

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS' MEETING  
Tuesday, June 17, 2014**

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

**Absent:** Commissioner Daniel L. Morris

**CALL TO ORDER**

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

**APPROVAL OF MINUTES**

**Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve the minutes of June 10, 2014, as presented. Motion carried 4-0.**

**COUNTY ADMINISTRATOR**

1. Draft Agenda for June 30, 2014. There will be no meeting June 24, 2014.
2. **Circuit Court** (*Pete Cucinotta, Drug Court Coordinator; Delcenia Dames-Tucker Administrative/Financial Assistant*)

**Commissioner Morgan moved, seconded by Commissioner Jones, to approve and accept the increase to the grant award from the Office of Problem Solving Courts, Project MD1425, in the amount of \$2,785 on behalf of the Circuit Court Adult and Juvenile Drug Court Programs; and authorize Commissioner President Russell to execute the budget amendment increasing Project MD1425 by \$2,785 from the Supplemental Reserve. Motion carried 4-0.**

3. **Department of Emergency Services & Technology** (*Bob Kelly, Director*)

**Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the FFY2012 Homeland Security**

**Grant, Project US1320, Final Grant Adjustment Notice Form which closes and de-obligates the Grant by unspent funds of \$28.60. Motion carried 4-0.**

**4. Department of Aging and Human Services** (*Lori Jennings-Harris, Director; Cynthia Brown, CSA Coordinator and Division Manager*)

**Commissioner Jones moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the budget amendment to establish budget authority for the \$1,460 in additional revenue collected for the Commission for Women's annual History Month Banquet so that related expenses can be paid and funds contributed to support the Jane Hale Sypher Scholarship Fund at the College of Southern Maryland. Motion carried 4-0.**

*(Matt Reisdorph, Prevention and Treatment Coordinator)*

**Commissioner Jarboe moved, seconded by Commissioner Jones to approve and authorize Commissioner President Russell to execute the FY2015 ADAA Substance Abuse Treatment and Prevention Services Conditions of Grant Award for Projects MD1559, 1589, 1597, 1598, US1523, 1524 and 1555, the three Sub-recipient Agreements between the County and Walden Sierra, Inc., and the two related Sub-recipient Agreements between the County and St. Mary's Hospital of St. Mary's County, Inc. Motion carried 4-0.**

**5. Department of Recreation and Parks** (*Brian Loewe, Director; David Guyther, Parks Division Manager*)

**Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the budget amendments to: (1) close out Ramps and Wharves Maintenance Grant #MD1409, and a portion of the Countywide Maintenance Grant #MD1308, and transfer these funds in the total amount of \$43,500 to the supplemental reserve account; and, (2) transfer funds from the FIN14 account to the Piney Point Public Landing Project #PL1303, in the total amount of \$43,500. Motion carried 4-0.**

*Commissioner Russell stated that White Neck Creek could use some resources and that he would like to see a dredging project underway as soon as possible. He asked Mr. Loewe to try to find resources for this.*

**Commissioner Morgan moved, seconded by Commissioner Jones, to approve and authorize Commissioner President Russell to execute the FY15 Waterway Improvement Program Application and Project Agreement for the Abandoned Boat and Debris Removal Grant, Project #PL1502, in the total amount of \$30,000. Motion carried 4-0.**

**Commissioner Jarboe moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the FY15 Waterway Improvement Program Application and Project Agreement for the Sanitary Services Contract, Project MD1507, in the total amount of \$15,000. Motion carried 4-0.**

**Commissioner Jones moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the FY16 Waterway Improvement Program Application and Project Agreement for the County-wide Maintenance Grant in the total amount of \$50,000. Motion carried 4-0.**

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

**Commissioner Jarboe moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the proposed FY2014 and FY2015 budget amendments so that we can provide FY2014 funding authority on the NextGen project to realize the \$450,000 price discount, and reduce the bond financing needed in the FY2015 capital budget by \$1,135,369. Motion carried 4-0.**

**7. County Administrator** *(Dr. Rebecca Bridgett)*

**Commissioner Morgan moved, seconded by Commissioner Jarboe, to appoint the following person(s) to Boards, Committees, or Commissions with the terms to expire as indicated. Motion carried 4-0.**

<b>Agriculture, Seafood and Forestry Board</b>	<b>Term</b>
Patrick Russell	06/30/17
<b>Airport Advisory Committee</b>	
Shazia Edgell (alternate member)	06/30/17
<b>Commission for Women</b>	
Kyle Bishop (reappointment)	06/30/17
Mary Ludwig (reappointment)	06/30/17
Joanna Colvin	06/30/17
<b>Commission on Aging</b>	
Gail Murdock (reappointment)	06/30/17
Linda Fry (reappointment)	06/30/17
<b>Economic Development Commission</b>	
Wynne Briscoe (partial appointment)	12/31/16
<b>Ethics Commission</b>	
John Minichino, III (reappointment)	06/30/17

**Historic Preservation Commission**

Mary Farrar (reappointment) 06/30/17  
Linda Reno (reappointment) 06/30/17

**Housing Authority Board**

Agnes Butler (reappointment) 6/30/19  
Darlene Johnson (reappointment) 6/30/19  
Joshua Brewster 6/30/19

