

## **Commissioners of St. Mary's County Meeting Minutes (Tuesday, December 4, 2018)**

*Generated by Bonnie Gray on Wednesday, December 5, 2018*

### **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  
Bonnie Gray, Recorder

### **1. WELCOME**

Commissioner President Guy called the business meeting of the Commissioners of St. Mary's County to order at 9:03 a.m. in the Chesapeake Building Meeting Room, Governmental Center.

### **Approval of Consent Agenda**

I move to approve the Consent Agenda, which includes the Minutes of November 27, 2018, 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

### **2. COUNTY ADMINISTRATOR**

#### **A. DRAFT AGENDAS FOR DECEMBER 11 AND 18, 2018.**

#### **B. CIRCUIT COURT - Supplemental Award for Adult, Juvenile and Recovery Court Program**

I move to accept the Recovery Court Supplemental Award, Project MD1925 from the Office of Problem Solving Courts on behalf of the Circuit Court Adult, Juvenile and Recovery Court Program, in the amount of \$270,332 and approve the related budget amendment to increase the budget in the amount of \$3,172 and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Michael L. Hewitt, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

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

**C. CIRCUIT COURT - Acceptance of Family Services Coordinator Supplemental Grant Award**

I move to accept the supplemental funds for the Family Services Grant Award, Project MD1920 from the Administrative Office of the Courts, in the amount of \$158,017 and approve the related budget amendment to increase the budget by the amount of \$1,452 and execute all 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

**D. SHERIFF'S OFFICE - Pre-Trial Services Program Grant Award**

**MOTION 1:** I move to approve the Pre-Trial Services Grant Award, project MD1916, from the Governor's Office of Crime Control & Prevention on behalf of the Sheriff's Office for enhancing pre-trial services, in the amount of \$57,252 State Funds and approximately \$12,275 County Funds, which involves a new position not included in the FY2019 approved budget.

Motion by Commissioner Todd B. Morgan, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

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

**MOTION 2:** I move to authorize the addition of the following position: one (1) FTE Position, Pre-Trial Services Coordinator, Grade 6, in the Sheriff's Office, as classified by the Director of Human Resources, to be effective for the period of the grant and subject to grant funding.

Motion by Commissioner Todd B. Morgan, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

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

**MOTION 3:** I move to approve the related budget amendment that includes establishing the grant budget and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Todd B. Morgan, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

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

**E. DEPARTMENT OF HUMAN RESOURCES - Designation of a Corrections Assistant Warden**

I move to approve designating an Assistant Warden position in the St. Mary's County Sheriff's Office Corrections Division providing the Sheriff with the flexibility to fill the position with a Corrections Administrative Captain or with a Civilian Administrative Warden.

Motion by Commissioner Todd B. Morgan, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

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

**F. DEPARTMENT OF EMERGENCY SERVICES - Request Authorization to Seek Funding for 911 Personnel Staffing Analysis**

I move to authorize the Department of Emergency Services to submit a grant application under Project MD1938 for \$68,000, to the ENSB Board to fund a 911 center staffing analysis and approve Commissioner President to execute the related budget amendment, and further authorize the Director of Emergency Services to sign the necessary grant request submission documents from the ENSB as required by law.

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 FINANCE - Budget Amendment to Realign County Departments FY2019 Budget for Personal Services Accounts**

I move to approve the budget amendment in the amount of \$652,400, realigning \$175,988 in County Departments, and transferring \$476,412 to the Commissioners' Emergency Reserve due to salary savings.

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

Final Resolution: Motion Carries

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

**H. DEPARTMENT OF FINANCE - Approval of CIP Budget Amendments**

I move to approve the budget amendments as presented and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

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

**I. OFFICE OF THE COUNTY ATTORNEY - Presentation of the 2019 Legislative Proposals for St. Mary's County**

**Present:** David Weiskopf, Acting County Attorney  
Angela Blondino, Paralegal

The 2019 Legislative Proposals for St. Mary's County were presented for consideration:

