

**MARYLAND HISTORICAL TRUST  
BOARD OF TRUSTEES' MEETING**

Thursday, July 18, 2019 at 10:00 AM  
100 Community Place  
Crownsville, MD

Pursuant to notice, the regular meeting of the Board of Trustees of the Maryland Historical Trust (MHT) was held at 100 Community Place, Crownsville, Maryland.

Trustees present: Mmes. Bashiri, Filkins, Linder, Mears, and Paca; Messrs. Alberg, Feldstein, Neall, and Robinson.

Area Representatives present: Mme. Uunila; Messrs. Callan, Camlin, Charlton, Stek, Spikes, and Reed.

Maryland Department of Planning: Robert McCord, Secretary; Adam Gruzs, Chief of Staff.

Office of the Attorney General: Paul Cucuzzella, Rieyn DeLony.

MHT Staff: Elizabeth Hughes, Kathy Monday, Greg Pierce, Matt McKnight, Collin Ingraham, Allison Luthern, Marcia Miller, Annie Allen, Stephanie Soder, and Charlotte Lake.

Guests: Kate Dinnel, Britt Jung, Tim Maloney, E. Steuart Chaney, Hamilton Chaney, Tim Perry, Liz Grosser, Clarence Woods, Terry Klima, Jay Barringer, John Zebelean, the Downey Family.

**M1 CALL TO ORDER**

Ms. Mears called the meeting to order at 10: 10 AM. A quorum of Trustees was present.

Ms. Mears welcomed Sheila Bashiri to the Board. Ms. Bashiri is a resident of Montgomery County where she serves as the City of Rockville Historic Preservation Planner.

Ms. Mears congratulated Dr. Greg Pierce on his appointment as Director of Jefferson Patterson Park and Museum. She also recognized Annie Allen, who was recently hired to serve as a Data Development Specialist in the Office of Research, Survey and Registration, and Stephanie Soder, who was selected as the summer intern for the Office of Archeology.

**M2 APPROVAL OF MINUTES**

Mr. Reed made a motion, seconded by Mr. Feldstein that the May 16, 2019 open Board meeting minutes and the May 16, 2019 closed Board meeting minutes be approved as submitted. The Board voted unanimously to approve the minutes with the correction of a misspelling noted in both sets of meeting minutes.

**M3 PUBLIC COMMENT**

No members of the public requested to provide comment.

M4 COMMITTEE REPORTS

M100 Capital Programs

M101R Tax Credit Appeal – MHT application #2018-111

Mr. Ingraham reported on an appeal to the Board regarding state homeowner's tax credit application #2018-111 involving 4014 Jefferson Street, a contributing resource located in the National Register listed district of Hyattsville in Prince George's County, Maryland. The Part 1 and Part 2 applications were approved with conditions on July 3, 2018. One of the conditions addressed the lack of detail submitted for the proposed replacement of deteriorated roofing shingles, indicated which type of shingle would be approvable, and requested submittal of a shingle specification sheet on an Amendment form for MHT review prior to installation.

Over the course of the next few months, the applicant Ms. Britt Jung communicated with tax credit staff by email and phone regarding her preferred shingle product. Staff indicated that the product selected by the applicant would not be approvable if installed and advised that disqualifying work could cause a recapture of the tax credit.

Part 3 of the application was submitted on January 15, 2019. The application did not include any photographs showing the roof. Staff requested documentation of the existing conditions and clarification regarding any roof replacement, as no amendment had been submitted for review of replacement roofing shingles.

The applicant responded with additional photographs showing the front façade of the house and confirmed that she had chosen to install the high definition shingles that staff had advised would not be approvable. She also clarified that she did not show the roof photographs and did not include expenses associated with the roof because she knew that the roofing she chose was not approvable.

The Deputy Director denied the Part 3 application on February 26, 2019 as the roof shingles were determined to be non-compliant with Standard #6 of the Secretary of the Interior's Standards for Rehabilitation. This standard states:

Deteriorated historic features shall be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature shall match the old in design, color, texture, and other visual qualities and, where possible, materials. Replacement of missing features shall be substantiated by documentary, physical, or pictorial evidence.

