

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, March 22, 2011**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Daniel L. Morris
Commissioner Todd B. Morgan
John Savich, County Administrator
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the meeting to order at 9:03 am.

ADDITIONS/DELETIONS TO AGENDA

Commissioner Russell called for a motion from Executive Session discussions.

Commissioner Jarboe moved, seconded by Commissioner Morgan, to direct staff to proceed as discussed in the March 15 Executive Session on matters related to employment contracts. Motion carried 5-0.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Jones, to adopt the minutes of the meeting of Tuesday, March 15, 2011 as presented. Motion carried 5-0.

ST. MARY'S COUNTY GOVERNMENT – EMPLOYEE SERVICE AWARDS

Present: Sue Sabo, Director, Dept. of Human Resources
June Robrecht, Deputy Director, Dept. of Human Resources
Kathy Arnold, Risk, Human Resource Specialist, Dept. of Human Resources

Service awards were presented to employees who have provided from ten to thirty-five years of service to St. Mary's County Government.

PROCLAMATION WAS PRESENTED FOR SEXUAL ASSAULT AWARENESS MONTH

COUNTY ADMINISTRATOR

1. Draft Agendas for March 29 and April 5, 2011
2. **Sheriff's Office** (*Corporal Hartzel, Erin Shoemaker, Fiscal Mgr.*)

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize the Sheriff's Office to submit the grant application documents electronically for Enforcing Underage Drinking Laws, US 1238, from the Governor's Office of Crime Control and Prevention in the amount of \$44,185 with the hard copy to be submitted for review at the award stage Motion carried 5-0.

3. **Department of Aging** (*Lori Jennings-Harris, Director; Debbie Barker, Sr. I&A Mgr.; Peggy Maio, Fiscal Supervisor*)

Commissioner Morris moved, seconded by Commissioner Jones, to approve and authorize Commissioner President Russell to execute the Maryland Senior Rides Program grant application documents, project#MD1205, from the State of Maryland Department of Transportation on behalf of the St. Mary's County Department of Aging in the amount of \$36,250 for transportation services for low-income to moderate-income seniors. Motion carried 5-0.

4. **Department of Land Use and Growth Management** (*Phil Shire, Deputy Director*)

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to sign the proposed Instrument of Final TDR Revocation which will reassign 38 TDRs to Arrowhead LLC for future disposition in accordance with the Comprehensive Zoning Ordinance. Motion carried 5-0.

5. **Department of Economic and Community Development** (*Bob Schaller, Director*)

Commissioner Jarboe moved, seconded by Commissioner Morris, to correct a clerical omission in Ordinance No. 2011-02, adopted March 15, 2011, for the purpose of granting a tax credit against the County property tax for real property that is owned by Habitat for Humanity with the intention of relinquishing ownership in the immediate future and used exclusively for the purpose of rehabilitation and transfer to a private owner, pursuant to the Property Tax Article Sec. 9-252 of the Annotated Code of Maryland, by inserting the date July 1, 2011 in Sec (3)(d) of the Ordinance. Motion carried 5-0.

6. **County Administrator** (*John Savich*)

Commissioner Jarboe moved, seconded by Commissioner Morgan, to Consolidate the Departments of Public Safety and Information Technology and to authorize the Commissioner President to sign the employment contract for Robert Kelly as presented. Motion carried 5-0.

REQUEST THAT NOTICE BE GIVEN OF INTENT TO PURCHASE FROM THE STATE OF MARYLAND FOR \$1.00 THE REAL PROPERTY PREVIOUSLY KNOWN AS THE "LEONARDTOWN ARMORY" AND CURRENTLY THE SITE OF THE LEONARDTOWN BRANCH OF THE ST. MARY'S COUNTY LIBRARY

Present: George Sparling, County Attorney

Mr. Sparling presented a proposed Agreement of Sale for the Board of County Commissioners to purchase the property currently occupied by the Leonardtown Branch of the St. Mary's County Library (2.73 acres) from the State of Maryland for \$1.00.

Commissioner Morris moved, seconded by Commissioner Jarboe, to direct staff to give notice of the Board's intent to purchase from the state of Maryland for \$1.00 the real property previously known as the "Leonardtown Armory," and currently the site of the Leonardtown Branch of the St. Mary's County Library, pursuant to Article 24, Section 4-210(e), St. Mary's County Open Meetings Act. Motion carried 5-0.

