

**Board of County Commissioners  
Worksession Minutes  
December 6, 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 Services Director Richard Brooks; Human Resources Director Donna Nichols; Budget Manager Craig Whiteford; Executive Office Administrator Vicky Rinkerman; Counsel Norman Wilson; Special Counsel Larry Haislip; 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.

**Matters pertaining to "Charlestown Crossing"** – Dan Whitehurst, Clark Turner Homes, advised the Board of challenges experienced with infrastructure, water service, and permit requirements from the Maryland Department of Environment (MDE) and county for the Charlestown Crossing development.

Director Flanigan reviewed the process used relative to securing bonds for development. He advised the Board that Public Works staff is in the process of reviewing the bond process.

Board members provided their comments relative to the issues with Charlestown Crossing.

**Matters pertaining to "Charlestown Crossing"** – Dian Taylor, President and Jack Schreppler, General Counsel for Artesian advised the Board that a tentative closing date has been scheduled for December 21, 2011. Ms. Taylor advised the Board that Artesian is working diligently to resolve issues relative to contracts with other water utilities to develop a plan that is in the best interest of service for county residents.

Artesian Counsel Schreppler advised the Board that Artesian intends to negotiate and work with Clark Turner Homes relative to the Charlestown Crossing development.

Discussion ensued regarding:

- . Contractor requirements for infrastructure installation;
- . Mountain Hill water system; and
- . MDE requirements

Board members provided their comments relative to issues with Charlestown Crossing.

**Approval of minutes** – Approval of the minutes for the November 22, 2011 worksession and closed session and November 29, 2011 worksession meeting minutes.

On motion made Commissioner Broomell, seconded by Commissioner Dunn, the Board moved to approve the meeting minutes as presented.

November 22, 2011 worksession and closed session meeting minutes – VOTE: Mullin - Y, Broomell - Y, Moore - Y, Dunn - Y, Hodge - Abstained. Motion carried.

November 29, 2011 worksession meeting minutes - VOTE: Mullin - Y, Broomell - Y, Moore - Abstained, Dunn - Y, Hodge - Y. Motion carried.

**Evening meeting agenda review** – County Administrator Wein reviewed the agenda items for the December 6, 2011 Commissioners meeting.

Counsel Haislip provided comments relative to the first amendment to Wastewater System Acquisition Option and Agreement between Cecil County, MD and the Town of Port Deposit and negotiations with town officials.

Board members provided comments relative to the first amendment option and agreement.

Director Flanigan advised the Board that deeds were placed on the agenda as an action item in the past. He explained the process relative to the policy and inspection requirements before property is conveyed to the county.

Board members provided their comments relative to the process for deed approval.

Counsel Wilson advised the Board that the policy states items for consideration by the Board are to be introduced at a meeting and action scheduled for the next Commissioners meeting. The Board concurred to proceed with considering the deed as stated on the agenda, and directed staff to follow the procedure as outlined by Counsel Wilson for future items that require consideration by the Board.

Budget Manager Whiteford reviewed the budget amendments.

Commissioner Hodge advised the Board that he intends to abstain from the vote on the budget amendment for the Elk Neck Road improvement project.

**Request to Fill Positions** – Director Nichols reviewed the request to fill a budgeted Accountant position in the Treasurer's Office and a grant funded the Drug Court Case Manager position in Circuit Court.

The Board concurred to authorize the Human Resources department to advertise and fill the positions as presented.

### **Commissioner Items**

Commissioner Dunn commented on judging the Christmas Parade in the Town of North East.

Commissioner Broomell commented on judging the Christmas Parade in the Town of North East, an Eagle Scout Court of Honor ceremony, and the Perryville High School football team state championship game.

Commissioner Moore commented on the state championship game and invited the public to the first Citizen's Corner meeting at 6:00 p.m. before the Commissioners meeting.

Commissioner Hodge commented on the Citizen's Corner meeting and the Christmas Parade in North East.

President Mullin commented on the Christmas Parade and notification of a rally and hearing scheduled by Senator Pipkin relative to PlanMaryland.

## **SCHEDULED CLOSED SESSION**

**10:25 AM**

Pursuant to the Maryland Annotated Code State Government 10-508 (a) (1) Continued review and discussion of specific applications relating to pending appointments to Bainbridge Development Corporation, Economic Development Commission, Planning Commission, Susquehanna Workforce Network and Ethics Commission and (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.

The Board concurred unanimously to discuss the proposed appointments in open session.

**Bainbridge Development Corporation (BDC) appointments** – County Administrator Wein reviewed the list of names discussed at previous meetings.

Commissioner Dunn provided the Board a list of his recommendations for appointment to the BDC.

Board members provided their comments relative to the list of recommendations for appointment to the BDC.

**Susquehanna Workforce Network (SWN)** – County Administrator Wein reviewed the list of names discussed at previous meetings. He advised the Board that SWN Executive Director England is reviewing the federal and state guidelines relative to the appointments.

The Board concurred to postpone one of the appointments pending review of the regulations and confirmation of the appointment.

**Ethics Commission** – County Administrator Wein reviewed the list of names discussed at previous meetings.

Board members provided their comments relative to the proposed appointments to the Ethics Commission.

**Economic Development Commission appointments** – County Administrator Wein reviewed the list of names discussed at previous meetings.

Board members provided their comments relative to proposed re-appointments and new appointments to the EDC.

The Board concurred to direct staff to introduce each slate of proposed appointments for each board and commission separately for consideration by the Board.

## **CLOSED SESSION**

**11:17 AM**

On motion made by Commissioner Moore, seconded by Commissioner Hodge, the Board moved to convene in closed session pursuant to the 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.

## **ADJOURNMENT**

**1:30 PM** - On motion made by Commissioner Dunn, seconded by Commissioner Hodge, the Board moved to adjourn the closed session meeting. Motion carried unanimously.

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