Christmas Street Parade, efforts for the homeless situation, and new features on the City's new webpage. He also discussed the schedules for the Aberdeen Proving Ground Workforce Memorial groundbreaking, a retail recruiting firm's final presentation, and the Victory Street Park playground dedication.

- a. Preliminary Site Plan for NTB Tires, Service, Brakes, & Batteries, 330 S. Philadelphia Boulevard

Mr. Connor Paton, Project Analyst from the Foresite Group, Inc., Norcross, Georgia, discussed the NTB Tires site. Council discussion followed.

A motion was made by Councilman Lindecamp and seconded by Councilman Taylor to approve the Preliminary Site Plan for NTB Tires, Service, Brakes, & Batteries, 330 S. Philadelphia Boulevard. **The motion passed by a by a vote of 5 – yes; 0 – no.**

Ayes: Mayor McGrady, Councilman Goodin, Councilwoman Landbeck,  
Councilman Lindecamp, and Councilman Taylor.  
Nays: None.

b. Surplus of DPW Vehicles

Mr. Torster requested approval to surplus four pieces of equipment and to place on govdeals.com. All had exceeded their life expectancy. Council discussion followed.

- Old Unit #97; TCM Fork Lift FG15; unknown model year; VIN # on file is 53; 2,965 hours.
- Old Unit #37; 2005 John Deer 310G Backhoe; VIN #T0310GX953012; 3,330 hours.
- Old Unit #50; 2000 Stone Roller WP400; Serial #2400356; 380 hours.
- Old Unit #93; late 70's Model Ford 3600 Tractor; two mower decks; Serial #C621159; 2,655 hours.

A motion was made by Councilman Lindecamp and seconded by Councilman Goodin to approve the surplus of Old Units #97, #37, #50, and #93. **The motion passed by a by a vote of 5 – yes; 0 – no.**

Ayes: Mayor McGrady, Councilman Goodin, Councilwoman Landbeck,  
Councilman Lindecamp, and Councilman Taylor.

Nays: None.

- c. Discussion of Next December Council Meeting: The Council discussed the meeting dates for the remainder of December 2016.

**PUBLIC COMMENT:** No public comment.

**BUSINESS OF THE COUNCIL:**

1. Business from the Council Members: The Council complimented the new City website, the Christmas Street Parade, and discussed the Stadium Fund.
2. Business from the Mayor: The Mayor discussed how speed bumps are destructive to snow plows. He also thanked those involved in the Christmas Street Parade.

**ANNOUNCEMENTS:**

1. Aberdeen Proving Ground Workforce Memorial Groundbreaking, Festival Park, December 9, 2016, 10:30 a.m.
2. Victory Street Park Playground Dedication, December 9, 2016.
3. Planning Commission Meeting: Wednesday, December 14, 2016 at 7:00 p.m.
4. Regular Council Meeting: Monday, December 19, 2016 at 7 p.m.

**ADJOURNMENT:** Being no further business, the meeting was adjourned at 8:18 p.m.