

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS' MEETING  
CHESEAPEAKE BUILDING  
Tuesday, July 28, 2009**

**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  
Betty Jean Pasko, Sr. Administrative Coordinator (Recorder)

**CALL TO ORDER**

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

**DELETION TO AGENDA**

The decision on proposed St. Mary's County Agricultural Land Preservation District Five-Year Tax Credit Program Ordinance was postponed.

**APPROVAL OF CHECK REGISTER**

**Commissioner Raley moved, seconded by Commissioner Jarboe, to authorize the Commissioner President to sign the Check Register for checks dated July 28, 2009, as submitted by staff. Motion carried 5-0.**

**APPROVAL OF MINUTES**

**Commissioner Jarboe moved, seconded by Commissioner Dement, to adopt the minutes of the Commissioners' meeting of Tuesday, July 21, 2009, as presented. Motion carried 5-0.**

**COUNTY ADMINISTRATOR**

1. Draft Agenda for August 4, 2009 (no meeting August 11, 2009)
2. **Dept. of Recreation and Parks** (*Phil Rollins, Director*)

**Commissioner Jarboe moved, seconded by Commissioner Raley, to approve and accept the USTA Maryland grant award, Project RP0701, on behalf of the**

**Department of Recreation and Parks, to assist with lighting the Dorsey Park tennis courts, in the amount of \$5,000, and to authorize Commissioner President Russell to execute the related budget amendment to decrease the project budget by \$2,500. Motion carried 5-0.**

**3. Dept. of Public Works and Transportation (*George Erichsen, P.E., Director*)**

*(Jacqueline Fournier, Transportation Mgr.)*

**Commissioner Dement moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to execute the Budget Amendment reducing the FY2010 Medical Adult Daycare Transportation Services budget, Project OT1003, in the amount of \$13,000 to the supplemental reserve. Motion carried 5-0.**

**Commissioner Dement moved, seconded by Commissioner Raley, to approve and authorize the Commissioner President to execute the Budget Amendment in the amount of \$26,765 for the funding of a Per Vehicle Allowance for the replacement of one contractor non-public school bus in FY2010 and to authorize staff to pay a spare vehicle stipend to buses that are authorized to be utilized beyond the standard 12 year service life. Motion carried 5-0.**

**Commissioner Raley moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to execute the Public Works Agreement Addenda as outlined on Mr. Erichsen's memo dated July 22, 2009 and as listed on today's County Administrator's agenda under Item 3.B., as a., b., c., d., and e. Motion carried 5-0.**

*Motion specifically pertains to the following:*

- A. Heritage Manor Subdivision located in the 1st Election District with an Expiration Date of June 1, 2010.  
*The roads included in this Agreement are: Heritage Hill Lane (3,347') and Heritage Court (600').*
- B. Forrest Farm Subdivision, Section 3, Phases 9 and 10, located in the 3rd Election District with an Expiration Date of July 1, 2010.  
*The roads included in this Agreement are: Thornberry Drive (844'), Camden Court (464'), and Holloway Court (398').*
- C. Avonlea Subdivision, Section 2, Phase 1, located in the 5th Election District with an Expiration Date of March 1, 2010.  
*The roads included in this Agreement are: Guy Farm Drive (400') and Green Gables Court (1,150').*
- D. Westbury PUD Subdivision, Phase 2, Sections 3, 4 & 5, located in the 8th Election District with an Expiration Date of July 1, 2010.  
*The roads included in this Agreement are: Westbury Boulevard West (1,976'), Gooseneck Drive (1,549'), Saltmarsh Drive (546'), Jettison Drive (523'), Lookout Drive (873'), Croaker Court (186'), Port Court (211'), Starboard Court (178'), Compass Court (258'), Saltmarsh Court (526'), and Jettison Court (91').*
- E. Southwoods PUD, Phase 2, located in the 8th Election District with an Expiration Date of January 1, 2010.  
*The road included in this Agreement is: Baywoods Road (2,273').*

F.

**Commissioner Raley moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to execute the claim letter in the amount of \$25,500 to the National Grange Mutual Insurance Company for Grading Permit No. 01-06 issued for the Lauren's Run North and Lauren's Run South Subdivision, located in the 8<sup>th</sup> Election District. Motion carried 5-0.**

**DEPT. OF PUBLIC SAFETY: DECISION ON PROPOSED AMENDMENTS TO THE ST. MARY'S COUNTY CODE SECTION 212.7, ANIMAL CONTROL REGULATIONS**

Present: Dave Zylak, Director  
Tony Malaspina, Animal Control Supervisor

BOCC Public Hearing was held on July 14, 2009. No additional comments were received during the 10-day open record period that expired on July 24, 2009.

