

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, August 21, 2012**

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 business meeting to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

ADDITIONS/DELETIONS TO AGENDA

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Morgan, to approve the minutes as presented. Motion carried 5-0.

COMMENDATIONS WERE PRESENTED TO THE ST. MARY'S AMERICAN LITTLE LEAGUE SENIOR LEAGUE ALL-STAR STATE CHAMPIONS

COUNTY ADMINISTRATOR

1. Draft Agenda for 28 August 2012. There will be no meeting on September 4, 2012.

2. Department of Economic and Community Development (*Donna Sasscer, Manager, Agriculture and Seafood Development*)

(*Dennis Nicholson, Executive Director, Housing Authority for St. Mary's County*)

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Letter for the Transfer of the St. Mary's County, Maryland Tax Exempt Housing Bond allocation to the Maryland Department of Housing and Community Development's Community Development Administration (CDA), irrevocably transferring \$3,529,418 of the County's On-Behalf-Of Tax Credit Bond Allocation for FY2012 to the CDA for use in issuing housing bonds on behalf of St. Mary's County. Motion carried 5-0.

3. St. Mary's County Libraries (*Kathleen Reif, Director*)

Commissioner Morgan moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Certification for Cooperative Local-State Library Aid Programs for FY2013, which conforms to the State and County's funding allocation for FY2013. Motion carried 5-0.

4. Circuit Court (*Pete Cucinotta, Coordinator, Drug Court Programs*)

Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the budget amendment reducing the project revenues and expenses in the amount of \$62,200 in accordance with the grant award, on behalf of the Circuit Court. Motion carried 5-0.

5. Department of Aging and Human Services (*Lori Jennings-Harris, Director; Peggy Maio, Fiscal Supervisor*)

(*Mary Lu Gultekin, Big Brothers Big Sisters; Kelsey Bush, LMB/Youth Coordinator, Dept. of Aging and Human Services*)

Commissioner Jarboe moved, seconded by Commissioner Jones, to approve and sign the Resolution supporting the One-to-One Mentoring program of Big Brothers Big Sisters of the Greater Chesapeake to provide youth mentoring services through \$50,000 tax credits under the Community Investment Tax Credit program. Motion carried 5-0.

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Revised Notification of Grant Award (NGA) for the FY2012 Title III Federal Grants from the Maryland Department of Aging on behalf of St. Mary's County Department of Aging and Human Services to provide various programs and services to the seniors of St. Mary's County in the amount of \$247,730, and a related budget amendment to increase and realign budget based on Award. Motion carried 5-0.

Commissioner Morris moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the Application/Area Plan Update, Projects US1302, 1304, 1305, 1308, 1309 and 1333 from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services for various programs and services to the seniors of St. Mary's County in the amount of \$379,545. Motion carried 5-0.

6. Sheriff's Office (*Captain Black; Corporal Raddatz; Erin Shoemaker, Fiscal Manager*)

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and accept the Sex Offender Registration, Project MD1346, from the Department of Public Safety and Correctional Services on behalf of the St. Mary's County Sheriff's Office in the amount of \$27,200 and authorize Commissioner President Russell to execute the related budget amendment to increase the project budget by \$1400. Motion carried 5-0.

7. County Attorney (*George Sparling, County Attorney*)

Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Permanent Easement Agreement between the County and SHA. Motion carried 5-0.

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

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the budget amendment realigning the project balance from Forest Conservation AP1004 to Ag Land Preservation AP1001 in the amount of \$1,620. Motion carried 4-0. Commissioner Morris was out of the room when vote was taken.

9. Department of Public Works and Transportation (*George Erichsen, Director*)

Commissioner Morris moved, seconded by Commissioner Jones, to:

(1) approve and authorize Commissioner President Russell to initial the grant application and pending agreement with the Federal Aviation Administration, in the amount of \$72,558 for the purpose of property acquisition in support of the approved Airport Master Plan;

(2) to authorize George Erichsen to sign the associated Grant Agreement as the authorized representative of the Airport, in the event the submission is required to the FAA prior to a regularly scheduled Commissioner meeting; and

(3) to approve and authorize Commissioner President Russell to execute the budget amendment realigning the funding sources in project PF1201 in accordance with the grant application/agreement. Motion carried 5-0.

(Jacqueline Fournier, Transportation Manager; Mary Ann Coontz, STS Supervisor, Dept. of Public Works and Transportation)

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Capital Grant Agreement for \$68,469 in Federal Funding, \$8,559 in State Funding and \$8,559 in County Funding to complete the Technical Study for the Transportation Development Plan, and execute the budget amendment establishing budget authority in the amount of \$85,587 in Project US1329. Motion carried 5-0.

PUBLIC HEARING: PROPOSED TEXT AMENDMENT TO MODIFY USE TYPE 112, DAY CARE, FAMILY HOME, TO INCREASE THE MAXIMUM CHILD CARE CAPACITY FROM 8 CHILDREN TO 12

Present: Harry Knight, Permits Coordinator, Dept. of Land Use and Growth Management

Commissioner President Russell opened the Public Hearing at 10:15 am. Notice of Public Hearing was posted in *The Enterprise* on August 3 and 8, 2012. The recommended zoning text amendment is to modify the County's Use Type 112 Day Care, Family Home to be consistent with a recent change in Maryland law governing the number of children in a family day care. Maryland's new law changed the capacity from "eight or fewer children" to "9 to 12 children."

Commissioner Russell opened the Public Hearing for public comments.

There were no public comments and Commissioner Russell closed the public hearing at 10:22 am.

ST. JOHN PROPERTIES: OAK CREST PLANNED UNIT DEVELOPMENT (PUD) UPDATE

Present: Bob Bowles, Planner, Dept. of Land Use and Growth Management
Christopher Longmore, Dugan, McKissick & Longmore, LLC
Andrew Roud, St. John Properties
Nick Brader, St. John Properties
Carl Wilson, The Traffic Group, Inc.

Mr. Bowles provided the background on the proposed Oak Crest Center Planned Unit Development originally approved in 1990. After years of inactivity, the property was sold and new owners have submitted new specifications for Phase 1 of the property to the Planning Commission. Mr. Longmore, council for the owners, presented the Commissioners with the current status of Phase 1 and provided additional background information. In August 2008, the Planning Commission approved the new PUD development plan with stipulations that (1) each phase of the development shall adhere to the current Stormwater Management regulations as set forth at the time; (2) development shall meet the current

parking regulations set forth in today's Comprehensive Zoning Ordinance; and (3) the applicant shall return to the Planning Commission and give an update on the development, including traffic, after the completion of Phase 2 or in June 2012, whichever comes first. In June 2012, the developer presented an update to the Planning Commission and heard concerns from citizens that have adjoining properties. He explained initiatives taken by the new owners to address the stipulations set forth by the Planning Commission, citizen's concerns and traffic improvements. He noted that grading for Phase 1, the future site of three restaurants and a large home improvement store, will begin in approximately six weeks.

COMMISSIONER'S TIME

The Commissioners highlighted events attended over the past week.

ADJOURNMENT

Commissioner Russell adjourned the BOCC meeting at 11:18 am.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)