

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
GOVERNMENTAL CENTER
Tuesday, April 17, 2007**

Present: Commissioner President Francis Jack Russell
Commissioner Kenneth R. Dement
Commissioner Lawrence D. Jarboe
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
John Savich, County Administrator
Donna M. Gebicke, Administrative Assistant (Recorder)

The Board of County Commissioners' meeting was called to order at 9:00 AM.

ADDITIONS/DELETIONS TO AGENDA

Commissioner Jarboe moved, seconded by Commissioner Raley, to adopt the agenda as presented. Motion carried 5-0.

APPROVAL OF CHECK REGISTER

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to authorize the Commissioner President to sign the Check Register for checks dated April 17, 2007, as submitted. Motion carried 5-0.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Dement, to adopt the minutes of the Commissioners' meeting of April 10, 2007, as presented. Motion carried 5-0.

PROCLAMATIONS

The Commissioners presented proclamations in recognition of the following:

National Crime Victims Week - April 22-28, 2007 (State's Attorney's Office)

Present: Jeannie Copsey, Victim/Witness Coordinator

National Volunteer Week – April 15-21, 2007 (St. Mary's Nursing Center)

Present: Don Lewis, Administrator
Kim Simpkins, Activity Director
Cathy Bowles, Volunteer

Dolores Wheeler, Volunteer
Carol Tirgina, Volunteer

National Housekeeping and Laundry Week – April 23-27, 2007 (St. Mary’s Nursing Center)

Present: John Allen, Housekeeping and Laundry Supervisor
Sally Lake, Staff
Gwen Wills, Staff

MARCEY HOUSE ANNUAL GOLF BENEFIT KICK OFF

Present: Larry Harvey, Director, Marcey House
Daniel Slade, Chair, Board of Directors
Robert Richardson, Board of Directors
Dan White, Board of Directors
Carol Gallagher, Board of Directors
Todd Morgan, Eagan & McAllister Associates, Inc.

Mr. Harvey and Marcey House Board members extended an invitation to the Board of County Commissioners to the 14th Annual Marcey House Benefit Golf Tournament on Friday, May 25, at the Wicomico Shores Municipal Golf Course. All proceeds benefit the Marcey House, a residential, rehabilitative treatment facility for those recovering from substance abuse. The tournament’s title sponsor, Eagan, McAllister Associates, Inc., and associate sponsors, Verizon, Constellation Energy Group, Southern Maryland Electric Cooperative and Washington Gas, were recognized for their support of this major fundraising event.

LEXINGTON PARK ELEMENTARY SCHOOL KINDERGARTEN STUDENTS

Present: Lynn Morgan-Smoot, Supervisor of Instruction for Fine Arts
Rudell Jones, Principal, Lexington Park Elementary School
Michelle Hirtz, Kindergarten Teacher, Lexington Park Elementary
Joanne Clapp, Instructional Paraeducator, Lexington Park Elementary

Students from the all-day kindergarten program at Lexington Park Elementary demonstrated their excellent reading skills by reading to the Commissioners and others in attendance.

COUNTY ADMINISTRATOR

1. Draft Agendas for April 24, and May 1, 2007.
2. **Dept. of Economic and Community Development** (*Hans Welch, Mgr., Business Development; Cynthia Dellagatta, Economic Development Coord.; Debra Gass, Project Director, So. MD Tri-County Community Action Committee, Inc.*)

Commissioner Raley moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to sign the Maryland Community Development Block Grant Agreement for Hunting Creek Infrastructure and the Sub-Recipient Agreement between the County and the Southern Maryland Tri-County Community Action Committee, Inc. Motion carried 5-0.

3. **Dept. of Public Works & Transportation** (*George Erichsen, P.E., Director*)
Actions Requested:

