

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, May 17, 2011**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Daniel L. Morris
Commissioner Todd B. Morgan
Sue Sabo, Acting County Administrator
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the meeting to order at 9:02 am.

APPROVAL OF MINUTES

Commissioner Morgan moved, seconded by Commissioner Morris, to adopt the minutes of the meeting of Tuesday, May 17, 2011, as presented. Motion carried 4-0. *Commissioner Jones abstained.*

PROCLAMATIONS IN RECOGNITION OF PUBLIC WORKS WEEK, TRANSPORTATION WEEK AND NATIONAL SAFE BOATING WEEK WERE PRESENTED

COUNTY ADMINISTRATOR

1. Draft Agendas for May 24 and May 31, 2011.

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

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to sign Public Works Agreement Addendum guaranteeing construction of the road in the Barrister's Landing Subdivision, located in the 8th Election District with an Expiration Date of December 1, 2011. Motion carried 5-0.

3. Department of Recreation and Parks (*Phil Rollins, Director*)

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the budget amendment that will partially close out the Piney Point Lighthouse Museum project RF0103 and return \$160,000 to the FIN11 Capital Reserve. Motion carried 5-0.

4. Department of Finance (*Elaine Kramer, CFO*)

Commissioner Morris moved, seconded by Commissioner Jones, to approve and authorize Commissioner President Russell to execute the budget amendment realigning \$25,000 from the Emergency Appropriations Reserve to the Unemployment Compensation Expense account to cover projected general fund Unemployment Compensation Costs for FY2011. Motion carried 5-0.

Commissioner Morgan moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the budget amendment in the amount of \$16,946 transferring funds from the Commissioner's Emergency Reserve to the County's General Fund OPEB account in order to fully satisfy OPEB funding requirements, and also decrease the Housing Division's revenue and expenses for the budgeted amount of OPEB that they will not reimburse. Motion carried 5-0.

5. Department of Economic and Community Development (*Bob Schaller, Director; Robin Finnacom, CEO St. Mary's Community Development Corporation*)

(Ella May Russell, Director, Dept. of Social Services)

Commissioner Morgan moved, seconded by Commissioner Jones, approve and authorize Commissioner President Russell to execute the Standard Contract Modification for the FY2011 Job Connections Agreement to allow the Maryland Department of Social Services to issue electronic referrals to the St. Mary's County Community Development Corporation, Inc. and also enhance programmatic services under their skills training services; and to execute the 1st Amendment of the FY2011 Inter-Governmental Agreement to enhance services with regards to the protection of electronically transferred data between the organizations; and also execute the FY2012 Job Connections Inter-Governmental Agreement, Project US1231, in the amount of \$223,818, and the related Certificate Regarding Lobbying form, and also the related Sub-recipient Agreement between the County and St. Mary's County Community Development Corp., Inc. and also the FY2012 modification to allow electronic client referrals and modify the skills training service. Motion carried 5-0.

DECISION ON PROPOSED COMPREHENSIVE WATER AND SEWER PLAN AMENDMENT FOR TRACTOR SUPPLY COMPANY, CASE CWSP 10-200-003

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

The Board of County Commissioners' Public Hearing was held April 26, 2011. One citizen provided testimony expressing his concern about being required to connect to the new water and sewer line. He was advised that he would not be required to connect. During the 10-day open record period, staff received written comments from Ms. Jacquelyn Meiser, St. Mary's County Metropolitan Commission, addressing the issue of property connection requirements when a new public water and sewer line is constructed. Ms. Meiser indicated it is unfeasible to require anyone to connect to water and sewer due to the ambiguity in applicable County documents (i.e. Comprehensive Plan, Zoning Ordinance and/or Comprehensive Water and Sewer Plan). Mr. Chapman reiterated that no individual property owner is mandated to connect to the water and sewer lines requested for the Tractor Supply Company.

Commissioner Morgan moved, seconded by Commissioner Morris, that in the matter of CASE CWSP-10-200-003, Tractor Supply Company, to amend Service Area Maps III-34 and IV-34 of the St. Mary's County Comprehensive Water and Sewerage Plan to change the service categories from W-6D and S-6D to W-3D and S-3D, service in 3-5 years, developer financed, for 3.0 acres described as Tax Map 34, Grid 2, Parcel 190 in the 6th Election District. Motion carried 5-0.

ST. JEROME CREEK JETTY STUDY UPDATE

Present: Zane Rettstatt, Project Engineer, Dept. Public Works and Transportation
Tony Clark, Project Manager, Corps of Engineers

An update on the feasibility study for the construction of two Jetty's at the entrance of St. Jerome Creek was provided. Staff presented three possible types of building material to use for the pilings (Treated Timber, Vinyl Encapsulated Timberguard and Concrete) along with associated costs and requested direction from the Commissioners for the type of material to pursue. The Commissioners directed staff to proceed using the Timberguard Piles for their cost analysis. The availability of federal funding for construction will be a crucial factor for the anticipated start date of FY2013 because funding for these types of projects may not be supported in the President's Budget for FY2012. The project is planned for 90% Federal funding and 10% local funding.

COMMISSIONER'S TIME

The Commissioners highlighted events attended over the past week.

**11TH ANNUAL LAW ENFORCEMENT APPRECIATION DAY CEREMONY &
LUNCHEON**

The Commissioners attended the Annual Law Enforcement Appreciation Day Ceremony.

ADJOURN

Commissioners meeting adjourned at approximately 12:30 pm.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)