The Deputy Director's denial letter explained that, in addition to forfeiting the amount of the current tax credit award, the applicant would be subject to the recapture of prior tax credit awards totaling \$1,750.40.

The applicant requested reconsideration by the Director of the denial. The Director and Deputy

Director met with the applicant to hear her appeal on April 2, 2019. The Director issued a letter upholding the denial on April 19, 2019. The applicant requested an appeal before the Board of Trustees in a letter dated May 6, 2019.

In her presentation to the Board, Ms. Jung indicated that while she understood that the type of shingle she had selected might not be approvable, she was not aware that proceeding with that shingle selection would result in denial of the entire tax credit project and recapture of prior year funds. Ms. Jung addressed the significant investment she has made in preserving her home and her dedicated stewardship of the property. She expressed her opinion that that the shingle selection does not detract from the historic character of the property and encouraged the Board to use its discretion in the reconsideration of her project.

The Board asked questions of Mr. Ingraham and Ms. Jung.

The following motion was made by Ms. Bailey, seconded by Ms. Uunila, and approved unanimously.<sup>1</sup>

**RESOLVED**, that the Maryland Historical Trust Board of Trustees affirms the Director's denial of state historic tax credit application #2018-111.

M102R            Old Colony Cove Easement Modification Request

Ms. Hughes explained that this agenda item had been previously discussed at the May 16, 2019 meeting of the Board at which there was no quorum, and no action had been taken. Consequently, the Board again heard presentations from MHT staff and the property owner regarding the modification request.

Ms. Allison Luthern, Easement Inspector, reported that the Old Colony Cove easement is a donated easement held jointly by MHT, the Maryland Environmental Trust, and Scenic Rivers Land Trust. Among other things, the easement protects the exterior of the Manor House, the surrounding 310 acres of property, and any potential archeological resources on the subsurface of the property. It also includes restrictions and limited activities on the surrounding land to protect its natural, rural character. The easement is currently in breach due to the installation of unapproved vinyl windows and a new front door on the historic 1849 "Manor House" by a prior property owner.

Hamilton Chaney, the current property owner, has submitted two requests for a modification to the easement that would permit construction of a new home on the property. MHT staff found that neither of these modification proposals are permitted under the easement's current terms. Ms. Luthern presented staff's findings, describing how the easement's restrictive language prohibits approval of the property owner's request.

Mr. Tim Maloney, attorney for the Chaney family, was then given an opportunity to present to

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<sup>1</sup> Mr. Gilchrist, the authorized representative of the Speaker of the House, serves in an ex-officio capacity as a Non-Voting Member of the Board pursuant to Article III, Section 1 of the MHT Bylaws. Mr. Gilchrist expressed his opposition to the motion but is not entitled to vote on matters before the Board.

the Board. He argued that the easement language did not prohibit approval of a modification to the easement as requested by the property owner. Mr. Hamilton Chaney addressed the Board, providing background information about the history of the property and their ongoing stewardship of the site.

The following motion was made by Mr. Reed, seconded by Ms. Filkins and approved unanimously.

**RESOLVED**, that the Board of Trustees of the Maryland Historical Trust approves a modification of the Old Colony Cove easement as requested by Old Colony Cove, LLC by correspondence dated May 2, 2018, subject to the following conditions: (i) that the owner's requests to alter the Manor House, made and approved by MHT in 2011, are rescinded; and (ii) the existing breach of easement concerning the installation of unapproved vinyl windows on the Manor House shall be resolved to the Director's satisfaction prior to the execution of a modification to the easement.

*At this point in the meeting, Ms. Mears indicated that the Board would move the election agenda items forward in order to ensure that action could be taken while a quorum of the Board was present.*

M300            Management & Planning  
M301R        Election of MHT Board of Trustees Officers

Ms. Filkins, Chair of the MHT Board Nominating Committee, reported that the bylaws of the MHT Board require the election of a Chairman, a Vice Chairman and a Treasurer at the first regular meeting of the Trustees after July 1. The term of officers shall be for two years and officers may not serve more than 3 consecutive terms. Officers were last elected at the July 2018 Board meeting with terms beginning on September 1, 2018 and ending on August 31, 2020. Officers currently include: Chairman - vacant; Vice Chairman – Laura Mears; Treasurer – Samuel J. Parker, Jr. Prior to the May 16<sup>th</sup> meeting, Chairman Poffenberger resigned from the MHT Board of Trustees, creating a vacancy.