- a. To approve and authorize the Commissioner President to sign the Budget Amendment that decreases the appropriation for the Transfer Station Project, #SW0601, by \$870,000 and increases General Obligation Bonds in the Capital Reserve FIN07 by the same amount. In addition, staff is directed to include the reprogrammed Transfer Station appropriation to the FY08 CIP budget request.
- b. To approve and authorize the Commissioner President to sign the following Public Works Agreement Addenda for the Forrest Farm Subdivision, located in the **3rd Election District**:
Section 3, Phase 5, with an expiration date of October 1, 2007; Section 3, Phase 6, with an expiration date of February 1, 2008; and Section 3, Phase 7, with an expiration date of February 1, 2008.
- c. To approve and authorize the Commissioner President to sign the Public Works Agreement for the Indiantown Hills Subdivision, located in the **4th Election District**, with an expiration date of February 1, 2008.
- d. To approve and authorize the Commissioner President to sign the Public Works Agreement Addendum for the Patuxent Corporate Center, located in the **8th Election District**, with an expiration date of March 1, 2008.
- e. To approve and authorize the Commissioner President to sign the Public Works Agreement Addendum for the Southwoods PUD Subdivision, Phase 2, located in the **8th Election District**, with an expiration date of March 1, 2008.
- f. To approve and authorize the Commissioner President to sign the Public Works Agreement

Addendum for the Hickory Hills North Subdivision, Section 3, located in the **8th Election District**, with an expiration date of March 1, 2008.

- g. To approve and authorize the Commissioner President to sign the Public Works Agreement Addendum for the Cecil's Mill Subdivision, Section 1, located in the **8th Election District**, with an expiration date of April 1, 2008.

Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the Budget Amendment that decreases the appropriation for the Transfer Station Project, #SW0601, by \$870,000 and increases General Obligation Bonds in the Capital Reserve FIN07 by the same amount. In addition, staff is directed to include the reprogrammed Transfer Station appropriation to the FY08 CIP budget request. Motion carried 5-0.

Commissioner Raley moved, seconded by Commissioner Mattingly, to approve Public Works Agreement Addenda identified as item 3b and items 3d through 3g and the Public Works Agreement cited as 3c., on the County Administrator's list of April 17, 2007, as submitted by staff. Motion carried 5-0.

4. **Dept. of Recreation, Parks, & Community Services** (*Phil Rollins, Director, RP&CS; Bob Richardson, Golf Advisory Board; Patty Meyers, Golf Course Manager*)

Commissioner Jarboe moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the Budget Amendment increasing the Wicomico Shores Golf Course Clubhouse Project by \$650,000 and decreasing the General Obligation Bonds (FIN07) by the same amount to provide sufficient funding to complete the project. Motion carried 5-0.

5. **Dept. of Human Resources** (*Sue Sabo, Director*)

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to approve converting the Deputy County Attorney position from a contract position to a regular, full-time merit position, effective June 2nd, 2007, and to sign the related consent letter. Motion carried 5-0.

LIBRARY BOARD ANNUAL REPORT

Present: Library Board of Trustees: Joseph Bush, Chair; Jackie Mervine, Vice President; Alan Dillingham; Jan Briscoe; Everlyn Holland; Joan Springer
Library Staff: Kathleen Reif, Director; Janice Hummel, Manager, Lexington Park

Library; Mary Lee Russell, Manager, Leonardtown; Marilyn Lash, Publicity Specialist;
Barbara Wallace, IT Specialist.
Friends of the Library Board members: Lilly Himmelheber, President; and members
Carol Moody and Pete Himmelheber

Ms. Reif presented the Library Board's Annual Report, which included the activities and accomplishments over the past year and plans for the future. Ms. Reif also requested that the Commissioners consider returning at least \$20,000 of the \$35,000 that was cut from the Library's requested budget for FY08 to cover the cost of merit and COLA for library staff.

Commissioner Jarboe commented that Janice Hummel brought an idea to him some time ago about a potential partnership for an internet café. Commissioner Jarboe asked the Board to look at taking the \$20,000 and adding a SmartCo grant on top of that, so that the Library system might end up with full funding and an internet café operating 24/7 in Lexington Park, along with a great example of a public/private partnership with SmartCo.

COMMISSIONER'S TIME

Commissioner Dement

Reported on the many community events he and other Commissioners attended over the last week.

Commissioner Mattingly

Announced that the Emergency Services Task Force held its second meeting last week and offered to provide copies of the extensive materials to the Commissioners. Congratulated John Savich and others who helped put together a very successful MEDA Conference. Toured the Detention Center and was brought up to speed on current conditions and what is being proposed for the future. Encouraged all Board members to contact Lt. Merican to arrange for the tour. Extended condolences to the families of Allan Potts and Leonard Longmore.