<b>2019 LEGISLATIVE PROPOSALS VOTING CHART – 12/4/18</b>				
<b>NUMBER</b>	<b>PROPOSAL</b>	<b>MOTION</b>	<b>COMMENT</b>	<b>POSITION</b>
1	Tax-Property Article		Submitted by: Jeannett Cudmore,	<b>YES –5</b> <b>Guy</b>

	§9-260	“I move to support the amendment of §9-260 of the Tax- Property Article of the Annotated Code of Maryland to include Volunteer Emergency medical Services (Advanced Life Support and Rescue Squad) in the definition of a Public Safety Officer who is eligible for the Property Tax Credit.”	CFO	<b>Colvin Hewitt Morgan O’Connor</b>  <b>No - 0</b>
2	Article 19 Public Local Law of St. Mary’s County Chapter 26-18	I move to support the repeal of the Building Authority in Chapter 26-18 of Article 19 of the Public Local Laws of St. Mary’s County	Submitted by: Jeannett Cudmore, CFO	<b>YES – 5</b> <b>Guy Colvin Hewitt Morgan O’Connor</b>  <b>No - 0</b>
3	To request a study on Immediate long- term placement options for older adults with mental disorders	“I move to support the request for a study and to require the Department of Health to make certain recommendations regarding increasing the number of immediate, short-term, long-term and temporary placement options for older adults with mental illness and how to fund those options.”	Submitted by: Lori Jennings- Harris Director,  Dept. of Aging and Human Services	<b>YES –5</b> <b>Guy Colvin Hewitt Morgan O’Connor</b>  <b>NO - 0</b>
4	Tax General Article §10-700	I move to support enabling authority to grant a personal income tax credit to: for-profit, privately-held, targeted technology industry startups headquartered in St. Mary’s County.	Submitted by: Chris Kaselemis Director,  Dept. of Economic Development	<b>YES –5 –</b> <b>WITH</b> <b>AMENDMENTS</b> <b>Guy Colvin Hewitt Morgan O’Connor</b>  <b>NO - 0</b>
5	Tax-Property Article §9-320	“ I move to support the amendment of §9-320 of the	Submitted by: Chris Kaselemis Director,	<b>YES –0</b>  <b>NO - 5</b>

		Tax-Property Article of the Annotated Code of Maryland to offer commercial property owners a tax reduction for real property that is located in the County's growth areas and that has been renovated, rehabilitated or upgraded."	Dept. of Economic Development	<b>Guy Colvin Hewitt Morgan O'Connor</b>
6	Tax-Property Article §9-260	"I move to support the amendment of §9-260 of the Tax - Property Article of the Annotated Code of Maryland to include a dispatcher in the definition of Public Safety Officer in St. Mary's County"	Submitted by: Commissioner O'Connor	<b>YES -5 Guy Colvin Hewitt Morgan O'Connor  NO - 0</b>
7	Criminal Law Article §8-520	"I move to support the amendment of §8-520 of the Criminal Law Article of the Annotated Code of Maryland to include a dispatcher in the definition of Public Safety Officer in St. Mary's County.	Submitted by: Commissioner O'Connor	<b>YES -5 Guy Colvin Hewitt Morgan O'Connor  NO - 0</b>
8	Alcoholic Beverages Article §28-1603	"I move to support the amendment of §28-1603 of the Alcoholic Beverages Article of the Annotated Code of Maryland to allow drive-through window alcohol sales if the drive-through window currently exists and if the owner had a prior license for drive-through window alcohol sales in St. Mary's County."	Submitted by: Commissioner O'Connor	<b>YES — 1 O'Connor  NO - 4 Guy Colvin Hewitt Morgan</b>
9	Alcoholic Beverages Article §28-102 §28-2003(b) Corrective	"I move to support the removal of language in §28-2003(b) of the Alcoholic Beverages Article of the Annotated Code of Maryland	Submitted by: Alcohol Beverage Board	<b>YES -4 Guy Colvin Hewitt Morgan</b>

	language	prohibiting restaurants from serving beer or wine at a bar or counter on Sunday in order to conform to the intention of the legislation enacted in 1971, removing all prohibitions to Sunday sales in St. Mary's County."		<b>NO – 1 O'Connor</b>
10	Alcoholic Beverages Article §28-102 §28-2004 Corrective language	"I move to support the removal of language in §28-2004 of the Alcoholic Beverages Article of the Annotated Code of Maryland prohibiting restaurants or clubs from serving beer, wine or liquor at a bar or counter on Sunday in order to conform to the intention of the legislation enacted in 1971, removing all prohibitions to Sunday sales in St. Mary's County."	Submitted by:  Alcohol Beverage Board	<b>YES –4 Guy Colvin Hewitt Morgan  NO – 1 O'Connor</b>