Ms. Filkins reported that the MHT Nominating Committee met on July 1 and nominated Laura Mears for election as Chairman of the MHT Board and Franklin Robinson as Vice Chairman of the MHT Board.

The following motion was made by Mr. Feldstein, seconded by Mr. Callan and approved unanimously.

**RESOLVED**, that the Maryland Historical Trust Board of Trustees approves the appointment of Laura Mears to complete the unexpired term of Chairman which will conclude on August 31, 2020 and Franklin Robinson to complete the unexpired term of Vice Chairman which will conclude on August 31, 2020.

M302R        Election of MHT Board of Trustees Executive Committee “Elected Trustee”

Ms. Filkins reported that the MHT Board bylaws stipulate that the Executive Committee shall

consist of the officers, the immediate past Chairman (if still a Trustee) or the current Chairman's designee, and one other Trustee elected by the Trustees at the time established for the election of officers. The terms of the Executive Committee members shall be concurrent with the terms of the officers. Margo G. Bailey, who previously served as the Elected Trustee, retired from the Board effective June 30, 2019.

Ms. Filkins reported that the MHT Nominating Committee met on July 1 and nominated Sakinah Linder for election as the Elected Trustee on the Executive Committee.

The following motion was made by Mr. Feldstein, seconded by Mr. Robinson and approved unanimously.

**RESOLVED**, that the Maryland Historical Trust Board of Trustees approves the appointment of Sakinah Linder to serve as the Elected Trustee on the Executive Committee.

M303R Election of Maryland Heritage Fund Grant Program Selection Committee

Ms. Filkins reported that a Grant Agreement was entered into on December 15, 1994, subsequently extended in 2002 and again in 2004, and revised in 2017 by the Maryland Historical Trust (MHT) and Preservation Maryland (PM) to establish a fund (the “Fund”) dedicated for historic preservation projects throughout the State. Interest earned on the Fund, which is held and managed by PM, supports the Maryland Heritage Fund Grant Program. Currently, the Grant Selection Committee meets three times per year to evaluate and select grant projects for funding.

The Selection Committee has seven members: three appointed by the Board of Trustees of PM; three appointed by the Board of Trustees of MHT; and one selected jointly by the President of PM and the Chairman of the MHT Board of Trustees. Selection Committee members serve two-year terms.

<b>Member</b>	<b>Appointment</b>	<b>Term Expiration</b>
Samuel Parker, Chair	Joint	9/30/20
Todd Anderson	PM	2/28/20
Ann Powell	PM	9/30/20
Anthony Azola	PM	9/30/20
Harry Spikes	MHT	6/30/19
Joshua Brown	MHT	6/30/19
Franklin Robinson	MHT	6/30/19

Harry Spikes, Joshua Brown, and Franklin Robinson have all expressed an interest in being reappointed to the Committee.

The following motion was made by Ms. Bashiri, seconded by Mr. Stek and approved unanimously.

**RESOLVED**, that the Maryland Historical Trust Board of Trustees reappoints Harry Spikes, Joshua Brown and Franklin Robinson to the Heritage Fund Grant Program Selection Committee for a two-year term beginning July 1, 2019 and ending on June 30, 2021.

M308R            Election of MHT Board of Trustees Area Representative

Ms. Sara Filkins, Chair of the MHT Board Nominating Committee, reported that the bylaws of the MHT Board state that the Trustees may at any time elect up to 10 persons to serve as Area Representatives to the Trust. Currently, there is one vacant Area Representative slot on the Board. Ms. Filkins reported that Margo Bailey, who retired from the Board effective June 30, 2019, has expressed an interest in serving in this capacity.

The following motion was made by Mr. Stek, seconded by Mr. Feldstein and approved unanimously.

