

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, June 29, 2010**

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
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the meeting to order at 9:01.

APPROVAL OF MINUTES

Commissioner Dement moved, seconded by Commissioner Raley, to adopt the minutes of the Commissioners meeting of June 22, 2010, as presented. Motion carried 5-0.

PROCLAMATIONS were presented to Mary Henderson, State's Attorney's Office, in recognition of her retirement from the State's Attorney's Office, and in recognition of National Recreation and Parks Month.

COUNTY ADMINISTRATOR

1. Draft Agenda for July 13, 2010 (There will be no meeting on July 6, 2010.)
2. **Sheriff's Office** (*Mr. Brian Eley, Civilian Administrator, Sheriff's Office; Erin Shoemaker, Fiscal Specialist*)

Commissioner Dement moved, seconded by Commissioner Jarboe, to approve and accept the Enforcing Underage Drinking Laws Grant, US1138, from the Governor's Office of Crime Control and Prevention on behalf of St. Mary's County Sheriff's Office in the amount of \$44,173. Motion carried 5-0.

Commissioner Jarboe moved, seconded by Commissioner Dement, to approve and authorize Commissioner President Russell to execute the FY10 Budget Amendment in the amount of \$2,600.00 and the FY11 Budget Amendment in the amount of \$9,600.00 transferring funds not needed by the Sheriff to Building Services to be used to supplement funding for janitorial services, for the express purpose of increasing day custodian services in the Sheriff's facility. Motion carried 5-0.

3. St. Mary's County Department of Social Services (*Ella May Russell, Director; Dawn Dent, Finance Officer*)

Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign the budget amendment reducing the Board of County Commissioner's emergency appropriation reserve by \$3,535 and increasing the Department of Social Services account to cover FY 10 burial expenses for families that have been carefully screened and deemed unable to pay these burial costs. Motion carried 5-0.

4. Office of the County Attorney (*George Sparling, County Attorney*)

Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and sign resolution to remove Christy Holt Chesser as Resident Agent for the Board of County Commissioners for St. Mary's County and designate and appoint George R. Sparling as Resident Agent for the Board of County Commissioners for St. Mary's County, Maryland. Motion carried 5-0.

5. St. Mary's County Health Department (*William Icenhower, M.D., M.P.H., Health Officer – St. Mary's County, and Joy Sapp, Fiscal Services Chief*)

Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign the FY2011 Core Public Health Services Funding Form, which confirms to the State the County's funding allocation for FY 2011. Motion carried 5-0.

Commissioner Raley requested the County Administrator draft a letter to the St. Mary's County Delegation concerning the decrease in State funding for the Health Department, the services impacted and the investment the County makes.

6. Department of Aging (*Rebecca Kessler, Manager, Home & Comm. Services and Peggy Maio, Fiscal Supervisor*)

Commissioner Dement moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President to execute the FY2010 Modification to Memorandum of Understanding (MOU) between the Maryland Department of Health & Mental Hygiene and the St. Mary's County Department of Aging for

Medical Adult Day Service (MADS) funding and a related budget amendment to decrease the MADS budget by \$20,603. Motion carried 5-0.

7. Department of Public Works & Transportation (*John Groeger, Deputy Director; Mr. Gary Whipple, PE Supervisor, Engineering Services*)

Commissioner Raley moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to execute the budget amendment transferring funds in the amount of \$100,000 from the FIN10 Capital Reserve to the Building Maintenance & Repair project (PF-0804) in order to complete the mold remediation required prior to the repair and reconstruction phases of the project, and recognizing the additional \$15,000 of insurance, bringing the task total to \$115,000. Motion carried 5-0.

Commissioner Dement moved, seconded by Commissioner Raley, to approve and sign a Resolution to provide a multi-way stop at the intersection of Cherry Laurel Parkway and Woodland Park Drive and Sycamore Hollow and Sassafras Drives, as presented by staff. Motion carried 5-0.

