

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS' MEETING  
Tuesday, February 1, 2011**

**Present:** Commissioner President Francis Jack Russell  
Commissioner Lawrence D. Jarboe  
Commissioner Daniel L. Morris  
Commissioner Todd B. Morgan  
John Savich, County Administrator  
Sharon Ferris (Recorder)

**Absent:** Commissioner Cynthia L. Jones

**CALL TO ORDER**

Commissioner President Russell called the meeting to order at 9:00 am.

**APPROVAL OF MINUTES**

**Commissioner Jarboe moved, seconded by Commissioner Morris, to adopt the minutes of the meeting of Tuesday, January 25, 2011, as presented. Motion carried 4-0.**

**PROCLAMATIONS WERE PRESENTED IN RECOGNITION OF THE RETIREMENT OF LT HELEN NOLAN, SHERIFF'S OFFICE, AND FUTURE BUSINESS LEADERS OF AMERICA (FBLA) WEEK**

**COUNTY ADMINISTRATOR**

1. Draft Agendas for February 8 and 15, 2011

2. **Department of Public Works and Transportation** (*George Erichsen, Director*)

**Commissioner Morris moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the budget amendment to return \$1,165,000.00 from the Patuxent Park Neighborhood Preservation Program Project (HW 0803) to the FIN 11 Capital Reserve. Motion carried 4-0.**

3. **Sheriff's Office** (*Brian Eley, Civilian Administrator; Erin Shoemaker, Fiscal Manager*)

**Commissioner Morris moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the Memorandum of Agreement between the County and Maryland State Police on behalf of the St. Mary's County**

**Sheriff's Office for the purchase of requested equipment and supplies, Project OT1104, in the amount of \$50,000, and the related budget amendment increasing the project budget by \$50, 000; and to execute the related budget amendment for project OT1103 in the amount of \$38,196 closing out the previous SMIC Agreement, which expired September 30, 2010. Motion carried 4-0.**

#### **4. Commission Appointments**

**Commissioner Jarboe moved, seconded by Commissioner Morris, to appoint George Donely to the Historic Preservation Commission for a partial term to expire December 31, 2011, and to appoint Donald Haskins Chairperson of the Electrical Examiners Board. Motion carried 4-0.**

#### **COMMISSIONER'S TIME**

The Commissioners highlighted upcoming events and those attended over the past two weeks.

#### **GARVEY SENIOR ACTIVITY CENTER VISIT**

The Commissioners joined Congressman Steny Hoyer on a visit to the Garvey Senior Activity Center.

**JOINT MEETING OF THE BOARD OF COUNTY COMMISSIONERS (BOCC) AND THE BOARD OF EDUCATION (BOE)** held at the College of Southern Maryland, Bldg. C, Room 216, 22950 Hollywood Rd., Leonardtown, MD

*Present from BOE and St. Mary's County Public Schools (SMCPS):*

Dr. Salvatore Raspa, Chairman, Board of Education

Ms. Cathy Allen

Ms. Marilyn Crosby, Board Member

Mr. Brooke Matthews, Board Member

Mary Washington, Board Member

Dr. Michael Martirano, Superintendent, SMCPS, Sec./Treas., BOE

Mr. Brad Clements, Chief Operating Officer

Beverly Dahlstrom, Recorder for SMCPS

Ms. Linda Dudderar, Chief Academic Officer

Ms. Zina McGowan-Thomas, Public Information Officer

Mr. Greg Nourse, Director, Budget and Finance

*Additional County Staff Present:*

Mr. Derick Berlage, Director, Land Use and Growth Management

Ms. Amy Carter, Videographer

Ms. Karen Everett, PIO

Ms. Elaine Kramer, Chief Financial Officer

Commissioner President Russell called the meeting to order at 1:33 pm and provided opening remarks, along with BOE Chairman Dr. Raspa.

Mr. Savich and Ms. Kramer framed the discussion on the challenging revenue outlook by presenting a Summary of Projected Revenues and Baseline Expenses, data on the annual change, share, and trends in state aid for schools and other government entities, Fiscal 2011 Retirement Costs by County, and the latest information on the state's budget challenges and how they will impact locally. The Board of County Commissioners set the County funding target for the Board of Education at state mandated maintenance of effort. The County's goal is to develop and adopt a budget that is balanced and leads to future years that are sustainable.

