

**Board of County Commissioners
Worksession Minutes
September 6, 2011**

PRESENT: Commissioners Mullin, Moore, Dunn, Broomell and Hodge; Public Works Director Scott Flanigan and staff; Planning and Zoning Director Eric Sennstrom and staff; Budget Manager Craig Whiteford; Executive Office Administrator Vicky Rinkerman; Counsel 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.

August 30, 2011 - Closed Session Meeting – 11:25 AM

The Board convened in a closed session meeting at their August 9, 2011 worksession meeting at 9:32 a.m. Motion was made by Commissioner Moore, seconded by Commissioner Broomell and carried by unanimous vote pursuant to the Maryland Annotated Code - State Government 10-508 (a) (1) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, or any other personnel matter that affects one or more specific individuals; (2) to protect the privacy or reputation of individuals with respect to a matter that is not related to public business; and (7) To consult with counsel to obtain legal advice on a legal matter. VOTE: Motion carried unanimously - Mullin - Y, Broomell - Y, Moore - Y, Dunn - Y, Hodge - Y.

Present at closed session: Commissioners Mullin, Moore, Dunn, Broomell and Hodge; County Administrator Al Wein; Executive Office Administrator Vicky Rinkerman; County Counsel H. Norman Wilson; Tim Kelly; Cheryl Dieter; Bill Haines; Ken Cowley; and Matt Rajeroski.

Topics of discussion and action taken (if necessary):

Pearce Creek DMP site – confidentiality of agreements between USGS and individual property owners for well samples. No action was taken by the Board.

Artesian related legal matters

Action: Board developed a list of issues to discuss with Artesian officials.

Office of Economic Development personnel matters

Action: On motion made by Commissioner Dunn, seconded by Commissioner Broomell, the Board moved to request the resignation of Vernon Thompson as the Director of Economic Development and to authorize staff to proceed with advertising for the position. Motion carried by a vote of 3 to 2 - Mullin - Y, Broomell - Y, Moore - N, Dunn - Y, Hodge - N.

Closed session meeting was adjourned at 1:20 p.m.

August 30, 2011 - Closed Session Meeting – 4:00 PM

On motion made by Commissioner Hodge, seconded by Commissioner Mullin, the Board moved to convene in closed session pursuant to the Maryland Annotated Code – State Government 10-508 (a) (9) To conduct

collective bargaining negotiations or consider matters that relate to negotiations. Motion carried by a vote of 4 with one absent. Mullin - Y, Broomell - Y, Moore - Y, Dunn - absent, Hodge - Y.

Present at closed session: Commissioners Mullin, Broomell, Moore and Hodge; County Administrator Al Wein, Sheriff Barry Janney, Chief Deputy Larry Meusel; Emergency Services Director Richard Brooks; Budget Manager Craig Whiteford; and Counsel Steve Silvestri. Absent: Commissioner Dunn

Topics of discussion and action taken (if necessary):

Update on collective bargaining

Action: The Board concurred with Counsel recommendations relating to the next steps with the IAFF and FOP organizations.

Closed session meeting was adjourned at 5:50 p.m.

OPEN SESSION

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

Habitat for Humanity – Executive Director Joann Blewett advised the Board that the Harford and Cecil County Chapters for Habitat for Humanity have merged to form the Susquehanna Habitat for Humanity organization. She provided the Board an overview of legislation regarding tax credits for projects.

Discussion ensued regarding:

- . Proposed tax credit legislation;
- . Cecil County project on Cherry Lane in Elkton;
- . Propose property and home acquisition for projects;
- . Sources of funds for organization (competitive federal, state, local grants, private foundation grants and individual donations); and
- . Distribution of funds for new and renovation projects

FY2012 Vehicle Acquisition – Establishment of Internal Service Fund – Budget Manager Whiteford reviewed for the Board the proposal to establish an internal service fund relative to financing vehicle acquisitions.

Discussion ensued regarding:

- . Finance costs associated with the lease/purchase agreements;
- . Budget process relative to establishing a debt service fund;
- . Options relative to financing vehicles vs. purchasing vehicles; and
- . Process relative to obtaining quotes for interest rates

The Board was advised that a budget amendment relative to establishing this fund would be considered at the September 6, 2011 Commissioners meeting.

Bond Refunding Proposal (2003 – 2004 Bonds) – Budget Manager Whiteford reviewed for the Board the proposal to refund 2003 and 2003 bonds. The recommendation from the financial team is to defer a decision on the refund proposal to a later date.