**RESOLVED**, that the Maryland Historical Trust Board of Trustees approves the appointment of Margo Bailey to fill a vacant Area Representative slot which will conclude on August 31, 2020.

*Secretary Neall left the meeting and a quorum of Trustees was no longer present.*

M100            Capital Programs  
M103R            Term Easement Document

The current form easement used by MHT for perpetual preservation easements was approved by MHT's Board of Trustees at its December 4, 2014 meeting. At its October 18, 2018 meeting, the Board approved changes to easement conveyance requirements, which included a change from requiring a perpetual easement to requiring a term-limited easement for properties assisted through future MHT Capital Grant and Loan, African American Heritage Preservation Program (AAHPP) Grant, Maryland Heritage Areas Authority (MHAA) Grant and Loan, federal grant, and legislative bond bill funding. Office of the Attorney General staff and easement program staff worked together to develop the attached new form easement for term-limited easements, which is directly based on the current form easement for perpetual easements previously approved by the Board.

Board members indicated their support for the term easement document template.

M104            Baltimore Confederate Monuments – Update

Ms. Hughes reviewed the history of MHT's interactions with Baltimore City government regarding the removal of three bronze monuments owned by Baltimore City which depict Confederate subject matter and are subject to an historic preservation easement held by MHT.

She noted that in its July 2019 monthly update, the Baltimore City Commission for Historical and Architectural Preservation indicated that more time would be needed to finalize new permanent locations for the monuments. Mr. Spikes, who represents the MHT Board on the

City's bronze monument working group, indicated that the City is actively engaged in discussions with City museums regarding relocation of the monuments in a location that will ensure that they are preserved and remain accessible to the public.

M105R          Pending Easement - Iron Hill Cut Jasper Quarry Archaeological Preserve

The Archaeological Conservancy has been awarded a FY2019 MHT Capital Grant to acquire the property, and a 15-year term easement will be recorded at the time of closing. The property is a National Register-listed archaeological site, is an important extant Native American jasper quarry in Maryland and was a source of the red-to-yellow cryptocrystalline stone that was prized by ancient flint knappers for tool and weapon production. The property has great research potential for examining models of procurement of high-quality lithic material in the yearly rounds of ancient Native Americans inhabiting the region.

The majority of MHT's easements are primarily intended to protect a historic structure, although archeological protections are often included. As such, MHT's current easement document requires work at easement properties to conform with the Secretary of the Interior's Standards for the Treatment of Historic Properties, which focus on standing structures. The Standards -- for preservation, restoration, rehabilitation, or reconstruction -- only address the need for protection or mitigation of archeological resources. For example, rehabilitation Standard #8 states, "Archeological resources will be protected and preserved in place. If such resources must be disturbed, mitigation measures will be undertaken." Since the current easement document does not appear to contemplate or provide a path for the Director to approve research archeology on an easement property, the easement for this property would have to specifically permit it.

Board members indicated their support for development of a term preservation easement for the Iron Hill Cut Jasper Quarry Archaeological Preserve in Cecil County that would include a clause allowing for research archeology to be carried out on the site if the work is performed in accordance with the Standards and Guidelines for Archeological Investigations in Maryland and approved in advance by the Director.

M200          Survey, Registration, Community Education & Museums

M201          History Day Prize – Report and Presentation by Erin Downey

Ms. Hughes reported that the MHT Board makes an annual donation to the Maryland Humanities Council to sponsor two Maryland History Day achievement awards – one in the junior division (grades 6 through 8) and one in the senior division (grades 9 through 12). Winners receive a cash prize and a plaque with the name of the Maryland Historical Trust, and sponsorship is also acknowledged in the Maryland History Day program, the National History Day program, and in press releases containing the names of Maryland History Day winners. In addition, schools receive information about the Maryland Historical Trust award at the time that History Day projects are solicited for the competition.

