

Commissioners of St. Mary's County Meeting Minutes (Tuesday, October 6, 2020)
Generated by Julie Burch on Tuesday, October 6, 2020

Members present

Commissioner President James R. Guy
Commissioner Eric Colvin
Commissioner Michael L. Hewitt
Commissioner Todd B. Morgan
Commissioner John E. O'Connor
Dr. Rebecca Bridgett, County Administrator
ALisa Casas, Communications Director

1. WELCOME

Commissioner President Guy called the business meeting of the Commissioners of St. Mary's County to order at 9:06 a.m. in the Chesapeake Meeting Room, Governmental Center.

Approval of Consent Agenda

I move to approve the Consent Agenda, which includes the Minutes of September 29, 2020, as presented.

Motion by Commissioner Eric Colvin, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

2. PROCLAMATIONS

Proclamations were presented for:

- A. National Disability Employment Awareness Month
- B. Case Management Recognition Week
- C. Domestic Violence Prevention Month
- D. National 4-H Week

3. COUNTY ADMINISTRATOR

A. DRAFT AGENDAS FOR OCTOBER 20 AND 27, 2020. There is no meeting of the Commissioners on October 13, 2020.

B. SHERIFF'S OFFICE - Pre-Trial Services Coordinator - Grant Closeout and Conversion of Position

I move to approve the close-out of the Pre-trial Services Grant Project MD2116 and the conversion of the Pre-Trial Services Coordinator Position Grade 6 currently classified as Grant and Merit to be a Full County Merit position effective July 1, 2020, and the related budget amendment that includes closing out the grant funding and realigning the County Funding to Correction's accounts for the conversion of the position, and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Todd B. Morgan, second by Commissioner Eric Colvin.

Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

C. SHERIFF'S OFFICE - FY2021 School Resource Officer (SRO) / Adequate Coverage Grant Application

I move to approve the FY2021 School Resource Officer / Adequate Coverage Grant application, project MD2115, from the Maryland Center for School Safety in the amount of \$210,231 excluding County funds, and authorize staff to submit electronically, consistent with the documents reviewed by the Commissioners of St. Mary's County.

Motion by Commissioner Eric Colvin, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

D. HUMAN RESOURCES - 457(b) Plan Amendment

I move to approve amending the 457(b) Plan by incorporating a participant loan provision and authorizing the Commissioner President to execute the related documents.

Motion by Commissioner Michael L. Hewitt, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

E. DEPARTMENT OF RECREATION AND PARKS - MD2107 MOU Department of Natural Resources (DNR) Sanitary Contract Services - Portable Toilets

I move to approve MOU between the County and the Department of Natural Resources for Sanitary Contract Services in the amount of \$15,000 for portable toilets at seven (7) public boating facilities, and authorize the Commissioner President to execute all related documents.

Motion by Commissioner Eric Colvin, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

F. DEPARTMENT OF RECREATION AND PARKS - MD2108 Waterway Improvement Fund (WIF) Countywide Maintenance Grant Award

I move to approve the FY2021 Waterway Improvement Fund (WIF) Countywide Maintenance Grant Award in the amount of \$5,000 and the related Budget Amendment and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

G. DEPARTMENT OF AGING & HUMAN SERVICES - FY2020 Title III/VII/NSIP Older Americans Act Notice of Grant Award #5

I move to approve the Title III/VII/NSIP Older Americans Act fifth Notice of Grant Award, Project #'s US2002, US2004, US2005, US2006, US2008, US2009, US2033 and US2000 new grant award for Title IIIB Ombudsman from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging & Human Services for the various programs and services provided to the senior citizens of St. Mary's County in the amount of \$393,218.

Motion by Commissioner Michael L. Hewitt, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

H. DEPARTMENT OF AGING & HUMAN SERVICES - Community Development Block Grant - Rogers Drive Extension Update

No vote

I. DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION - FDR Phase 3A Option Contracts with Trevino and the Patuxent Baptist Church

I move to approve two Option Contracts between the County and (1) Gary Trevino and (2) Patuxent Baptist Church to acquire the fee simple and easement areas needed for constructing the FDR Boulevard Phase 3A project and authorize the Commissioner President to sign all related documents.