Dr. Martirano stated that with reduced revenues from the state, the County's budget target set at maintenance of effort for FY 2012, increases in fuel, energy, and healthcare costs, and as negotiations begin with employee groups, the outlook is bleak. To that end, Dr. Martirano reviewed some of the internal modifications he is employing, including looking for ways to reduce costs that might cut into programs and positions.

Dr. Martirano and staff also provided a summary of the FY 2012 State Capital Improvements Program, New Elementary School Update and Timetable, School Enrollment for 2010-11, and different methods of calculating enrollment for state aid, total number of students enrolled, capacity, and budgeting purposes.

The Board of County Commissioners and Board of Education resolved to continue their open communications and commitment to working together to meet the shared budget challenges ahead.

## **EXECUTIVE SESSION**

Present: Commissioner Francis Jack Russell, President  
Commissioner Lawrence D. Jarboe  
Commissioner Daniel L. Morris  
Commissioner Todd B. Morgan  
John Savich, County Administrator  
Donna Gebicke, Administrative Assistant  
Absent: Commissioner Cynthia L. Jones  
Authority: Article 24, Section 4-210(a)1  
Time Held: 4:04 pm – 4:56 pm  
Subject Discussed: Personnel (employment contracts)

## **PUBLIC HEARING ON PROPOSED COMPREHENSIVE WATER AND SEWER AMENDMENT(THOMPSON PROPERTY, 3<sup>RD</sup> ELEC. DIST.)**

Commissioner President Russell opened the Public Hearing at 6:30 pm and provided welcoming remarks.

Present: David Chapman, Capital Facilities Planner, Dept. of Land Use and Growth Management

Wildewood Residential, LLC made application to provide community water and sewer services for a proposed subdivision to be situated on 7.9 acres known as the Thompson Property. Mr. Chapman provided background information on steps required to amend the County's Comprehensive Water and Sewerage Plan. All required analysis and preliminary steps with various agencies involved are complete, including a Public Hearing with the Planning Commission. Notice of this public hearing concerning proposed Comprehensive Water and Sewerage Amendment on the Thompson property was in the Enterprise on January 14, and January 19, 2011, adjoining property owners were notified by mail, and signs were posted on the property. The acceptance of the proposed water and sewer amendment would provide a change to the water and sewer category from W-6D and S-6D (service in 6-10 years, developer financed) to W-3D and S-3D (service in 3-5 years developer financed) for the proposed 7 lot residential subdivision.

Jim Gotsch, Engineer, Loiederman Soltesz Associates Inc., presented the preliminary site plan for the Thompson Property, and explained that the proposed 7 lot subdivision is not a part of the Wildewood PUD but will be built between two sections of PUD. He explained where the water and sewerage lines for the proposed subdivision will merge with Wildewood's lines. Road access to the proposed subdivision and designated open space areas were also discussed. *Commissioner Morgan expressed concern with number of acres designated as open space and with storm water management in the area of Huckelberry Way.* Mr. Gotsch explained there are specific guidelines for two types of open spaces (open space and developed open space). He also noted that drainage from proposed subdivision will not impact the Huckelberry Way area. Shawn Day, Duball, LLC, invited the Commissioners to visit the PUD and his office, for a more in-depth review of PUD maps, plans, and background information, to address their questions and concerns.

Commissioner President Russell opened the hearing for public comments.

*There were no comments from the public.*

Commissioner President Russell noted that the Commissioners will receive written comments for an additional ten days and closed the Public Hearing at 6:54.

## **PUBLIC FORUM**

Commissioner President Russell opened the Public Forum at 7:00 pm.

Public Comments. *(Comments as noted below are intended as highlights of testimony given and are not verbatim)*

### **Carol Romary, 23081 Silk Oak, California, MD 20619**

Member of Board of Library Trustees. Provided timeline dating back to 2006 concerning a new Library. Noted May 4, 2009, during a BOCC Budget work session Commissioners voted 4-1 to build a library on

the Hayden Farm property. Suggested time is critical or funds will be lost. Entered timeline document into the record.