Winners in 2019 included:

Junior Division Winner in 2019

Senior Division Winners in 2019

Student: Erin Downey  
Topic: Lost and Found – Clara Barton’s  
Missing Soldiers Office  
Category: Junior Individual Exhibit  
School: E. Russell Hicks Middle School  
County: Washington County  
Teacher: Jacob Lougheed

Students: Aiai Calmer and Samuel Rennich  
Topic: Nazi Art Looting: The Theft of a  
Culture  
Category: Group Documentary  
School: River Hill High School  
County: Howard County  
Teacher: Sarah Tokar

Ms. Hughes then introduced Miss Erin Downey and her family who were present at the Board meeting. Miss Downey presented her history day project to the Board which included an exhibit on Clara Barton’s Missing Soldiers Office. Board members asked questions about Miss Downey’s research and congratulated her on her outstanding presentation and scholarship.

#### M202 JPPM Report

Dr. Pierce provided a report on activities, events, and capital projects at Jefferson Patterson Park and Museum.

#### M203 Archeology Field Session Report

Dr. McKnight provided a report on the annual Archeology Field Session which took place at Billingsley House near Upper Marlboro in Prince George’s County for 11 consecutive days beginning on Friday, May 24th and ending on Monday, June 3<sup>rd</sup>. The principal goal of the field session this year was to investigate a 1.3 acre anomaly identified during a magnetic susceptibility survey of the area conducted by MHT staff and determine if evidence can be located tying the cultural deposits within the anomaly to the 17th century Indian village of Wighkawamecq. Analysis of this artifact rich site is ongoing.

#### M204R Statewide Preservation Plan

Ms. Ziehl reported that as Maryland’s State Historic Preservation Office, MHT is mandated to produce a state historic preservation plan, pursuant to Section 101(b)(3)(c) of the National Historic Preservation Act, as amended. Regulations require a plan "that provides guidance for effective decision making about historic property preservation throughout the state." In this way, the plan serves the broader preservation community, not just MHT. In addition to historic preservation, which typically refers to architecture, the plan includes archeology and cultural heritage.

MHT updates the plan every five years and the National Park Service (NPS) reviews the final document to ensure that it:

- includes significant and meaningful public participation;
- identifies significant issues affecting historic resources; and
- proposes realistic solutions and sets priorities for preservation action.

The final plan is reviewed by the Secretary of Planning and the Governor and approved by the MHT Board of Trustees prior to public release. Although *PreserveMaryland II* is intended to serve as a roadmap for the broader preservation community, and participation is encouraged, there is no mandate or requirement for individuals or organizations to adhere to the plan. MHT will use the plan to inform its agency's work over the next five years. Each year, MHT reports to NPS on its progress toward each of the goals and objectives assigned to the agency.

*PreserveMaryland II* was guided by an interdisciplinary advisory committee in collaboration with statewide partners, including Preservation Maryland (PM), the Maryland Commission on African American History and Culture (MCAAHC), Maryland Commission on Indian Affairs (MCIA), the Archeological Society of Maryland, Inc. (ASM), Council for Maryland Archeology, Main Street Maryland, Maryland Association of Historic District Commissions (MAHDC), Coalition of Maryland Heritage Areas and Maryland Museums Association (MMA). These committee members and organizations co-hosted outreach meetings, facilitated discussions and helped bring their constituents to the table.

Begun in 2018, *PreserveMaryland II* is now complete, has been approved by the National Park Service, and is awaiting final approval by the MHT Board prior to its release to the public.

Board members indicated their support for the adoption of *PreserveMaryland II: the Statewide Preservation Plan 2019-2023* as Maryland's state historic preservation plan, pursuant to Section 101(b)(3)(c) of the National Historic Preservation Act, as amended.

M300            Management & Planning  
M304            Interim Actions of the Executive Committee

MARYLAND HISTORICAL TRUST  
EXECUTIVE COMMITTEE OF THE MHT BOARD OF TRUSTEES  
Teleconference Agenda  
Tuesday, May 21, 2019 at 1 PM

**MHT Board Executive Committee:** Margo Bailey, Laura Mears, Sam Parker

**MHT Staff:** Elizabeth Hughes, Charlotte Lake

CALL TO ORDER

Laura Mears, Vice Chairman, called the meeting to order at 1:02 p.m.

PUBLIC COMMENT

No public comment was provided as no members of the public participated in the call.