The subject ordinance restores Section 212.7 "Licensing/Fees," which is a state-required section that was inadvertently omitted via Ordinance No. 2008-08.

**Commissioner Mattingly moved, seconded by Commissioner Raley, to approve and sign the Ordinance, with an Effective Date of August 11, 2009, amending Chapter 212 of the Code of Public Laws for St. Mary's County regarding Animal Control Regulations. Motion carried 5-0.**

**COMMISSIONER'S TIME**

The Commissioners highlighted upcoming events, events attended over the past week and personal interest items.

**RECESS / STAFF VISIT**

The BOCC meeting recessed at 10:00 AM. During the recess, the Commissioners visited staff at the Patuxent Building located at the Governmental Center Campus.

**JOINT BOARD OF COUNTY COMMISSIONERS AND METROPOLITAN COMMISSION MEETING**

Present: Jacquelyn V. Meiser, Director, MetCom  
Kathleen Werner, Chairman  
Thomas "Chuck" Lancaster, Vice Chairman  
Thomas R. Tudor, member  
Joseph St. Clair, member  
Chet Frederick, Chief Engineer  
Mike Sullivan, Operations Manager

St. Mary's County Government staff:  
John Savich, County Administrator  
Christy Holt-Chesser, County Attorney  
Derick Berlage, Director, LU&GM  
Karen Everett, Public Information Officer  
Amy Carter, Audio/Video Technician

Beginning at 2:30 PM, the BOCC attended a joint meeting with the Metropolitan Commission, held at the College of Southern Maryland, Bldg. C, Room #216 (Besche Meeting Room), 22950 Hollywood Rd., Leonardtown, MD.

The following topics were presented and discussed:

Metropolitan Commission Task Force (Savich/Meiser)

- Task force members: F. Elliott Burch, Ford Dean, Joe Densford, Shelby P. Guazzo, Glen Ives, Robert T. Jarboe, Susan McNeill, James W. Spence, Mary Lynn Stone, and Frank Taylor; University of Maryland Institute for Governmental Services and Research has agreed to provide staffing (HB 1559 required that staffing be provided by an organizational unit of the University of Maryland.)
- First meeting scheduled for August 26, 2009, at 9:00 AM; BOCC meeting room at the Chesapeake Bldg., meetings will be aired live on Channel 95 and taped for rebroadcasting.
- Three general categories: governance, growth and development review.
- Report due June 2010

Upcoming Loan Agreements (Meiser)

- July 16, 2009, letter to BOCC, advance notice that MetCom will be seeking approval for two new loans toward the end of calendar year 2010; i.e., \$700,000 from the MDE (Maryland Department of the Environment) and \$12 million from the Department of Housing and Community Development.
- Great Mills StreetScape and Patuxent Park Revitalization Effort - Phase 2 'Design' (funding in place for Phase 1) moved up a year consistent with county plans

Navy Privatization – Overview and Implications (Meiser)

- Scope initially Patuxent River and Webster field; expanded to include Navy Recreation Center in Calvert County.
- Nothing in enabling legislation that allows (or disallows) MetCom to go outside of the county. What would be the risks to the county if the federal government cannot meet its obligation? Need to have a joint meeting (work session) over the next year to consider pros and cons.

St. Mary's County Comprehensive Plan Update (Berlage)

- 20 year look ahead: 2010 to 2020 – 23% growth (25k new residents) and 2020 to 2030 – 16% growth (21k new residents)
- Planning Commission work sessions scheduled during August, 2009; the BOCC will hold its PH / work sessions in the fall, with the adoption goal being December 2009.

MetCom Update (Werner)

- Marlay Taylor ENR Upgrade status
- Co-Generation Project status
- Facility Plan Adoption
- Patuxent Park

**MOTION TO ADJOURN**

**Commissioner Dement moved, seconded by Commissioner Raley, to adjourn the Board of County Commissioners meeting.**

The meeting adjourned at 4:00 PM.

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

\_\_\_\_\_  
Betty Jean Pasko, Sr. Admin. Coordinator (Recorder)