DECISION ON PROPOSED COMPREHENSIVE WATER AND SEWER PLAN AMENDMENT FOR THOMPSON PROPERTY

Present: Derick Berlage, Director, Dept. of Land Use and Growth Management
Dave Chapman, Capital Facilities Planner, Dept. of Land Use and Growth Management

Mr. Berlage noted the Department of Land Use and Growth Management is doing comprehensive review of the Wildewood Development and will report back to the Commissioners. In response to questions concerning the use of Huckleberry Way to gain access to the Thompson Property development, Mr. Berlage stated it could not be used as a permanent access. The possibility of using Huckleberry Way as an access road during construction is under review. The Department of Public Works and Transportation suspended their grading permit until further analysis to determine if the road can sustain heavy construction equipment is completed. Mr. Berlage will let the Commissioners know when the grading permit is approved. The request today is only to provide water and sewerage to the Thompson Property.

Commissioner Morgan moved, seconded by Commissioner Morris that in the matter of Case CWSP 10-200-002, the Thompson Property, to amend service area maps III-34 and IV-34 of the St. Mary's County Comprehensive Water and Sewerage Plan to change the service categories from W-6D and S-6D to W-3D and S-3D (service in 3-5 years, developer financed) for 7.9 acres described as Tax Map 34, Grid 13, Parcel 82, in the 3rd Election District. Motion carried 5-0.

REQUEST FOR RAILROAD RIGHT-OF-WAY CONCEPTUAL EASEMENT APPROVAL RELATIVE TO ST. MARY'S MARKETPLACE DEVELOPMENT

Present: John B. Norris, Jr., NG&O Engineering
Phil Saunders, Grafton Development representing St. Mary's Marketplace
Mike Lenhardt, Traffic Engineer

Mr. Norris provided information on plans for the St. Mary's Marketplace project and explained changes in the concept plans originally presented to the previous Commissioners. The development originally consisted of 120,000 sq ft of retail space with multiple entrances two of which were on Rt. 235; the current plan calls for 100,000 sq. ft. of retail space with only one entrance from Rt. 235 at the current Bay Center entrance. In conjunction with the construction of the shopping center, the builder will construct a section of FDR Boulevard. Developers of St. Mary's Market place are requesting a permanent easement crossing the railroad right of way for an access road and a sanitary sewer connection. If the easement is granted, the access road would cross the Hiker/Biker Trail which causes concern among the Commissioners for the safety of the pedestrians. Commissioners will take the request under advisement.

COLLEGE OF SOUTHERN MARYLAND: STATE OF THE COLLEGE REPORT

Present: Dr. Bradley M. Gottfried, President, College of Southern Maryland
Janice Walthour, Trustee, College of Southern Maryland

Dr. Gottfried provided an update on the status of the college and highlighted new courses geared to meet the needs of the community including Digital Media, Nuclear Energy Technicians, Photography (Cert), Hospitality Management and a Center for Trades and Energy Training in Waldorf for those who do not desire the traditional college. The college now has the capability of bringing college to remote areas with a Mobile Career Center. The state of the college is "very good" although there are challenges in keeping tuition affordable, serving additional students with the same number of staff and providing new academic programs without additional resources.

COMMISSIONER'S TIME

The Commissioners highlighted events attended over the past week.

DEPT. OF LAND USE & GROWTH MANAGEMENT: PRESENT RECOMMENDATIONS RE CAMPGROUNDS

Present: Derick Berlage, Director, Dept. of Land Use and Growth Management
Yvonne Chaillet, Zoning Administrator, Dept. of Land Use and Growth Management

The Department of Land Use and Growth Management presented options to streamline the process to establish campgrounds in St. Mary's County. Mr. Berlage explained the current St. Mary's County law regarding campgrounds and the requirements therein. He also discussed the Critical Area Laws and regulations set forth by the Health Department. The Department recommended amending the Comprehensive Zoning Ordinance to make small campgrounds (20 campsites or less) a permitted use in those zones where they are currently a conditional use. They also recommended using growth allocations for small campgrounds proposed in the Resource Conservation Area (RCA) critical area overlay zone.

Commissioner Jarboe moved, seconded by Commissioner Morris, to authorize the Department of Land Use and Growth Management to prepare a text amendment for first reading to make small campgrounds a permitted use rather than a conditional use and establish a policy in favor of using growth allocation to allow small campgrounds in the RCA overlay zone. Motion carried 5-0.

ADJOURNMENT

The meeting of the Board of County Commissioners adjourned at 2:10 pm.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)