ACTION ITEMS

1. Capital Historic Preservation Grant Awards

The following motion was made by Mr. Parker, seconded by Ms. Bailey and approved unanimously.

**RESOLVED**, that the Executive Committee of the Maryland Historical Trust Board of Trustees recommends to the Secretary of Planning the award of MHT Capital Historic Preservation Grants to those projects described in **Exhibit A** (MHT Capital Program Approved Grant Chart for Fiscal Year 2019 and the “**Chart**”).

2. African American Heritage Preservation Grant – Emergency Request

The following motion was made by Ms. Bailey, seconded by Mr. Parker and approved unanimously.

**RESOLVED**, that the Executive Committee of the Maryland Historical Trust Board of Trustees (i) concurs with the recommendation of the Maryland Commission on African American History and Culture (the “**Commission**”) to fund a FY2019 emergency grant from the African American Heritage Preservation Program (the “**Program**”) to the Stanley Institute, Inc. (the “**Grantee**”) in an amount up to \$55,121.92 (the “**Grant**”) for rehabilitation of the Bazzel Church located at 4136 Bestpitch Ferry Road, Cambridge, Dorchester County (the “**Property**”); and (ii) recommends the funding of the Grant to the Secretary of the Maryland Department of Planning.

3. Old Loughborough Easement Modification

The following motion was made by Ms. Bailey, seconded by Mr. Parker and approved unanimously.

**RESOLVED**, that the Executive Committee of the Maryland Historical Trust Board of Trustees approves the modification by MHT staff of the gift easement encumbering the property known as Old Loughborough located at 5312 Allandale Road, Bethesda, Montgomery County (the “**Easement**”), to replace the seventh matter of right amenity exception listed in Easement paragraph D (2) (allowing the construction of "an annex building for the purpose of administering the property should the property become a historic site, open to the public") with an exception allowing the construction of "a one-story, compatible addition to the northwest corner of the existing principal residence, subject to the Director's prior review and approval of the plans and specifications for the addition."

Mr. Parker reiterated the direction to staff provided at the May 16<sup>th</sup> Board meeting regarding the need to require plantings that will screen the view of the one-story addition.

4. Easement Modification Delegation to the Director

The following motion was made by Mr. Parker, seconded by Ms. Bailey and approved unanimously.

**RESOLVED**, that the Executive Committee of the Maryland Historical Trust Board of Trustees delegates to the Director the authority to modify certain existing easements by removing certain provisions that require, in the event of a determination by court finding or otherwise that an easement is not legally enforceable by MHT for any reason, that easement grantors must reimburse the Board of Public Works (BPW) for the disbursed portions of bond bill grants that assisted projects involving historic properties on which MHT took easements.

5. Historic Preservation Easement Retention Policy

The following motion was made by Ms. Bailey, seconded by Mr. Parker and approved unanimously.

**RESOLVED**, that the Executive Committee of the Maryland Historical Trust Board of Trustees approves of the implementation by MHT staff of changes to the MHT Historic Preservation Easement Program easement conveyance requirements, as detailed in Attachment I. This includes approval of such (i) changes to applicable MHT policies and procedures and (ii) amendments to statute and regulation as are appropriate and necessary to affect these changes.

6. Heritage Preservation Fund Project Selection for FY20

The following motion was made by Mr. Parker, seconded by Ms. Bailey and approved unanimously.

**RESOLVED**, that the Executive Committee of the Maryland Historical Trust Board of Trustees, approves of an expenditure of up to \$204,459.81 from the MHT Heritage Preservation Fund in fiscal year 2020 to support the following projects:

- Up to \$20,000 for MHT Staff Training;
- Up to \$500 for the MHT Maryland History Day Prize;
- Up to \$3,000 for MHT Staff Recognition Awards;
- Up to \$6,000 for the MHT Preservation Awards Ceremony;
- Up to \$22,000 for the Easement Processor Position;
- Up to \$47,000 for the Easement Inspector Position;
- Up to \$6,000 for the 2020 Summer Internship in Archeology;
- Up to \$50,000 for JPPM Personnel Retention;
- Up to \$16,959.81 (partial funding) for the Capital Grants Administrator Position;
- Up to \$29,000 for the Architectural Survey Data Gap Analysis and Needs Assessment Position;
- Up to \$4,000 for Preservation Maryland – Old Line State Summit Plenary Sponsorship.