ST. MARY'S COUNTY PUBLIC SCHOOLS: REQUEST APPROVAL OF FY 2011 BUDGET

Present: Dr. Michael J. Martirano, Superintendent, St. Mary's County Public Schools
Gregory Nourse, Director, Fiscal Services

Mr. Nourse and Dr. Martirano provided the revisions to the FY2011 recommended budget based on revised state revenue calculations received from MSDE and the updated preliminary allocations from federal aid programs. Mr. Nourse explained the variances in the original projected revenues versus the current projections and explained the expenditure adjustments to the General Fund, the Charter School, and the Restricted Fund.

Commissioner Russell requested that narratives accompany any future submittals to the BOCC.

Following discussion, **Commissioner Raley moved, seconded by Commissioner Jarboe, to approve the Board of Education's operating, revolving, restricted, and capital budgets for FY2011 at the level of category and fund totals, and the total FTE positions, with the request that the Board of Education submit a fully developed FY 2011 Approved Budget Book for review and acceptance by the BOCC on July 31, 2010, to include the type of information that has become a standard for the budget review; and execute the consent letter signifying the approval for same, and to sign the letter to MSDE requesting confirmatory approval of the excludable costs in the Board of Education's FY2011 budget, totaling \$1,189,247, based upon the BOE's assertion that there is no change in the eligible costs in their current draft approved budget book. Motion carried 5-0.**

GOVERNMENT AFFAIRS MANAGER, SOUTHERN MARYLAND ELECTRIC (SMECO)

Dave Fogo, Government Affairs Manager, SMECO, appeared before the Commissioners to announce his retirement from SMECO.

PUBLIC HEARING CONCERNING THE PROPOSED LOAN BY BAY DISTRICT VOLUNTEER FIRE DEPARTMENT

Present: Jacquelyn Meiser, Attorney for BDVFD
Keith Fairfax, First VP
Doug Medley, Second VP/Station 9 VP

Commissioner President Russell opened the public hearing at 11:30. It was noted for the record that the notice of public hearing was published in The Enterprise newspaper on June 11, 2010.

Jacquelyn Meiser provided the background on the purpose of the hearing. Bay District Volunteer Fire Department (BDVFD), Inc. is planning construction of an additional bay at its Company 9 location on Chancellor's Run Road. Tax exempt funding can be obtained through PNC Bank National Association based on the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA). It is required that a public hearing be held by the County to discuss its intent to execute an agreement between the County and BDVFD which acknowledges the additional debt being incurred by BDVFD and a Resolution evidencing the County's concurrence with the BDVFD's participation in the tax-exempt program.

Mr. Fairfax reassured the Commissioners that all fees associated with this loan will be paid by the Fire Department and the County will not incur any costs associated with this loan.

Commissioner President Russell opened the hearing for public comments.

There were no public comments.

The public hearing closed at 11:50 am.

Commissioner Raley said, taking into account the fact that as opposed to our normal custom, we don't have to hold up our decision for the ten day comment period, I move, to approve and authorize the Commissioner President to execute the Agreement between the County and the Bay District Volunteer Fire Department designating Bay District Volunteer Fire Department as the primary fire department for the 8th Election District. I would further move that we the County Commissioners sign the Resolution authorizing the Bay District Volunteer Fire Department to enter into a loan with PNC

Bank in the maximum amount of \$300,000 for a term not to exceed ten years. Motion was seconded by Commissioner Dement and carried 5-0.

COMMISSIONER'S TIME

The Commissioners highlighted upcoming events and those attended over the past two weeks.

GROUNDBREAKING CEREMONY

The Commissioners attended a groundbreaking ceremony for Phase V of the Three Notch Trail at the John V. Baggett Park, 26929 Three Notch Rd., Mechanicsville, at 4:00 pm.

ADJOURNMENT

The meeting of the Board of County Commissioners adjourned at approximately 4:30 pm.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)