**J. COUNTY ADMINISTRATOR - Delegation of Administrative Authority Annual Review**

This item was deferred.

**K. COUNTY ADMINISTRATOR - Review of Commissioner President Ministerial Acts**

This item was deferred.

**3. COMMISSIONERS' TIME**

The Commissioners highlighted events attended over the past week and provided general comments.

**MOTION TO ENTER INTO EXECUTIVE SESSION**

I move to enter into Executive Session for the purpose of discussing Personnel - Boards, Committees and Commissions, Litigation and Land Acquisition.

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

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan

Not Present at Vote: Commissioner O'Connor

#### **4. EXECUTIVE SESSION**

##### **A. PERSONNEL – BOARDS COMMITTEES AND COMMISSIONS**

**Present:** James R. Guy, President  
Eric Colvin, Commissioner  
Michael L. Hewitt, Commissioner  
Todd B. Morgan, Commissioner  
John E. O'Connor, Commissioner  
Dr. Rebecca Bridgett, County Administrator  
Diane Gleisner, Coordinator  
Sharon Ferris, Recorder

Authority: §9-512(a)(1) of the *Local Government* Article of the Annotated Code of Maryland  
Time Held: 11:10 am - 11:54 pm.

Location: John Savich Meeting Room

Purpose: To consider or discuss the appointment of a member of a public agency or employee, unless the individual as a matter of public record makes a written request for an open session.

##### **B. LITIGATION**

**Present:** James R. Guy, President  
Eric Colvin, Commissioner  
Michael L. Hewitt, Commissioner  
Todd B. Morgan, Commissioner  
John E. O'Connor, Commissioner  
Dr. Rebecca Bridgett, County Administrator  
David Weiskopf, Acting County Attorney  
Catherine Pratson, Director, Dept. of Human Resources  
Matthew Peters, LGIT Attorney, via Teleconference  
Sharon Ferris, Recorder

Authority: §9-512(a)(2) of the *Local Government* Article of the Annotated Code of Maryland  
Time Held: 11:55 a.m. - 12:04 p.m.

Location: John Savich Meeting Room

Purpose: To discuss strategy in litigation.

##### **C. LAND ACQUISITION**

**Present:** James R. Guy, President  
Eric Colvin, Commissioner  
Michael L. Hewitt, Commissioner  
Todd B. Morgan, Commissioner  
John E. O'Connor, Commissioner  
Dr. Rebecca Bridgett, County Administrator  
John Deatrick, Director, Dept. of Public Works and Transportation  
Major Michael Merican, Sheriff's Office

Marvin Butler, Chief of Staff, Sheriff's Office  
Captain Edward Willenborg, Sheriff's Office  
Lieutenant Kenneth Cusic, Sheriff's Office  
Mary Ann Thompson, Support Services Administrator, Sheriff's Office  
Valerie Guy, Administrative Assistant, Sheriff's Office  
Sharon Ferris, Recorder

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

Time Held: 12:25 p.m. - 1:38 p.m.

Location: Sheriff's Office

Purpose: To discuss potential land acquisition.

## **5. ADJOURN**

The meeting adjourned at 1:38 p.m.

Minutes approved by the Commissioners of St. Mary's County on December 11, 2018.

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BG  
Bonnie Gray, Senior Admin. Coordinator

## **6. BUDGET WORK SESSION**

### **MOTION IN OPEN SESSION FROM EXECUTIVE SESSION**

I move to approve the agreement in case #8:18-cv-2979.

Motion by Commissioner Todd B. Morgan, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

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

### **A. DEPARTMENT OF FINANCE - Budget Work Session CIP and Operating**