**RESOLVED FURTHER THAT**, as additional funds become available due to cost under-runs on any of the above projects, those funds shall be directed first to fully fund the request for the Capital Grants Administrator Position (full request was \$27,000) and thereafter to fund a request for a MAC Lab Intern (full request was \$6,000).

**RESOLVED FURTHER THAT**, the Board of Trustees approves the request to allow FY2019 funds awarded for the H2O Today exhibit to be used to pay staff salaries to staff the exhibit during opening hours.

Meeting adjourned at 1:15 p.m.

MARYLAND HISTORICAL TRUST  
EXECUTIVE COMMITTEE OF THE MHT BOARD OF TRUSTEES  
Teleconference Agenda  
Thursday, June 20 at 9:30 AM

**MHT Board Executive Committee:** Laura Mears, Acting Chair; Sam Parker, Treasurer; Margo Bailey, Elected Trustee

**MHT Staff:** Elizabeth Hughes, Patricia Samford, Rebecca Morehouse

**OAG Staff:** Paul Cucuzzella

**CALL TO ORDER**

Laura Mears, Vice Chairman, called the meeting to order at 9:30 AM

**PUBLIC COMMENT**

No public comment was provided as no members of the public participated in the call.

**ACTION ITEMS**

1. Transfer of Hogan Collection (Smith Price Family Cemetery) to the Asbury United Methodist Church

Patricia Samford, Director of the Maryland Archeological Conservation Lab, explained that the Hogan Collection (now known as Smith Price Family Cemetery) consists of two sets of human remains that were uncovered during construction in Annapolis in 1980. The remains, excavated from the site of a nineteenth century African American burial ground, include those of an adult Black male aged 50-59 and a child of indeterminate sex aged 4.5 to 5.5 and likely of African origin. The remains have been cared for by the Maryland Historical Trust (MHT) since 1980 and are currently in a designated temporary Appropriate Place of Repose at the Maryland Archaeological Conservation Laboratory.

Elizabeth Hughes reported that by letter dated June 7, 2019, Asbury United Methodist Church submitted documentation in support of their claim of cultural affiliation with the remains and requested that the remains be transferred into the Church's custody.

As required by the Code of Maryland Regulations entitled "Transfer of Human Remains and Associated Funerary Objects" (COMAR 34.04.06.06) the Church has submitted the following materials for review:

- a) Documentation of a relationship of cultural affiliation between the Asbury United Methodist Church and the remains of the requested individuals;
- b) A description of the remains as stated in MHT's inventory; and,
- c) A summary of the Church's final disposition plans for the remains following transfer.

Ms. Hughes explained that in so far as State Finance and Procurement Article, §5A-339(b), Annotated Code of Maryland, permit the transfer of human remain in MHT's possession to a group that can establish a cultural affiliation to the remains, MHT staff reviewed the documents submitted with the Church's June 7, 2019 transfer request to determine if the materials submitted were sufficient to satisfy that requirement.

MHT staff found as follows:

- a) The documentation presented is, in our opinion, sufficient to tie Smith Price and his family to the Asbury United Methodist church in Annapolis. Smith Price is shown to have owned and sold the property on which the church was built to the trustees of the precursor of the Asbury United Methodist church, and Henry Price, Smith's son, is shown to have led the congregation from 1838 until 1863. As such, the documentation reasonably establishes a shared group identity between a present-day organization (Asbury United Methodist church) and an earlier group (the Smith Price family).
- b) The description of the remains is as stated in MHT's inventory.
- c) The Church indicates that it wishes for the remains to be first transferred to the custody of Dr. Julie Schablitsky and stored temporarily at the archaeology laboratory located at 707 N. Calvert Street in Baltimore. After examination by Dr. Schablitsky to determine whether DNA may be extracted from the remains for testing and to consider whether facial reconstruction would be possible, the remains will be transferred to St. Anne's Cemetery where they will be interred in a location that will honor their memory.

