

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, February 28, 2012**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Todd B. Morgan (joined meeting at 10:00)
Commissioner Daniel L. Morris
John Savich, County Administrator
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the business meeting to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

APPROVAL OF MINUTES

The minutes of February 14, 2012, were adopted as presented.

COUNTY ADMINISTRATOR

1. Draft Agendas for March 6 and 13, 2012.
- 2. Department of Public Works and Transportation** (*George Erichsen, Director; Jacqueline Fournier, Transportation Manager*)

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the FY2013 Annual Transportation Plan to submit to the Maryland Transit Administration on behalf of the Department of Public Works and Transportation in the amount of \$2,943,696. Motion carried 4-0.

- 3. Department of Recreation and Parks** (*Phil Rollins, Director; Debra Pence, Manager, Museum Division*)

Commissioner Morris moved, seconded by Commissioner Jones, to accept the deed from Lighthouse Road Associates, LLC dated December 26, 2011 to convey 2.08

acres of land, more or less, in the Second Election District, for use as recreation, open space and parkland associated with the Piney Point Lighthouse Museum and Park and authorize Commissioner President Russell to sign the Certificate of Acceptance on behalf of the County and the IRS Form 8283, Non-cash Charitable Contributions. Motion carried 4-0.

(Jessica Hale, Recreation Division Manager; Gary Reed, Leisure Program Coordinator Dept. Recreation and Parks)

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to sign the Second Addendum to Lease Agreement between the County Commissioners of St. Mary's County and the Patuxent Development Co., Inc. on behalf of the St. Mary's Gymnastic Center. Motion carried 4-0.

Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the St. Mary's County Arts Council Community Arts Development Grant Application for the annual Recreation and Parks Summerstock Musical in the total amount of \$1,500. Motion carried 4-0.

Briefing on Paralympic Sport - Southern Maryland Program

Present: Jessica Hale, Recreation Division Manager

Gary Reed, Leisure Program Coordinator, Dept. Recreation and Parks

Christina Bishop, Therapeutic Recreation Coordinator

Ms. Bishop explained that Paralympic Sport –Southern Maryland is a community-based sports club developed to involve youth and adults with physical and visual disabilities in sports and physical activities, regardless of skill level. Initially the focus will be on aquatic programs and programs for injured military personnel with hopes of expanding to cycling and kayaking in the near future. All programs and activities will be based in Southern Maryland and run by the St. Mary's County Department of Recreation and Parks.

4. Department of Public Safety and Information Technology (*Bob Kelly, Director*)

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize the Department of Public Safety to execute the Local Emergency Planning Committee (LEPC) Grant Addendum for funding under the Community Right To Know LEPC Grant, Project #MD1219 from the Maryland Department of the Environment in the amount of \$7,843, consistent with the copy reviewed by the BOCC, and also approve and authorize Commissioner President Russell to execute the related budget amendment to increase the Project budget and revenue accounts in accordance with the actual agreement. Motion carried 4-0.

Commissioner Morris moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the budget amendment transferring \$102,934 from the Emergency Radio Communications accounts where funding is available due to not filling a vacant radio technician position and also due to EDACS maintenance contract costs reduced, to the Emergency Communications accounts for costs in overtime and hourly employee salaries related to leave coverage for regular staff and dispatcher's training requirements for new employees. Motion carried 4-0.

Commissioner Morgan joined the meeting at 10:00 am.

DEPT OF LAND USE AND GROWTH MANAGEMENT: ANNUAL REPORT ON SCHOOL CAPACITY

Present: Phil Shire, Director, Dept. Land Use and Growth Management
David L. Chapman, Capital Facilities Planner, Dept. Land Use and Growth Management
Kimberly Howe, St. Mary's County Public Schools

Mr. Shire and Mr. Chapman explained that the Comprehensive Zoning Ordinance requires public facilities, including schools, be adequate to serve proposed development. Land Use and Growth Management (LUGM) staff perform analysis on enrollment figures provided by St. Mary's County Public Schools to determine seating capacity needed. As LUGM receives requests for new housing projects, they track seating availability against the projected needs for the new development. Mr. Chapman noted that at this point in time, based on the 2011-2012 school enrollments and factoring in the new projected elementary school in Leonardtown, there is adequate school capacity throughout the County to accommodate new growth.

Commissioner Jarboe moved, seconded by Commissioner Morris, to accept the School Year 2011-12 report on school facilities and direct that the capacities therein be used to verify the adequacy of public schools to accommodate residential impacts as required by chapter 70, adequate public facilities, of the comprehensive zoning ordinance. Motion carried 5-0.

ST MARY'S COUNTY PUBLIC SCHOOLS: CAPITAL IMPROVEMENTS PROGRAM – SITE ACQUISITION

Present: Dr. Michael J. Martirano, Superintendent of Schools
Brad Clements, Chief Operating Officer
Kimberly Howe, Coordinating Supervisor of Capital Planning
& Green Schools

Mr. Clements addressed Capital Improvement Program projects for which property has been acquired and the need for acquisition of future school sites. Land has been acquired for a new elementary school, a new middle school, expansion of Lettie Marshall Dent Elementary

School, and the Evergreen Elementary School Early Childhood Center. Future growth projections require sites for two additional elementary schools in the California/ Lexington Park area and a new high school in the California/Hollywood area. The Board of Education has reviewed 172 potential school sites; however, the majority of the sites within the Development District do not meet the needs of a school site. Dr. Martirano suggested that now is the time to provide the schools with the latitude to secure sites at today's prices when economic conditions are favorable and capital funds are available.