Commissioner Raley

Requested that the press help in getting the word out to the public that there will be two informational meetings to discuss proposed changes to the Transferable Development Rights (TDR) program. The public informational sessions will be: Wednesday, April 25, from 6:30-8:30 pm at Spring Ridge Middle School and on Thursday, April 26, from 6:30-8:30 pm at Chopticon High School. The information meetings are being held prior to the Public Hearing scheduled for May 15 on the proposed text amendments to the zoning ordinance to address specific concerns and answer questions on how the proposal would affect property owners individually. Staff will be in attendance to answer

questions and citizens are encouraged to take the opportunity to attend so that they can have a clear understanding of what is being proposed and can make comments. Public comment on this and other land use issues coming up is strongly encouraged and appreciated.

Form of Government Task Force is meeting this Wednesday.

Commissioner Jarboe

Requested that the recent grant application from MDE for clean water be forwarded to the St. Mary's Watershed Commission as a potential partner with the County to monitor non-point sources and other clean water projects.

Commissioner Russell

The RPD Task Force met yesterday. Thanks to the Harry Lundeberg School for the nice breakfast they put on for the Human Relations Commission event. Also participated in the tour of the Detention Center which was a very eye-opening experience. There will be a signing Ceremony for the Cooperation Agreement between the Board of County Commissioners and the Commanding Officer, Naval Air Station, Patuxent River, for Encroachment Mitigation and Prevention, at 4:30 p.m. on Friday, April 20, at the Frank Knox Center, PAX River Gate 2.

MOTION TO ENTER INTO EXECUTIVE SESSION

**Commissioner Raley moved, seconded by Commissioner Jarboe to enter into Executive Session for the purpose of discussing Personnel, not to include Boards and Committees, and Real Property matters (as provided for in Article 24, Sections 4-210(a)1 and 11, respectively).
Motion carried 5-0.**

Personnel

Present: Commissioner Francis Jack Russell, President
Commissioner Kenneth R. Dement
Commissioner Lawrence D. Jarboe
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
John Savich, County Administrator
Sue Sabo, Human Resources Director
Lori Jennings-Harris, Director, Office on Aging
Donna Gebicke, Administrative Assistant to the BOCC, Recorder
Authority: Article 24, Section 4-210(a)1
Time Held: 11:00 am -11:19 am
Action Taken: The Commissioners discussed personnel matters.

Real Property Acquisition

Present: Commissioner Francis Jack Russell, President
Commissioner Kenneth R. Dement
Commissioner Lawrence D. Jarboe
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
John Savich, County Administrator
Christy Chesser, County Attorney
Denis Canavan, Director, Dept. of Land Use & Growth Management
(portion of discussion)
George Erichsen, Director, Dept. of Public Works & Transportation
(portion of discussion)
Liz Passarelli, Real Property Manager
Kimberly Howe, Supervisor of Capital Planning, SMCPS *(portion of discussion)*
Bradley Clements, Chief Operating Officer, SMCPS *(portion of the discussion)*
Donna Gebicke, Administrative Assistant to the BOCC, Recorder
Authority: Article 24, Section 4-210(a)11
Time Held: 11:20 am – 12:50 pm
Action Taken: The Commissioners discussed real property matters.

Personnel

Present: Commissioner Francis Jack Russell, President
Commissioner Kenneth R. Dement
Commissioner Lawrence D. Jarboe
Commissioner Thomas A. Mattingly, Sr.

Commissioner Daniel H. Raley
John Savich, County Administrator
Sue Sabo, Human Resources Director
Phil Rollins, Director, Recreation, Parks & Community Services
Donna Gebicke, Administrative Assistant to the BOCC, Recorder

Authority: Article 24, Section 4-210(a)1

Time Held: 12:51 pm - 1:45 pm

Action Taken: The Commissioners discussed personnel matters.

ACTION FROM EXECUTIVE SESSION (motion taken in open session)

Commissioner Jarboe moved, seconded by Commissioner Dement, to direct staff to proceed as discussed in Executive Session on matters related to personnel and real property acquisition. Motion carried 4-0. *(Commissioner Mattingly was absent for the motion and vote.)*

GROUNDBREAKING CEREMONY

The Commissioners departed the Governmental Center to attend the groundbreaking ceremony for the future St. Mary's Hospice House in Callaway, Maryland.

ADJOURNMENT

The meeting adjourned at approximately 3:30 p.m.

Minutes Approved by the Board of County Commissioners on _____

Donna M. Gebicke, Administrative Assistant to the Board
of County Commissioners