

**COMMISSIONERS OF ST. MARY'S COUNTY  
MEETING  
Tuesday, August 19, 2014**

**Present:** Commissioner President Francis Jack Russell  
Commissioner Lawrence D. Jarboe  
Commissioner Todd B. Morgan  
Commissioner Cynthia L. Jones  
Commissioner Daniel L. Morris  
County Administrator, Dr. Rebecca Bridgett  
Sharon Ferris (Recorder)

**CALL TO ORDER**

Commissioner President Russell called the business meeting of the Commissioners of St. Mary's County to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

**APPROVAL OF MINUTES**

**Commissioner Jones moved, seconded by Commissioner Morris, to approve the minutes of August 5, 2014, as presented. Motion carried 3-0. Commissioners Jarboe and Morgan abstained.**

**COUNTY ADMINISTRATOR**

1. Draft Agenda for August 26, 2014. There will be no meeting September 2, 2014.
2. **Sheriff's Office** (*Captain Daniel Alioto; Erin Shoemaker, Fiscal Manager*)

**Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to accept the NADDI Law Enforcement Grant, Project OT1505, from the National Association of Drug Diversion Investigators on behalf of the St. Mary's County Sheriff's Office in the amount of \$5,000. Motion carried 5-0.**

3. **Department of Land Use and Growth Management** (*Grace Brady, Historic Planner of Land Use and Growth Management*)

*(Carol Moody, Chair Historic Preservation Commission)*

**Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Certified Local Government**

**Grant Agreement, Project US1551, from the Maryland Historical Trust, Maryland Department of Planning, on behalf of the Historic Preservation Commission in the amount of \$12,853 for the purpose of assessing known archeological resources and to execute the budget amendment realigning the project budget to award. Motion carried 5-0.**

**4. Finance Department** (*Elaine Kramer, Chief Financial Officer*)

**Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the budget amendment transferring funds in the amount of \$890,547 of non-county appropriation from the FIN14 Capital Reserve to the FIN15 Capital Reserve to establish a capital reserve in fiscal year 2015. Motion carried 5-0.**

**5. Department of Recreation and Parks** (*Brian Loewe, Director*)

*(David Guyther, Parks Manager)*

**Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Maryland Nutrient Management Program Fertilizer Applicator Business License form and all future forms as necessary for this program on behalf of the Commissioners of St. Mary's County. Motion carried 5-0.**

*(Elaine Kramer, CFO)*

**Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the budget amendments to: 1) transfer funds from the Recreation Facilities and Park Improvement Projects RP1403 in the amount of \$125,000 and RP1503 in the amount of \$340,000 to the Three Notch Trail Phase VI project #PA1101; 2) transfer \$353,240 from the FIN15 Capital Reserve account to the Three Notch Trail Phase VI project #PA1101; and 3) authorize staff to submit the Concurrence in Award package to SHA. Motion carried 5-0.**

**PUBLIC HEARING: AMENDMENT TO THE COMPREHENSIVE SOLID WASTE MANAGEMENT AND RECYCLING PLAN – APARTMENT BUILDING AND CONDOMINIUM RECYCLING (ABCR) PROGRAM**

Commissioner President Russell opened the public hearing at 9:45.

**Present:** George Erichsen, Director, Dept. of Public Works and Transportation

Mr. Erichsen submitted an Affidavit of Public Hearing Postings and Notice of Public Hearing for the record. The Maryland General Assembly passed House Bill 1 which became effective on October 1, 2012, requiring apartment and condominiums containing ten or more dwelling units to recycle. *The Annotated Code of Maryland*, Section 9-1803(b) (12) of the Environmental Article requires St. Mary's County to

review its Solid Waste Management and Recycling Plan to include the Apartment Building and Condominium Recycling Program. The proposed amendment will comply with the guidelines set forth in the *Annotated Code of Maryland* and House Bill 1. Letters from the State and the Department of Public Works and Transportation were mailed to the 39 apartment/condominium complexes in the County notifying them of the change.

Commissioner Russell opened the hearing for public comment. There were no public comments. Commissioner Russell stated the record would be left open for an additional ten days to receive public comments on this matter and closed the hearing at 10:04 am.

