

**ST. MARYS COUNTY
BOARD OF COUNTY COMMISSIONERS MEETING
CHESEAPEAKE BUILDING
Tuesday, August 26, 2008**

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
Donna Gebicke, Admin. Asst. to the BOCC (Recorder)

CALL TO ORDER

Commissioner President Russell called the meeting to order at 10:32 am and noted that the Commissioners attended the NAWCAD/NAVAIR/College of Southern Maryland Education Partnership Agreement Signing Ceremony at Patuxent River Naval Air Station from 8:30 to 9:30 am.

ADDITIONS TO THE AGENDA

Commissioner Raley moved, seconded by Commissioner Mattingly, to add an Executive Session to the agenda for the purpose of discussing Real Property Acquisition matters. Motion carried 5-0.

APPROVAL OF CHECK REGISTER

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to authorize the Commissioner President to sign the Check Register for checks dated August 26, 2008, as submitted. Motion carried 5-0.

APPROVAL OF MINUTES

Commissioner Raley moved, seconded by Commissioner Dement, to adopt the minutes of the Commissioners meeting of August 19, 2008, as presented. Motion carried 5-0.

PROCLAMATION

The Commissioners presented a proclamation in recognition of Womens Equality Day to Kathleen Werner, Chair, Commission for Women, and Cynthia Brown, Community Services Division Manager.

COUNTY ADMINISTRATOR

1. Draft Agenda for Sept. 9, 2008 (Sept. 2nd meeting cancelled). *At the suggestion of Commissioners Mattingly and Jarboe, the Commissioners agreed to change the start time for the Public Hearing on September 9 regarding St. Marys Crossing to 5:00 pm and to remove the half-hour break from the schedule.*
2. **Commission for Women** (*Kathleen Werner, Chairperson; Cynthia Brown, Mgr., Dept. of Human Services*)

Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign the revised Bylaws of the Commission for Women of St. Marys County as presented. Motion carried 5-0.

3. **Office of the Sheriff** (*Sheriff Cameron and Erin Shoemaker, Fiscal Manager*)

Commissioner Jarboe moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the Equitable Sharing Agreement, FY2008 Annual Certification Report Affidavit, for the federally forfeited funds program. Motion carried 5-0.

4. **Dept. of Economic and Community Dev.** (*Bob Schaller, Director; Dennis Nicholson, Executive Director of the Housing Authority*)

Commissioner Raley moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to execute the CDBG Grant Amendment to allow the use of the \$250,000 grant award for Colony Square rehabilitation at New Phoenix and to sign the related sub-recipient agreement allowing the pass-through of funds to the Housing Authority. Motion carried 5-0.

5. **Dept. of Human Services** (*Bennett Connelly, Director; Cynthia Brown, Community Services Manager; Jackie Beckman, Community Traffic Safety Program Coord.*)

Following an overview of the Highway Safety Grant-Community Traffic Safety Program by Mr. Connelly and Ms. Brown, Ms. Beckman presented information on traffic safety data, how the project funds are being used, and project outcomes.

Mr. Connelly confirmed that if the additional grant funds are received, no additional County cash match will be required for this program. The Countys total cash match of \$5700 was included in the base grant and is in the current budget.

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to execute the FY2009 Highway Safety Grant Application and Project Agreement for the St. Marys County Community Traffic Safety Program and the related budget amendment increasing the project budget revenues and expenses by \$8,100. Motion carried 5-0.

Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to execute the Southern Maryland Media and Enforcement Campaign Grant Application / Project Agreement and the related budget amendment, in the amount of \$113,000, to establish the project budget for this new FY2009 grant. Motion carried 5-0.

