

**Board of County Commissioners  
Worksession Minutes  
December 13, 2011**

**PRESENT:** Commissioners Mullin, Broomell, Moore, Dunn and Hodge; County Administrator Al Wein; Public Works Director Scott Flanigan and staff; Planning and Zoning Director Eric Sennstrom; Emergency Management Director Richard Brooks; 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](http://www.ccgov.org).

**December 6, 2011 - Closed Session Meeting – 11:17 AM**

The Board convened in closed session at their December 6, 2011 worksession meeting at 11:17 a.m. Motion was made Commissioner Moore, seconded by Commissioner Hodge, pursuant to Maryland Annotated Code State Government 10-508 (a) (7) to consult with counsel to obtain legal advice on a legal matter concerning negotiation of terms of proposed franchise amendment and to obtain legal advice regarding settlement matters pertaining to transfer of water assets to Artesian.

**PRESENT AT CLOSED SESSION:** Commissioners Mullin, Broomell, Moore, Dunn and Hodge; County Administrator Al Wein; Public Works Director Scott Flanigan and staff; Planning and Zoning Director Eric Sennstrom; Executive Office Administrator Vicky Rinkerman; Counsel Norman Wilson and Special Counsel Larry Haislip.

Topics of discussion and action taken (if necessary):

Discussion on options and terms relative to franchise extensions between Elkton West and Mountain Hill for Artesian Water.

Action: The Board concurred to authorize staff to proceed with scheduling a meeting with Artesian and Town of North East officials, together or separately, to discuss available resources and options to serve the North East area. The Board instructed Counsel and staff to develop an agenda and forward potential questions for the proposed meeting by December 21, 2011.

The closed session meeting was adjourned at 1:30 p.m.

**OPEN SESSION**

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

**Approval of Minutes** – On motion made by Commissioner Moore, seconded by Commissioner Hodge, the Board moved to approve the minutes for the December 6, 2011 Worksession and Closed Session Meetings. Motion carried unanimously. Clarification: The stakeholder meeting relative to franchise extensions would be open to the public.

**Perryville Hollywood Casino Revenue Projections** – Budget Manager Whiteford provided the Board an update of the actual and estimated revenue from the Hollywood Casino. At the Local Development Council

meeting, a Hollywood Casino official provided an update relative to projected revenues pending the addition of the new sign and potential opening of the Anne Arundel Mills casino site.

The Board concurred to authorize Budget Manager Whiteford to share this information with Town of Perryville officials.

Board members provided their comments relative to the revenue projections.

**Ethics Ordinance Matter Relating to Financial Disclosure** – Commissioner Broomell requested Board members reconsider the Ethics Ordinance relative to including the following provisions:

- . department directors would be required to file the same disclosure form as elected officials;
- . volunteers would be required to file the same disclosure form as was required in 2011;
- . County Commissioners receive notification when an ethics complaint is filed with respect to confidentiality of the complaint;
- . Ethics board members be required to file the same disclosure as the volunteers; and
- . attorney contracts with the county include a provision that they are required to file the same disclosure as the volunteers

County Administrator Wein advised the Board that Ethics Chairman Burns has recommended a form that would be signed by board and commission members that affirms they have read and understand the Ethics Ordinance. Additionally, appointed employees, and board and commission members must disclose gifts received and any conflicts of interest.

Board members provided their comments relative to financial disclosure requirements.

Discussion ensued regarding:

- . consideration of the proposed revisions to the Ethics Ordinance;
- . concerns from the public that there is a perception that county directors have profited from decisions made by the Board; and
- . a suggestion was made that if there is a concern or issue regarding a conflict of interest with any county employees, the citizen should file an ethics complaint

The Board concurred to consider the proposed revisions to the Ethics Ordinance as stated by Commissioner Broomell at the next worksession meeting.

**Draft letter to Cecil County Delegation Relating to 2012 Legislative Requests** – County Administrator Wein reviewed the proposed letter to the Cecil County Delegation relative to 2012 legislative requests.

The Board concurred to approve the letter for signature as presented.

**FY2013 Budget Preliminary Discussion** – Budget Manager Whiteford provided the Board a projected revenue budget based on last year's tax rate. He advised the Board that staff is seeking direction from the Board relative to their goals and objectives for the next budget cycle.

### **Commissioner Items**

Commissioner Dunn had no comments.

Commissioner Broomell commented on the proposed clinic ordinance that was revised to include a special exception provision.

Director Sennstrom advised the Board that the proposed clinic ordinance would be reviewed by the Planning Commission at their December 19, 2011 meeting. The Planning Commission recommendation will be presented at the Commissioners meeting on January 3, 2012.

Commissioner Moore commented on the announcement from the Office of Economic Development regarding the opening of Restoration Hardware in Cecil County, Cecil County Public Schools Community Forum on Wednesday, and other scheduled meetings.

Commissioner Hodge commented on the community forum scheduled by the Cecil County Public Schools on the FY2013 budget.

President Mullin commented on approval from Program Open Space for Phase II of Conowingo Park improvements, and the PlanMaryland hearing held in Annapolis on Monday, December 12, 2011.

### **CLOSED SESSION**

**10:00 AM**

On motion made by Commissioner Hodge, seconded by Commissioner Broomell, 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. Briefing by Special Counsel John Gilman regarding the status of labor relations with Sheriff's Office and Emergency Medical Services employees and matters relating to collective bargaining negotiations.

## **ADJOURNMENT**

**11:33 AM** - On motion made by Commissioner Moore, seconded by Commissioner Dunn, the Board moved to adjourn the closed session meeting. Motion carried unanimously.

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