**DEPT. OF PUBLIC WORKS AND TRANSPORTATION & ST. MARY'S COUNTY
PUBLIC SCHOOLS: PRESENT UPDATED LEONARDTOWN EDUCATIONAL/
RECREATIONAL CAMPUS DRAFT ANNEXATION MASTER PLAN DOCUMENT**

Present: George Erichsen, Director, Dept. Public Works and Transportation
Dr. Michael J. Martirano, Superintendent of Schools
Brad Clements, Chief Operating Officer, St. Mary's County Public Schools
Phil Rollins, Director, Dept. of Recreation and Parks

The updated master plan for the Leonardtown Educational/ Recreational Campus was presented. Originally the property was to house an elementary school and middle school, recreation facilities, and a public library. The current plan includes a new elementary school, an early childhood center, a middle school, several multi-purpose community fields and a stadium/track. It is anticipated that the annexation of the Hayden Property into Leonardtown will be finalized in April 2012. A deed for the property is required prior to July 2012 to secure state funding for the new elementary school.

Commissioner Morris expressed his concern with traffic ingress/egress to the property.

BOCC SITTING AS ST. MARY'S COUNTY BOARD OF HEALTH

Present: Dr. William Icenhower, Health Officer
Larry Polsky, M.D., Community Health Advisory Committee
Tracy Kubinec, Deputy Health Officer
Daryl Calvano, Environmental Health Officer
Libby Blair, Health Services Director
Joy Sapp, Fiscal Services Chief

Commissioner Morgan moved, seconded by Commissioner Jones, to adjourn as the Board of County Commissioners and reconvene as the St. Mary's County Board of Health. Motion carried 4-0. Commissioner Morris was out of the room when vote was taken.

Dr. Icenhower noted that at this time last year the main topic for discussion was influenza and that has declined this year. He explained the state of Maryland Health Improvement Process and the requirement for each county to develop their local health improvement plan or coalition. Dr. Polsky provided the results of the St. Mary's County Community Needs

Health Assessment for 2012 and described the Health Advisory Committee strategies to address the following health priorities: (1) obesity, (2) tobacco use, (3) infant mortality, (4) child abuse, and (5) physician shortages. Additional issues facing the state and communities are motor vehicle injuries and prescription drug abuse.

Commissioner Jones moved, seconded by Commissioner Morris, to adjourn as St. Mary's County Board of Health and reconvene as the Board of County Commissioners. Motion carried 5-0.

COMMISSIONER'S TIME

The Commissioners highlighted upcoming events and those attended over the past week as well as personal interest items.

RECESS / DISCUSSION WITH STUDENTS FROM ST. MARY'S COLLEGE OF MARYLAND

DEPT. OF LAND USE AND GROWTH MANAGEMENT: DECISION ON PROPOSED AMENDMENT TO ZONING MAP 66 TO CORRECT A CRITICAL AREA OVERLAY MAPPING MISTAKE AT ST. MARY'S YACHTING CENTER (DENNIS POINT)

Present: Phil Shire, Director, Dept. Land Use and Growth Management
Sue Veith, Environmental Planner, DLUGM

A public hearing was held on February 7, 2012, to hear testimony on case #11-245-002, a request for a mapping amendment to correct a Critical Area Zoning Overlay mistake at the St. Mary's Yachting Center. The record was left open for an additional 10 days with no comments received. The correction will change the overlay from Resource Conservation Area (RCA) Critical Area Overlay to Limited Development Area (LDA) Critical Area Overlay.

Commissioner Jones moved, seconded by Commissioner Morris, to adopt a Resolution requesting that the Chesapeake and Coastal Bays Critical Area Commission approve the correction of a zoning map error pertaining to the Critical Area overlay at St. Mary's Yachting Center. Motion carried 4-0. Commissioner Morgan was not in the room for the vote.

DEPT. OF LAND USE AND GROWTH MANAGEMENT: WORK SESSION #2 ON MARYLAND'S WATERSHED IMPLEMENTATION PLAN (WIP) (URBAN SECTOR)

Present: Sue Veith, Environmental Planner, Dept. Land Use and Growth Management
and WIP Coordinator
John Gregory, Deputy Director, Dept. Public Works and Transportation
Jacqueline U. Takacs, Watershed Restoration Specialist, MD Sea
Grant Ext. Program
Bruce Young, District Manager, St. Mary's Soil Conservation District

The Urban Stormwater Loads Section of the Watershed Implementation Plan is not as large an issue for St. Mary's County as other sectors. St. Mary's County's population is now over 100,000 which requires the county to obtain a National Pollution Discharge Elimination System (NPDES) permit. This mandate brings requirements that could result in the need to fund millions of dollars in future watershed restoration projects. The Committee made several recommendations to the Commissioners which included: (1) retrofit county owned property in the development districts as a pilot program; (2) improve tracking and data entry for storm water management installed per permits and also homeowner efforts; (3) the County take partial or full delegation of sediment and erosion control since MDIA has only one inspector for the county; (4) continue existing regulations to minimize development impacts and reduce future costs to County for retrofit projects; (5) determine equitable distribution of costs to greenfield and brownfield development; (6) continue to work with UMD and local organizations to educate the public; and (7) determine ways to fund implementation programs and projects.

BOCC AND ST. MARY'S COUNTY DELEGATION: ST. MARY'S COUNTY EDUCATION FUNDING DISCUSSION

Present: Delegate John Bohanan
Delegate Anthony O'Donnell

Commissioner Russell opened the meeting for discussion at 7:10. The Commissioners and Delegates Bohanan and Delegate O'Donnell discussed the potential shift of pension costs to the counties, the components of education funding, maintenance of effort and the wealth factors in calculating maintenance of effort. Links to the state data referenced during the meeting will be posted on the County's Website.

ADJOURNMENT

Commissioner Russell adjourned the meeting of the Board of County Commissioners meeting at 8:47 pm.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)