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

Mr. Rollins explained that the budget amendment was necessary to cover a budget shortfall for the Piney Point Lighthouse Shore Erosion Control project. Bids for the project recently came in that were considerably higher than the engineers estimates. Commissioner Jarboe asked if staff had considered re-bidding the project over the next year to see if new bids might come in that were closer to the original budget estimate. Given the long and complicated process to get to this point, the uncertainty of a re-bidding process, and the potential for additional erosion through the upcoming fall/winter season, staff determined that it would be best to move forward with the project utilizing surplus funds from other projects.

Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign the budget amendment that will transfer surplus funds from the Chaptico Park Expansion project (RP0805) to the Piney Point Lighthouse Shore Erosion project (RP0502) to cover a shortfall of \$270,000 for the construction of shore erosion control measures at the Piney Point Lighthouse Museum and Historic Park. Motion carried 4-1. Commissioner Jarboe voted against the motion.

7. Land Use & Growth Management (*Denis Canavan, Director; and Phil Shire, Deputy Director*)

Commissioner Raley moved, seconded by Commissioner Jarboe, to establish the effective date of September 4, 2008, for the following Resolutions and Ordinances, adopted by the Board of County Commissioners on August 19, 2008: BOCC Resolution Number 08-40, adopting an Annual Growth Policy for St. Marys County; BOCC Ordinance Number Z-08-06, adopting Zoning Ordinance Text Amendments to modify requirements for adequacy of public facilities; BOCC Ordinance Number S-08-01, adopting Subdivision Ordinance

Text Amendments to modify requirements for adequacy of public facilities; BOCC Resolution No. 08-41 establishing school service areas and student yield to determine the adequacy of public facilities. Motion carried 5-0.

COMMISSIONERS TIME

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

Commissioner Jarboe reported that he recently met with a group of senior advocates who have given careful thought to some of the issues that will be coming to the forefront as the baby boomers begin retiring. The group will be sending a request to the Commissioners to establish a task force on issues concerning senior and disabled citizens. Commissioner Mattingly suggested that the group may want to review the material that was gathered several years ago by a task force working on senior issues.

EXECUTIVE SESSION

Commissioner Mattingly moved, seconded by Commissioner Raley, to enter into Executive Session for the purpose of discussing real property acquisition, specifically for a potential public facilities site. Motion carried 5-0.

Real Property

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
Sabrina Hecht, Chief of Staff
Christy Chesser, County Attorney
Denis Canavan, Director, Land Use and Growth Management
Liz Passarelli, Real Property Manager
Donna Gebicke, Recorder

Authority: Article 24, Section 4-210(a)11
Time Held: 12:10 pm 12:55 pm
Subject Discussed: Potential public facilities properties.

RECESS

The Commissioners departed the Chesapeake Building to travel to the Frank Knox Center, Patuxent Naval Air Station.

JOINT BOCC-NAS/PAX RIVER ENCROACHMENT MITIGATION & PREVENTION MEETING AT FRANK KNOX CENTER, PAXTUXENT RIVER NAVAL AIR STATION

Commissioner President Russell and Capt. Andy Macyko, Commanding Officer, NAS/Pax River, opened the third joint meeting since the April 2007 signing of the Cooperation Agreement between the Commanding Officer, NAS Patuxent River and the Board of County Commissioners for Encroachment Mitigation and Prevention. One of the terms of the Agreement is that representatives of the County and the Navy will meet twice a year to discuss: new encroachment threats, proposed new development, potential encroachment remedies and progress, a review of existing and proposed development in the AICUZ (Air Installation Compatibility Use Zone) and nearby areas, and changes to the local zoning ordinance.

Encroachment Update

Denis Canavan, Director, Land Use and Growth Management

Mr. Canavan reviewed the timeline and the process for the 2009 Update of the Countys Comprehensive Land Use Plan (Plan) and the relation of the update and newly adopted annual growth policy and Adequate Public Facilities Text Amendments to the mission of Patuxent River NAS. The completion date for the Comprehensive Plan update is targeted for July 1, 2009.