Motion by Commissioner Todd B. Morgan, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

J. DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION - Online Grant Application for the Waterway Improvement Grant FY22 (St Patrick Creek Channel Dredge)

I move to approve that DPW&T submit the online grant application and submission to the Waterway Improvement Fund (WWIF) for \$800,000 regarding the St. Patrick Creek Maintenance Dredge Project, as presented.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

K. COUNTY ADMINISTRATOR - CARES Grant Funding Request

I move to approve the CARES spending plan as presented.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

4. COMMISSIONERS' TIME

The Commissioners highlighted events attended over the past week and provided general comments. Commissioner Colvin stated he and Commissioner Morgan were contacted by Delegate Crosby regarding a grant application for Water Way Improvement Funds that the Ridge Fire Department wants to pursue. The grant application process requires approval by the Commissioners, although there is no financial obligation to the County.

MOTION: I move to approve the grant application from Ridge Volunteer Fire Department for Water Way Improvement Funds for \$50,000 to purchase a new fire/rescue boat understanding the recipients cost is \$250,000; no county funds are request; and grant application meets financial and legal requirements; and authorize Commissioner President to sign a letter of support stating the same.

Motion by Commissioner Eric Colvin, second by Commissioner John E. O'Connor
Final Resolution: Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

MOTION TO ENTER INTO CLOSED SESSION

I move to enter into Closed Session to discuss Real Property.

Motion by Commissioner Eric Colvin, second by Commissioner Todd B. Morgan.
Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

5. CLOSED SESSION

A. REAL PROPERTY

Present: James R. Guy, President
Eric Colvin, Commissioner
Michael L. Hewitt, Commissioner
Todd B. Morgan, Commissioner
John E. O'Connor, Commissioner
David Weiskopf, County Attorney
Joe Densford, Attorney
Sharon Ferris, Recorder

Authority: §9-512(a)(6) of the *Local Government* Article of the Annotated Code of Maryland

Time Held: 10:34 a.m. - 11:01 a.m.

Location: CSMC Meeting Room

Purpose: To consider FDR Property Acquisition

B. REAL PROPERTY

Present: James R. Guy, President
Eric Colvin, Commissioner
Michael L. Hewitt, Commissioner
Todd B. Morgan, Commissioner
John E. O'Connor, Commissioner
David Weiskopf, County Attorney
Sharon Ferris, Recorder

Authority: §9-512(a)(6) of the *Local Government* Article of the Annotated Code of Maryland

Time Held: 11:02 a.m. - 11:04 a.m.

Location: CSMC Meeting Room

Purpose: To Consider FDR Property Acquisition

6. ADJOURN

The meeting adjourned at 11:04 a.m.

Minutes approved by the Commissioners of St. Mary's County on October 20, 2020.

JB
Julie Burch, Senior Admin Coordinator

7. JOINT PUBLIC MEETING WITH THE COMMISSIONERS OF ST. MARY'S COUNTY AND THE ST. MARY'S COUNTY LEGISLATIVE DELEGATION,

Chesapeake Building, 41770 Baldrige, St., Leonardtown

A. Joint Public Meeting with St. Mary's County Legislative Delegation and Commissioners of St. Mary's County

Members present

Commissioner President James R. Guy
Commissioner Eric Colvin
Commissioner Todd B. Morgan
Commissioner John E. O'Connor
Dr. Rebecca Bridgett, County Administrator
David Weiskopf, County Attorney
Alisa Casas, Communications Director

Delegation Chairman, Delegate Matt Morgan
Senator Jack Bailey
Delegate Gerald Clark
Delegate Brian Crosby (Via WebEx)

Commissioner President Guy called the Joint Meeting of the Commissioners of St. Mary's County and the St. Mary's County Delegation to order at 6:06 p.m. in the Chesapeake Building Meeting Room, Governmental Center.

