

**ST. MARYS COUNTY  
BOARD OF COUNTY COMMISSIONERS MEETING  
CHESEAPEAKE BUILDING  
Tuesday, March 3, 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 10:00 AM.

**CHANGES TO AGENDA**

Commissioner Russell noted the meeting start time was changed from 9:00 AM to 10:00 AM due to weather conditions and the Budget Work Session scheduled for yesterday has been rescheduled for today at 2:00 PM. Additionally, the Executive Session scheduled for 11:30 AM has been rescheduled to start at 1:30 PM.

**MOTION TO ENTER INTO EXECUTIVE SESSION**

**Commissioner Raley moved, seconded by Commissioner Mattingly, to enter into Executive Session this afternoon at 1:30 for the purpose of discussing a potential litigation matter. Motion carried 5-0.**

**APPROVAL OF CHECK REGISTER**

**Commissioner Raley moved, seconded by Commissioner Mattingly, to approve the Bills and authorize the Commissioner President to sign the Check Register for checks dated March 3, 2009, and to request that Ms. Kramer or Mr. Nicholson provide information on the proposed checks on Page 21 to the Housing Authority.**

*Commissioner Raley added that he would like to have clarification since the checks are normally issued directly to the person, rather than to the Housing Authority.*

*Commissioner Jarboe asked for clarification that the proposed \$10,000 check on page 79 to Chris Bologna for the Hayden property survey was in addition to the \$5.3 million purchase price and that the County is paying for the survey. Mr. Savich clarified that the check was for the environmental survey of the property and that the cost is being paid by the County.*

**Motion carried 4-1**, Commissioner Jarboe voted no.

## **APPROVAL OF MINUTES**

**Commissioner Jarboe moved, seconded by Commissioner Dement, to adopt the minutes of the Commissioners meeting of February 17, 2009, as presented. Motion carried 5-0.**

## **PROCLAMATIONS**

The following proclamations were presented by the Board:

- National Multiple Sclerosis Awareness Week (March 28, 2009) presented to Kevin Dougherty, Vice President of Chapter Services, National Capital Chapter of Multiple Sclerosis Society
- National Red Cross Month presented to Mike Zabko, CEO, Southern Maryland Chapter of American Red Cross

## **COUNTY ADMINISTRATOR**

1. Draft Agendas for March 10 and 17, 2009
2. **St. Marys County Public Schools** (*Dr. Michael J. Martirano, Superintendent of Schools; and Dr. Charles E. Ridgell, Dir. of Curriculum and Instruction*)

**Commissioner Dement moved, seconded by Commissioner Mattingly, to approve the St. Marys County Board of Educations request to increase their FY2009 Restricted Fund budget by \$11,000 pursuant to their action taken on January 29, 2009, to incorporate the new Project NEXUS mini-grant for professional development support, and to sign the letter of consent evidencing this approval. Motion carried 5-0.**

**Commissioner Jarboe moved, seconded by Commissioner Dement, to approve the St. Marys County Board of Educations request to increase their FY2009**

**Restricted Fund budget by \$2,500 pursuant to their action taken on January 14, 2009, to establish an endowment in memory of Shane Mattinglys father-in-law, Henry Modzrakowski, and to sign the letter of consent evidencing this approval. Motion carried 5-0.**

**3. Dept. of Public Safety** (*David Zylak, Director*)

*(Michelle Lilly, Mgr., Emergency Mgmt. Division)*

**Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and authorize the St. Marys County Department of Public Safety to submit the completed grant application survey for the Federal Fiscal Year 2009 Homeland Security Grant Program as presented by staff. Motion carried 3-2, Commissioners Jarboe and Raley voted no.**

**Commissioner Mattingly moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to sign the Memorandum of Agreement with the Maryland Emergency Management Agency for the Federal Fiscal Year 2008 Interoperability Emergency Communications Grant Program, and to sign the related Budget Amendment, increasing project revenue and expenses for the grant agreement amount of \$103,500. Motion carried 5-0.**

**4. Dept. of Recreation and Parks** (*Phil Rollins, Director*)

**Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign the Budget Amendment that will decrease the Piney Point Lighthouse Museum Expansion Project (RF0103) budget by \$13,000 in accordance with the actual Waterway Improvement grant award. Motion carried 5-0.**

**Commissioner Jarboe moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the six Budget Amendments, totaling \$70,356, reducing or closing the following capital projects and returning these funds to the FIN09 Capital Reserve: Three Notch Trail Phase II, Wicomico Shore Golf Course Clubhouse, Tennis Court Replacement Project, Chaptico Park Expansion Project, Seventh District Park Improvement Project, and Tulagi Place Revitalization. Motion carried 5-0.**

**5. Dept. of Human Services** (*Bennett Connelly, Director*)

*(Anita Ray, Substance Abuse Coordinator)*

**Commissioner Dement moved, seconded by Commissioner Raley, to approve and authorize the Commissioner President to sign the Alcohol and Drug Abuse Administration Substance Abuse Treatment Services and Substance Abuse Prevention Grants FY2010 Proposal/Budget Submission. Motion carried 5-0.**