**James and Sandra Shupe, 41407 Whimsical Ct., Leonardtown, MD 20650**

Dangerous levels of Radon in the Leonard's Grant subdivision. Levels exceed EPA acceptable limits. Radon is the second leading cause of lung cancer among non smokers. Concerned that new Elementary School on the Hayden Farm property adjacent to Leonard's Grant may have radon issues. Requested Commissioners adopt a radon regulation policy into the existing county and municipal building codes. Entered a letter to the County Commissioners into the record. *Commissioner Russell will direct issue to LUGM.*

**Pat and Teresa Leard, 41525 Trace Cr., Leonardtown, MD 20650**

Suggested renovating current library and adding store-front access centers along major county corridors. Instead of paying a million dollars more for a new library built in the middle of a farm, should change paradigms - suggested a micro-library. Entered letter to the Commissioners into the record.

**Paul Kelly, 41885 Medleys Neck Rd., Leonardtown, MD 20650**

Opposed to new library on Lawrence Avenue in Leonardtown. Asked if study was completed on traffic impact? Concerned with impact on Fire and Rescue Squads in the area. Heard Lawrence Avenue location will revitalize business in Leonardtown and asked if any 3<sup>rd</sup> party study has been completed to prove that it will. Leonard's Grant developing hundreds of new homes so Hayden Farm more convenient for many patrons. Possibility of 2 new schools on the Hayden site was also discussed in 2009. Not enough time to consider other options or we might lose state money. Suggested entering into contractual agreement now, while economy is down, to possibly get lower price. Move forward, build on Hayden site.

**Davis Triantos, 42371 Riverwinds Dr., Leonardtown, MD 20650**

Concerned that MetroCast switched Public TV programs until after midnight. Needs attendees at monthly meetings and citizens to provide videos. Asked Commissioners if MetroCast does not want to air Public TV programs is there any possibility of using Channel 95?

**Tim Dean, 49653 Buzz Marina Way, Ridge MD 20680**

Issue at Buzz's Marina. Board of Appeals decision rendered to deny camping at Buzz's Marina. Commented LUGM did everything right and Board of Appeals were great. Concerned with comments on a blog.

**Robert Kirstensen, 425 Broad Creek, Ft. Washington, MD**

Considering moving to St. Mary's County. Not sure now if it will be St. Mary's or Calvert County. Saw newspaper article on how the Buzz's Marina issue was handled and Commissioners to treat this matter in a way that demonstrates good government.

**Mike Swartz, Mikes Bikes, Lexington Park, MD 20653**

Forums are great and recommended the following

- Invite the Sheriff's Office, States Attorney's Office and Board of Education
- Salvage yard open on St. Andrews - use it, not county landfill for scrap metal
- Support a Police Station in Lexington Park 24/7

- Provide low income housing – people sleeping in churches
- Provide skate park and bike trails in winter for youth
- Clean sidewalks on Great Mills Rd., road crews do great on roads but sidewalks are dangerous
- Put checks on internet so everyone can see - to solve county check issue - open government
- Think about speeding up the sewer line inspection regimen since sewer snafu in Lexington Park

**Deb Rev, 18364 Chestnut St., Lexington Park, MD 20653**

Asked the following:

- What is County budget deficit this year? *Commissioner Morgan responded projected to be approximately \$1.5M.*
- What is State deficit? *Commissioner Morgan responded approximately \$1.6B.*
- What is County's expected deficit for next year? *Commissioner Morgan responded approximately \$5.8M.*

Commented how can we afford a new library and do we really need it at this time. Encouraged Commissioners to stop spending and not increase taxes.

Commissioner President Russell closed the Public Forum and adjourned the Board of County Commissioners meeting at 7:47 pm.

Minutes Approved by the Board of County Commissioners on \_\_\_\_\_

\_\_\_\_\_  
Sharon Ferris, Senior Administrative Coordinator (Recorder)