Discussion ensued regarding:

- . Proposed savings relative to the bond refund proposal;
- . Costs associated to refund and issue bonds; and
- . Board request for additional information from the financial team

FY2012 Transportation Priorities Letter – Director Sennstrom and Principal Planner Tony DiGiacomo reviewed for the Board the proposed FY2012 transportation priorities letter.

Discussion ensued regarding:

- . Proposed projects for Route 222 and 272 and 279 expansion/upgrades and traffic concerns;
- . Request for public hearing relative to the expansion proposals in this area;
- . Toll issues relative to Route 40 and I95;
- . Timeline for tour meeting schedule with Maryland Transportation officials; and
- . Funding for proposed projects relative to the Perryville/Port Deposit area

The Board concurred with the language in the proposed FY2012 transportation priorities letter as discussed. The Board was advised that county officials are waiting for the schedule of transportation meetings from the state.

Proposed Revenue Sharing Agreement regarding distribution of the Local Impact Grant Funds between Cecil County and the Town of Perryville – County Administrator Wein reviewed for the Board the proposed revenue sharing agreement with the Town of Perryville for Local Impact Grant Funds.

Discussion ensued regarding:

- . Proposed agreement relative to the fifteen-year vs. three-year time frame for the agreement;
- . County approval of the Perryville plan; and
- . Suggestion to meet with Perryville officials relative to the long-term debt projects in their plan; and
- . Issues/concerns with binding arbitration provided in the agreement

The Board concurred to authorize staff to schedule a meeting with Perryville officials to review the details of the agreement before making a decision. The Board concurred with the fifteen-year term of the proposed agreement.

Evening Meeting Agenda review – County Administrator Wein reviewed for the Board the items on the evening meeting agenda.

Appointments – Commissioner Dunn advised the Board that Owen Thorne has asked to withdraw his name for consideration to serve on the Planning Commission due to family obligations. He advised the Board that he would be recommending Stewart Yust for the Planning Commission appointment.

The Board concurred that they would consider the recommendation for appointment to the Planning Commission at their September 20, 2011 meeting.

Director Flanigan reviewed the Public Works agenda items.

Discussion ensued regarding:

- . The resolution for wastewater connection fees; and
- . Bids received for the Winding Brook project

Budget Manager Whiteford reviewed the proposed budget amendments.

Draft Bid 12-13 Flygt Sewage Pump – Director Flanigan reviewed for the Board draft bid 12-13 for a Flygt sewage pump.

The Board concurred to authorize Public Works staff to proceed with draft bid 12-13 for a Flygt sewage pump.

Commissioner Items

Commissioner Dunn commented on the Parks and Recreation Board meeting.

Commissioner Broomell commented on the Parks and Recreation Board meeting, Proclamation announcing September as National Recovery Month, Drug and Alcohol Education Forum on September 22, 2011 at Cecil College, Cecil County 5K Recovery Walk on September 25, 2011 at Meadow Park and the initiative for preservation of Freeman Hall.

Commissioner Moore commented on the release of a revised draft of PlanMaryland on September 7 and extension of the deadline for comments, initiating an informal meeting with members of the public one-hour (6:00 p.m.) prior to the monthly Commissioners meeting, and update on Hollywood Casino operation.

Commissioner Hodge commented on the proposed informal public meeting prior to the monthly Commissioners meeting, need for further discussion on the format for the informal

information meetings and the Public Service Commission decision on Artesian.

Counsel Wilson advised the Board that the attorney for Artesian has conveyed that Artesian officials are considering withdrawing the notice of breach of contract and that they intend to forward a draft timeline for completing the contract. He continued stating that he was informed that the Board of Directors is not interested in renegotiations and that they have met with ARCA officials regarding the list of concerns. He advised the

Board that the County is still in negotiations relative to finalizing the agreements and contracts with Artesian and any concerns should not be discussed in a public meeting.

Discussion ensued regarding:

- . outstanding issues with the Artesian contract; and
- . need for decision by the Board to appoint an attorney to assist with the execution of the contract and agreements with Artesian

The Board concurred to direct County Administrator Wein to proceed with scheduling this item for the next worksession if the county receives the letter from Artesian officials.

Discussion ensued regarding:

Open Meeting law; and

Request for support for education of the closed session meeting regulations

The Board concurred to support the request from Commissioner Hodge to seek education regarding closed session meeting regulations.

Commissioner Mullin had no comments.

ADJOURNMENT

10:40 AM On motion by Commissioner Moore, seconded by Commissioner Dunn, the Board voted unanimously to adjourn the worksession meeting.

>