

**Board of County Commissioners  
Worksession Minutes  
June 21, 2011**

**PRESENT:** Commissioners Mullin, Moore, Dunn, Broomell and Hodge; Public Works Director Scott Flanigan and staff; Planning and Zoning Director Eric Sennstrom; Economic Development Director Vernon Thompson; Parks and Recreation Director Clyde Van Dyke; Budget Manager Craig Whiteford; Executive Office Administrator Vicky Rinkerman; Attorney Norman Wilson; Treasurer Bill Feehley; members of the press, and members of the public.

**NOTE:** Audio recording of this meeting is available on the County website [www.ccgov.org](http://www.ccgov.org).

**OPEN SESSION**

**9:00 a.m.** – President Mullin called the meeting to order.

**Video lottery terminal lottery local impact grant revenue distribution agreement** – County Administrator Wein reviewed for the Board the proposed revenue distribution agreement with the Town of Perryville. He advised the Board that the main points of concern are the reporting requirements and three-year term limit of the agreement.

Discussion ensued regarding:

- . Town of Perryville's proposal that the agreement should not have a term limit;
- . the proposed revisions to the agreement as provided by the Town of Perryville;
- . projects included in the Perryville plan;
- . provision for "closing out" and re-establishing a new plan;
- . financing terms associated with Perryville projects if any;
- . County liability for assuming responsibility for any long term debt in the Perryville plan;
- . options available to the County to resolve the issue;
- . County obligations relative to dispersing the funding and accountability for tracking grant fund expenditures;
- . the implied commitment from the county to the revenue split and no term limit;
- . approval of the Perryville plan by the Local Development Council and the County as presented;
- . proposed language revisions for the agreement and process after the initial three term;
- . grant requirement to update the plan on an annual basis;
- . Perryville's financial commitment for projects in the plan based on potential gaming revenue; and

. purpose of the review process to ensure the plan is being followed.

On motion made by Commissioner Hodge, seconded by Commissioner Broomell, the Board considered a motion to provide a provision that Cecil County government officials would reevaluate the plan and revenue distribution agreement with the Town of Perryville in three years.

Discussion ensued regarding:

- . no guarantee of the casino revenue;
- . length of the term of the revenue agreement with the Town of Perryville; and
- . the implied commitment by the county for the length of the revenue commitment for longer than a three-year period.

VOTE: Mullin - Y, Broomell - Y, Moore - N, Dunn - Y, Hodge – Y

Motion carried by a vote of 4 to 1.

Counsel Wilson advised the Board that they may discuss county alternatives if Perryville officials do not sign the agreement in closed session since the discussion would involve obtaining advice from legal counsel.

Discussion continued regarding:

- . reporting requirements for grant fund expenditures;
- . submitting invoices

**Proposed letter to the State Highway Administration (SHA) regarding west bound right turn lane at the intersection of Route 40 and Red Toad Road** – Public Works Director Flanigan and Engineering and Construction Division Chief Wagner provided an overview of the proposed changes to the Route 40 and Red Toad Road intersection. The Board was advised that there have been many serious and several fatal accidents at this intersection. The recommendation from Public Works is to investigate developing a partnership with SHA to construct a right turn lane at the Route 40 and Red Toad Road intersection that would be coordinated with the other proposed road and bridge improvements on Red Toad Road.

The Board concurred to authorize the Public Works department mail the letter to the State Highway Administration as presented.

### **Afternoon meeting agenda review**

County Administrator Wein reviewed the items on the meeting agenda. Director Sennstrom advised the Board that the Planning Commission has recommended that the Board table the proposed drug treatment clinic ordinance pending further review with the stakeholders. Commissioner Broomell updated the Board on a meeting she held with the County Drug and Alcohol Council relative to this ordinance.

The Board concurred to revise the resolution for the Local Management Board in paragraph 3, change the word "it" to "Cecil Partnerships for Children, Youth and Families".

Director Flanigan reviewed the Public Works items on the agenda for consideration by the Board. He requested that the award of the Razor Strap Road improvements project be scheduled for the July 12, 2011 worksession meeting.

Budget Manager Whiteford reviewed the budget amendments for consideration by the Board.

### **Commissioner Items**

Commissioner Dunn commented on meetings he attended during the week.

Commissioner Broomell commented on meetings she attended during the week. She requested that the Board consider a unified statement opposing the proposed toll increase for the next public hearing in Harve de Grace.

Commissioner Moore commented on the proposed agenda for the Maryland Association of Counties Board meeting.

Commissioner Hodge agreed with creating a statement in opposition to the proposed toll increase relative to a resolution and press release. He requested the Board review for consideration a draft letter relative to guidelines under the Federal Environmental Protection Agency Clean Water Act.

Director Flanigan provided the Board information relative to court decisions on guidelines for Federal and Army Corp of Engineers jurisdiction of local waterways. One major concern relates to the proposed expansion of Federal jurisdiction. He reviewed the draft letters and advised the Board that comments must be submitted by July 1, 2011.

Discussion ensued regarding:

- . adding this item to the agenda with the State Senators and Delegation; and
- . county issues addressed in the proposed letter.

The Board concurred to consider the draft letter and recommendation at the next worksession meeting.

President Mullin commented on an invitation extended to Secretary Richard Hall relative to discussing the PlanMaryland project. He provided information regarding sponsoring the Chesapeake City Bridge walk in October.

### **CLOSED SESSION**

**9:55 A.M.** On motion made by Commissioner Moore, seconded by Hodge, the Board moved to convene in closed session pursuant to the Maryland Annotated Code – State Government 10-508 (a) (1) Personnel matters; and (7) To consult with counsel to obtain legal advice on a legal matter.

The Board adjourned in closed session.

### **ADJOURNMENT**

**11:25 A.M.** On motion by Commissioner Moore, seconded by Commissioner Broomell, the Board voted unanimously to adjourn the closed session meeting.