Following introductions and opening remarks, David Weiskopf, County Attorney, presented the following 2021 County Legislative Proposals for discussion:

1. DE-COUPLE METCOM AND COMMISSIONERS OF ST. MARY'S COUNTY DEBT

To request amendment of Section 27-11 of Article 19 - Public Local Laws of St. Mary's County so that the METCOM debt be de-coupled from the Commissioners of St. Mary's County debt.

2. REDUCE AMOUNT OF DEBT METCOM CAN INCUR - To request amendment of Section 113-6 of Article 19 - Public Local Laws of St. Mary's County to reduce the amount of outstanding debt METCOM can incur from 25% to 2%.

3. PUBLIC FACILITIES BOND - To request authority to issue (\$34.7 million)/("TBD") in public facilities bonds for the FY 2022 budget.

4. BUILDING EXCISE TAX - To request authority under Title 20 of the Local Government Article of the Annotated Code of Maryland to enact either a Development Impact Fee or a Building Excise Tax, but not both, in St. Mary's County.

5. TRANSFER TAX - REPEAL OF SUNSET DATE - To request to repeal Chapter 138- 1.F of Article 19 - Public Local Laws of St. Mary's County – to remove the October 1, 2024 termination date of the Real Property Transfer Tax.

6. PUBLIC ACCOMMODATIONS TAX CAP RATE INCREASE - To request amendment of §20-405 of the Local Government Article of the Annotated Code of Maryland to request authority to increase the cap of the St. Mary's County Public Accommodations Tax rate from five (5) percent to seven (7) percent.

7. ST. MARY'S COUNTY OPEN MEETINGS ACT – REPEAL - To request to repeal the St. Mary's County Open Meetings Act located in §9-501 through §9-516 of the Local Government Article of the Annotated Code of Maryland and to require that St. Mary's County follow the State Open Meetings Act located in §3-101- §3-501 of the General Provisions Article of the Annotated Code of Maryland.

8. BODY WORN CAMERAS – ANIMAL CONTROL OFFICERS - To request amendment of §10-402 of the Judicial Proceedings Article of the Annotated Code of Maryland to allow St. Mary's County Animal Control Officer to wear body-worn cameras to record their encounters and activities.

9. HUMAN RELATIONS COMMISSION LANGUAGE UPDATE - To request amendment of §29-106(b)(2) of the Local Govt Article of the Annotated Code of MD to include sexual orientation and gender identity within the protected classes of people under the Duties of the St. Mary's County Human Relations Commission.

10. AMENDMENT OF LOCAL GAMING PROVISIONS - To request amendment of the local gaming provisions for St. Mary's County located in §13-2101, §13-2103, §13-2105, §13-2106, §13-2107 and §13-2115 of the Criminal Law Article of the Annotated Code of Maryland relating to bingo.

11. ALLOW GOLF CARTS ON OLD HORSE LANDING ROAD - To request amendment of §21-104.3 of the Transportation Article to exempt Golf Carts from Motor Vehicle Registration Requirements on Old Horse Landing Road.

12. BOND BILL REQUEST- BRETON BAY POND/DAM REPAIR AND RECONSTRUCTION - To request a Bond Bill in the amount of \$750,000 to repair/reconstruct the water management pond/dam in Breton Bay.

13. THE ALCOHOL BEVERAGE BOARD OF ST. MARY'S COUNTY - ON-SITE CONSUMPTION PERMIT FOR CLASS 1 DISTILLERY LICENSE - To request an amendment of Title 28 of the Alcoholic Beverages Article to add section 404 to establish an onsite consumption permit for Class 1 Distillery License.

Public Comments given by:

Deb Rey, Lexington Park, MD, (Proposals # 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 13)
James Raley, Avenue, MD (Proposal # 7)
Rita Weaver, Dameron, MD (Proposal # 7)
Bert Gagnon, Mechanicsville (Proposal # 11)
Karen Buckler, Mechanicsville (Proposal # 11)

Commissioner President Guy closed the meeting for public comments.

Following closing remarks from Commissioner President Guy and Delegate Morgan, Commissioner President Guy closed the public hearing at approximately 7:59 p.m.