**DEPT. OF LAND USE AND GROWTH MANAGEMENT: PROPOSED ZONING TEXT AMENDMENT REGARDING MANDATORY RECYCLING FOR APARTMENT BUILDINGS AND CONDOMINIUMS**

**Present:** Phil Shire, Director, Dept. of Land Use and Growth Management

Mr. Shire noted the proposed zoning text amendment is to amend Use Type 16 of the Comprehensive Zoning Ordinance to require recycling collection receptacles for apartment and condominium building with ten or more dwelling units vice the 100 dwelling units or more currently required in the Ordinance. This will align the Comprehensive Zoning Ordinance with the County's Solid Waste Management and Recycling Plan amendment to meet State requirements.

**Commissioner Jones moved, seconded by Commissioner Jarboe, to authorize the Department of Land Use and Growth Management to schedule a public hearing on the proposed amendment. Motion carried 5-0.**

**OFFICE OF THE COUNTY ATTORNEY: PROPOSED ST. MARY'S COUNTY CODE REVISIONS (REPEALS)**

**Present:** George Sparling, County Attorney

The County Attorney's Office has undertaken an in-depth review of the *Code of St. Mary's County, Maryland*. Mr. Sparling met with department managers to discuss the laws that affect their departments and to determine if any are redundant or obsolete. Because of the complexity of the review, it was determined that the project would be completed in two phases. The first phase of the revision consists of obsolete, redundant, and legally inconsistent local laws and ordinances. Mr. Sparling requested a public hearing be scheduled for phase one of the review.

**Commissioner Jarboe moved, seconded by Commissioner Morris, to authorize the Office of the County Attorney to schedule a public hearing on Phase I of the Revision of the Code of St. Mary's County, Maryland. Motion carried 5-0.**

## **COMMISSIONER'S TIME**

The Commissioners highlighted events of the past week.

## **SOUTHERN MARYLAND NAVY ALLIANCE: STRATEGIC UPDATE**

Present: Robin Finnacom, Acting Director  
Glen Ives, President, SMNA  
Ken Farquhar, Executive Vice President, SMNA  
Bob Wirt, Executive Director, SMNA

Mr. Ives provided an overview of the Southern Maryland Navy Alliance and stated their mission to support, promote, and enhance the intellectual capital and infrastructure at Patuxent River and St. Inigoes as an economic asset and resource to the Southern Maryland region. Topics of discussion included BRAC, Infrastructure, Wind Turbines and Autonomous Systems. Mr. Ives compared the status of preparation for future BRACs in Maryland to other states noting that Patuxent River has tough competition and indicated Maryland is behind other major states in preparing for future BRACs. He commended the Commissioners for funding a Strength, Weakness Opportunities and Threats (SWOT) Analysis which is an essential tool to establish a baseline from which to plan future requirements. He discussed the importance of infrastructure inside and outside the base gate and suggested finding ways to partner with the Navy on this issue. He discussed the potential Wind Farms on the Eastern Shore noting that although no one is against alternative energy, there is a need to make sure the range at Patuxent River is protected and that other workforce entities are not affected. The University of Maryland (UMD) launched a new Unmanned Aircraft Systems (UAS) Test Site in Southern Maryland at the St. Mary's County Airport. The UMD UAS Test Site is part of the Mid-Atlantic Aviation Partnership, in consort with Virginia and New Jersey, under the Federal Aviation Administration (FAA) UAS Test Site program and will help the FAA integrate UAS into the national airspace. These systems are a growth industry for Patuxent River and will be beneficial not only to Patuxent River but the entire County.

## **MOTION TO ENTER INTO EXECUTIVE SESSION**

**Commissioner Morgan moved, seconded by Commissioner Jones to enter into Executive Session for the purpose of discussing potential property acquisition. Motion carried 5-0.**

## **EXECUTIVE SESSION**

### Property Acquisition

Present: Commissioner Francis Jack Russell, President  
Commissioner Lawrence D. Jarboe

Commissioner Cynthia L. Jones  
Commissioner Todd B. Morgan  
Commissioner Daniel L. Morris  
Dr. Rebecca Bridgett, County Administrator  
George Sparling, County Attorney  
Brian Loewe, Director, Dept. of Recreation and Parks  
Donna Gebicke, Administrative Assistant

Authority: Article 24, Section 4-210(a)11  
Time Held: 11:33 am – 11:55 am  
Subject: Property Acquisition

### **ADJOURNMENT**

The meeting adjourned at 11:55 am.

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

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