Summaries of the five community meetings held in July on the update of the Plan were distributed. A familiar theme heard from citizens is the importance of preserving rural areas, and while recognizing the need to support PAX River, to also look at ways to increase the diversification of our economy. Another important component of the Plan - - the Work Force Housing Report -- was also provided to the attendees.

Mr. Canavan noted that the County is awaiting noise contours from the Navy that may affect land use intensity.

Encroachment Update

Leroy Mattingly, U.S. Navy

Outreach efforts include Eastern Shores Tri County Councils visit to St. Marys County on September 17th to familiarize the region with the Navys mission and activities at the test boat range. Plans are to take the group to the Chesapeake test boat range and test pilot school and to convene a working lunch with the Board of County Commissioners and the Southern Maryland Delegation to discuss encroachment mitigation and prevention measures.

PAX AICUZ (Air Installation Compatibility Use Zone) is on track for completion in October 2008. Original expectations were that future activities at the base would result in a significant contour enlargement, however, preliminary data now shows that noise will be only slightly larger over land (mostly in Solomons area), with most of the noise

increase being over the water. The number of flights is a main contributor to the noise contour figures. Mr. Canavan expressed concern that in terms of land use planning, he would not want to shortchange the Navy in not allowing for an increase in flight operations. Mr. Savich suggested that when the data becomes available that joint communications take place with Calvert County since that is where the greatest noise impact is expected.

RAICUZ (Range Air Installation Compatibility Use Zone) is on track for December 2008. The JLUS (Joint Land Use Plan) process was reviewed. It is expected to take approximately 18 months.

Lexington Park Redevelopment Update
Robin Finnacom, CEO, Community Development Corporation

Ms. Finnacom provided an update on two infrastructure projects important to the main gate and surrounding area of Pax River. The Patuxent Park project will rebuild streets, curbs, gutters, and replace water and sewer infrastructure. Full funding is in place for phases one and two. The project is expected to take four-five years.

The Great Mills Road project at Coral Drive and St. Marys Square will enhance and rebuild water and sewer and resurface roads.

Workforce Development
Bob Schaller, Director, Economic and Community Development

With 22,000 passing through the gates of PAX River each day, it is largest employer in the state of Maryland. The needs are not just technical, but business management as well. NAWCAD/NAVAIR and the College of Southern Maryland signed an education partnership agreement today. The Southern Maryland Workforce Investment Board is returning under the auspices of the Tri County Community Council. In addition to recruitment, workforce retention is a challenge that is being addressed across the region.

Workforce Development
Capt. Matt Scassero

Capt. Scassero discussed BRAC coordination and how the community works to protect what we have. NAWCAD staffing is on the upswing with 10,697 civilian contractors and a 50/50 mix of Navy and contractor employees. Staff is expected to grow by about 300-400 in FY 08 and 09. Creating a solid workforce block begins in the 3rd grade with programs such as Starbase Atlantis, STEM, and the George Forrest Tech Center. Recruiting is becoming more focused and retention methods such as offering incentives are being employed. If a potential employee does not accept a job at NAVAIR, it is usually due to the high price of housing.

Maryland Broadband Cooperative
Bob Russell and Larry Hill, representing Southern Md. Navy Alliance

The Alliance is currently involved in the promotion of a broadband fiber optic connection from Wallops Island to St. Marys County, which will eventually go on to Indian Head and Dahlgren. Fiber installation will increase capability by 64x. Contracting is with the Maryland Broadband Cooperative. Funds that are expected in FY 09 will be enough to complete the project.

Future Agenda Items

Commissioner Mattingly suggested that MetCom representatives attend the next meeting to review requirements for expansion and upgrades.

MOTION TO ADJOURN

Commissioner Dement moved, seconded by Commissioner Raley, to adjourn the meeting at 3:30 pm. Motion carried 5-0.

Minutes Approved by the Board of County Commissioners on _____

Donna Gebicke, Administrative Assistant to the Board of County Commissioners