*(Cynthia Brown, Dept. of Human Services)*

**Commissioner Dement moved, seconded by Commissioner Mattingly, to approve the Department of Human Services mini-grant recommendations for one time only Emergency Funds for the non-profit agencies, as listed on the agenda; to approve and authorize the Commissioner President to sign the Agreements with the selected recipients for the amounts indicated; and also to approve and authorize the Commissioner President to sign the Budget Amendment realigning \$49,592 to individual accounts for these entities. Motion carried 4-0.**

Commissioner Raley abstained, citing a potential conflict of interest concern.

*County Administrator, Item 5B., lists the non-profit agencies and amounts as follows:*

*Care Net Pregnancy Center of Southern Maryland, in the amount of \$3,000*

*Catholic Charities: Angels Watch Shelter, in the amount of \$7,000*

*Hollywood United Methodist Church, in the amount of \$1,092*

*Leahs House, in the amount of \$7,000*

*Life Community Church of God, in the amount of \$3,000*

*Pastoral Counseling Center, in the amount of \$1,500*

*St. John Francis Regis Saint Vincent de Paul Society, in the amount of \$5,000*

*St. Marys Caring Soup Kitchen, in the amount \$7,000*

*St. Marys Home for the Elderly, Inc. care of Cedar Lane, in the amount of \$3,500*

*The Ridge Lions Club, in the amount of \$4,500*

*Three Oaks Center, in the amount of \$7,000*

**6. Dept. of Economic and Community Development** *(Bob Schaller, Director)*

*(Laschelle E. Miller, Town Administrator)*

**Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign the Budget Amendment and the Amendment to the Memorandum of Agreement dated June 10, 2008, to provide an additional \$35,000 in County funds to assist in the completion of the renovation and construction of the winery building and equipment purchases. Motion carried 5-0.**

*(Dennis Nicholson, Executive Director, Housing Authority;*

*Swynice Hawkins, President, So. MD Tri-County Community Action Committee;*

*and Lanny Lancaster, Executive Director, Three Oaks Homeless Center)*

**Commissioner Raley moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to sign the Maryland Community Development Block Grant Program Close Out Agreement, Grant Number MD-05-CD-3, with the Maryland Department of Housing and Community Development, for the Hunting Creek Engineering Project; and also to approve and authorize the Commissioner President to sign the Maryland Community Development Block Grant Program Close Out Agreement, Grant Number MD-05-CD-26, with the Maryland Department of Housing and Community Development, for the Homeless Management Information System Project. Motion carried 5-0.**

*(Donna Sasscer, Ag. Mgr.; and Home Grown Farm Market, LLC representatives)*

**Commissioner Raley moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the Memorandum of Understanding with Home Grown Farm Market, LLC for the construction of a farm market on County-owned property referred to as the Fenwick Property, located at 21078 Three Notch Road, Lexington Park, MD. Motion carried 5-0.**

## **COLLEGE OF SOUTHERN MARYLAND: STATE OF THE COLLEGE REPORT**

Present: Dr. Bradley Gottfried, President, College of Southern Maryland  
F. J. Talley, Dean, College of Southern MD, Leonardtown Campus

Dr. Gottfried and Dean Talley provided the annual State of the College Report for the College of Southern Maryland (CSM). The report high-lighted enrollment statistics, new CSM programs and pilots, focus areas and community partnering, recent awards, and a facilities update for the Leonardtown Campus.

## **COMMISSIONERS TIME**

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

## **EXECUTIVE SESSION**

### Litigation

Present: Commissioner Francis Jack Russell, President  
Commissioner Kenneth R. Dement  
Commissioner Lawrence D. Jarboe  
Commissioner Thomas A. Mattingly, Sr.  
Commissioner Daniel H. Raley  
John Savich, County Administrator  
Christy Chesser, County Attorney  
David Weiskopf, Deputy County Attorney  
Liz Passarelli, Real Property Manager  
Phil Rollins, Director, Recreation and Parks  
Donna Gebicke, Recorder

Authority: Article 24, Section 4-210(a)11  
Time Held: 1:45 pm 2:08 pm  
Subject Discussed: Potential litigation matter.

**MOTION IN OPEN SESSION**

**Commissioner Raley moved, seconded by Commissioner Dement, to direct staff to proceed as discussed in Executive Session on matters related to potential litigation. Motion carried 4-0.** (Commissioner Mattingly was not present for the vote.)

**FY2010 BUDGET WORK SESSION**

An FY2010 Budget Work Session was held beginning at 2:15 pm.

**EVENT**

Commissioners Russell, Dement, Mattingly and Raley attended the Ribbon Cutting event for St. Marys Hospital 3<sup>rd</sup> Floor Renovations at 5:00 pm.

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

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