The following motion was made by Ms. Bailey, seconded by Mr. Parker and approved unanimously.

**RESOLVED**, that the Maryland Historical Trust Board of Trustees finds that Asbury United Methodist Church, Annapolis, Maryland, has submitted documentation sufficient to establish a cultural affiliation between Smith Price and his family and the Asbury United Methodist Church, and therefore pursuant State Finance and Procurement Article, §5A-339(b), Annotated Code of Maryland, and Code of Maryland Regulations (COMAR) 34.04.06.06, "Transfer of Human Remains and Associated Funerary Objects," approves the transfer of the Hogan Collection (Smith Price Family Cemetery) to the Asbury United Methodist Church.

Mr. Parker thanked MHT staff for acting expeditiously on the request submitted by Asbury United Methodist Church.

Ms. Hughes indicated that MHT staff will reach out to the church to make arrangements to turn the material over to representatives of the church at the MHT offices in Crownsville as soon as possible.

Meeting adjourned at 9:45 AM

M305            Litigation & Legal Issues

Mr. Cucuzzella indicated that there are no litigation or legal issues to report at this time.

M306            Budget & Legislation

Ms. Hughes reported that preparation of the Fiscal Year 2021 budget is getting underway now. Legislative initiatives for the 2020 session of the Maryland General Assembly are also in the early stages of discussion.

Ms. Hughes also noted that the study of the Adaptive Reuse of Historic Properties required by HB1403/SB741 is now underway. Widell Preservation Services, LLC, has been hired to undertake the study which is led by a Steering Committee chaired by MDP Secretary Robert McCord.

M307R           Staff Member Recognition – Kate Dinnel

Board members indicated their support for adoption of the following motion:

**Resolution Expressing Appreciation and Thanks from  
the Maryland Historical Trust Board of Trustees  
to Kate Dinnel for 21 Years of Service**

**July 18, 2019**

*Whereas*, the Maryland Historical Trust was created in 1961 as an instrumentality of the State of Maryland for the purpose of preserving, protecting, and enhancing districts, sites, buildings, structures, and objects significant in the prehistory, history, upland and underwater archeology, architecture, engineering, and culture of the State, to encourage others to do so and to promote interest in and study of such matters; and

*Whereas*, Kate Dinnel has served MHT since 1998 at Jefferson Patterson Park and Museum in both the Maryland Archaeological Conservation Laboratory and the Education Department; and

*Whereas*, her interest in the earth and indigenous people merged to create a Woodland Indian Village garden which is both productive and evocative of another culture, in so doing she fulfilled a critical need for pollinator gardens and habitats while at the same time providing educational opportunities for young people; and

*Whereas*, Kate was frequently seen absconding with the maintenance riding mower but to the best of our knowledge refrained from designing crop circles in Buddy's fields; and

**Whereas**, over the course of her career as an archeologist she has acquired a comprehensive knowledge of material culture as well as historical and natural resources, and has provided technical advice to Education staff for the Discovering Archaeology Program; and

**Whereas**, Kate successfully created a buffer forest near the Village as part of Critical Area mitigation by including thousands of Calvert County sixth graders in the process, providing instruction and guidance on the importance of planting native species which has increased our ability to enhance the immersive environment at the Village; and

**Whereas**, Kate encouraged Archaeology Camp participants to analyze “Stinky Spoons” and smash pottery in preparation for mending activities; and

**Whereas**, the MAC Lab Library may now have approximately 1/3 of its contents re-shelved after they’ve been recovered from Kate’s office;

**Now, therefore, be it resolved** that the Maryland Historical Trust Board of Trustees wishes to express its deep appreciation to Kate Dinnel for her twenty-one years of service and to wish her a healthy, happy and prosperous retirement and a rewarding next phase of life.

Announcements

Ms. Mears reminded the MHT Board that the next meeting is scheduled for Thursday, October 17<sup>th</sup>. A location has yet to be determined. Suggestions for off-site meeting locations would be welcome.

Meeting adjourned at 1:00 PM.

Ms. Laura Mears, Chair

Elizabeth Hughes, Director