**Human Relations Commission**

Deborah Dennie (reappointment) 6/30/18  
Wayne Lockely (reappointment) 6/30/18  
Sarah Tyson (reappointment) 6/30/18  
Vante Burkes 6/30/18  
Joanna Colvin 6/30/18

**Plumbing and Fuel Gas Board**

Daniel Garrison (reappointment) 06/30/17  
Richard Montgomery (reappointment) 06/30/17

**Recreation and Parks Advisory Board**

Jim Swift (partial appointment) 12/31/14

**Sheriff's Office Retirement Plan Board of Trustees**

Captain Terry Black 06/30/17

**Social Services Board**

Veda Willis (reappointment) 06/30/17  
Rose Frederick 06/30/17

**Transportation Advisory Committee**

Sonal Stachowski 06/30/17

**PUBLIC HEARING ON PROPOSED ZONING TEXT AMENDMENTS TO EXEMPT  
INFLATABLE AND STORABLE ABOVE-GROUND SWIMMING POOLS FROM THE  
REQUIREMENTS OF THE ST. MARY'S COUNTY ZONING ORDINANCE**

Commissioner President Russell opened the public hearing at 10:00.

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

Notice of Public Hearing was posted in *The Enterprise Newspaper* on May 30 and June 6, 2014. The proposed zoning text amendment will bring the local ordinance up to date with Appendix G of the International Residential Code for one-and two-Family Dwellings regarding swimming

pools and hot tubs. The amendment deletes the requirement to obtain a building permit for above-ground, on-ground swimming pools and hot tubs located outside the Critical Area. It does not delete the requirement for permits for in-ground pools. The amendment also provides a clear definition of swimming pools.

Commissioner Russell opened the public hearing for public comments.

Public Comments. *(Comments as noted below are intended as highlights of testimony given and are not verbatim.)*

**Eve Taylor, 22441 Cornwall Dr., California, MD 20619**

Called Land Use and Growth Management about neighbor's pool with no fencing around it – neighbor is not fulfilling their requirement. They have a permit but they do not have a fence around it. I am concerned for safety of children in the neighborhood.

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

**DEPT. OF PUBLIC WORKS AND TRANSPORTATION**

**1. PROPOSED COMPREHENSIVE SOLID WASTE MANAGEMENT AND RECYLING PLAN: APARTMENT BUILDING AND CONDOMINIUM RECYCLING PROGRAM**

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

The Maryland General Assembly passed House Bill 1 (Environmental-Recycling-Apartment Buildings and Condominiums) which requires all apartment buildings and condominiums that contain 10 or more units to recycle. The state sent letters to all apartment and condo owners notifying them of the new requirement. 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 Department of Public Works drafted amendments to the Plan and is requesting a Public Informational Meeting with the Commission on the Environment to consider the proposed amendments and get their feedback prior to presenting it to the BOCC to request a Public hearing.

**Commissioner Morgan moved, seconded by Commissioner Jarboe, to proceed with the scheduling of a Public Informational Meeting with the Commission on the Environment and subsequent BOCC Public Hearing to consider the amendment necessary to address the State mandated Apartment Building and Condominium Recycling Program. Motion carried 4-0.**

## **2. PROPOSED COMPREHENSIVE SOLID WASTE MANAGEMENT AND RECYCLING PLAN AMENDMENT**

The State mandated (via House Bill 1290) that the County address the strategy for collection, processing, marketing, and disposition of recyclable materials from public schools by October 1, 2010. St. Mary's County Public Schools has a recycling program and provided documentation for Appendix G to the County's Solid Waste Management and Recycling Plan. A public hearing was held in September 2010 for review and comments on the proposed text amendment for Appendix G (St. Mary's County Public Schools Recycling Program). There were no public comments received. In November 2010 the Maryland Department of the Environment concurred with the Appendix G amendment. The proposed ordinance was never formally finalized.

**Commissioner Morgan moved, seconded by Commissioner Jones, to approve Ordinance #10-0012, Amendment of the St. Mary's County Comprehensive Solid Waste Management and Recycling Plan, as presented by staff. Motion carried 4-0.**

### **COMMISSIONER'S TIME**

The Commissioners highlighted events of the past week.

### **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 4-0.**

### **EXECUTIVE SESSION**

#### **Property Acquisition**

Present: Commissioner Francis Jack Russell, President  
Commissioner Lawrence D. Jarboe  
Commissioner Cynthia L. Jones  
Commissioner Todd B. Morgan  
Dr. Rebecca Bridgett, County Administrator  
George Sparling, County Attorney  
Brian Loewe, Director, Recreation and Parks  
George Erichsen, Director, Public Works and Transportation  
Donna Gebicke, Administrative Assistant

Authority: Article 24, Section 4-210(a)11  
Time Held: 10:39 – 10:49 am  
Subject: Property Acquisition

**MOTION IN OPEN SESSION**

**Commissioner Jones moved, seconded by Commissioner Morgan to direct staff to proceed with Nicolet Park entrance. Motion carried 4-0.**

**ADJOURNMENT**

The meeting adjourned at approximately 10:55 am.

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

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