

**Board of County Commissioners  
Worksession Minutes  
February 14, 2012**

**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, Parks and Recreation Director Clyde VanDyke; Permits and Inspections Director Pat Conway; Economic Development Director Lisa Webb; Budget Manager Craig Whiteford, Executive Office Administrator Vicky Rinkerman, County Attorney Norman Wilson, Treasurer Bill Feehley, members of the press, and members of the public.

**OPEN SESSION – Elk Room**

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

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

**Closed Session Meeting – February 7, 2012 – 11: 00 a.m.**

The Board convened in closed session on February 7, 2012 11:00 a.m. Motion was made by Commissioner Moore, seconded by Commissioner Hodge, pursuant to Maryland Annotated Code State Government 10-508(a) (9) to conduct collective bargaining negotiations or consider matters that relate to the negotiations – briefing by special Counsel Gilman and negotiating team relative to IAFF and FOP collective bargaining discussion. Motion carried unanimously.

**PRESENT AT CLOSED SESSION:** Commissioners Mullin, Broomell, Moore, Dunn and Hodge; County Administrator Al Wein; Budget Manager Craig Whiteford; Office Administrator Vicky Rinkerman; County Attorney Norman Wilson; Special Counsel Gilman and Laura Pierson Scheinberg from the law firm of Miles and Stockbridge.

Topics of discussion and action taken (if necessary):

Briefing and discussion relative to IAFF and FOP collective bargaining negotiations.

The Board concurred to convene at 3:00 p.m. this afternoon (Tuesday, February 07, 2012) in the Perryville room for an administrative function meeting to discuss the FY2013 preliminary budget.

The closed meeting was adjourned at 11:54 a.m.

**Approval of Minutes** – On motion made by Commissioner Broomell, seconded by Commissioner Moore, the Board moved to approve the minutes for the February 7, 2012 Worksession and Closed Session meeting minutes. Motion carried unanimously.

**Rural Legacy Designation** – Director Sennstrom and Eric Shertz from the Office of Planning and Zoning reviewed the Rural Legacy prioritization and designation process.

Members of the Board provided their comments relative to the Rural Legacy areas.

Discussion ensued regarding:

- . Recommendation from the Planning and Zoning staff;
- . Northern Fair Hill Rural Legacy area; and
- . Southern Sassafras Rural Legacy area

The Board requested Planning and Zoning staff provide the Board a list of current preservation easement projects.

**Cecil County Critical Area Program** – Director Sennstrom provided the Board an overview of the Critical Area Program rates for a Fee-in-Lieu Program, which was approved by the State Critical Area Commission in late January 2012.

Members of the Board provided their comments relative to the proposed rates.

County Administrator Wein advised the Board that this proposal would be introduced as a Resolution at the February 21, 2012 Commissioners meeting and scheduled for consideration by the Board at the March 6, 2012 Commissioners meeting.

**Maryland Rural Counties Coalition invitation** – County Administrator Wein advised the Board of an invitation for Cecil County to join Frederick, Allegany, Carroll and Washington Counties to form a Rural Counties Coalition.

The Board concurred to direct staff to schedule a meeting with Blaine Young, President of the Frederick Board of County Commissioners to discuss this further.

**Electrical Inspection Agency Regulations** – Director Conway provided the Board an update on public comments received relative to the proposed regulations. Staff would provide the Board a copy of the comments that were received before the next Commissioners meeting.

Discussion ensued regarding:

- . Continuing education requirements;
- . Decision on single vs. multiple inspection agencies;
- . Article relative to multiple agencies; and
- . Testimony provided at the last Commissioners meeting and via email

**Building Code related proposed legislation** – Director Conway and Building Inspector Bill Funk provided the Board an update on proposed State legislation related to the Building Code.

SB 602 / HB 366 would amend Section 12-504 of the Public Safety regulations that would stop the County from altering or changing the Building Code pertaining to Fire and Life Safety Conditions in the Building Code. If this amendment is adopted, everyone in the state would be required to install sprinkler systems, and local jurisdictions would not be permitted to opt out of the provisions.

The Board concurred to authorize staff to provide testimony in opposition to the SB 602 and HB 366 and the Board would provide a letter in opposition to the proposed legislation. Other Maryland Counties are going to oppose this legislation.

SB 331 would permit counties to opt out of the regulations relative to the sprinkler requirement for modular homes. There was confusion regarding language in the proposed legislation regarding a reference to HUD regulations.

SB 196 would require political subdivisions to inspect all balconies throughout the county to ensure compliance with the building codes.

Members of the Board provided comments regarding the proposed legislation.

The Board concurred to request staff to provide information regarding the fiscal impact of this legislation to the county.

Staff provided information on the following Bills:

HB 10 would require a person to hold a Master's license to perform electrical inspections;

HB 158 would require green building standards for tax credits;

HB 247 would require the State Plumbing Board to adopt the International Plumbing Code;

HB 368 would permit Cecil and Harford Counties to have an appointment to the State Plumbing Board;

SB 753 would require an owner of a blighted property to list the property for sale or remediate the violations on the property to meet specified code requirements within a specified time period; and

SB 862 would require inspections for non-residential building exteriors for buildings over sixty feet in height.

**Conowingo Park update** – Director Van Dyke advised the Board that staff attended an Exelon meeting relative to their relicensing requirements and procedures. At this time, Exelon is not considering extending support outside their boundaries and they may be approaching the County to take ownership of the parcel. He recommended that the County not accept ownership until the current owner makes the required property improvements for public use.

Members of the Board provided their comments relative to Conowingo Park, the subject property

**Draft RFP 12-18 County Sewer maintenance** – Director Flanigan provided the Board an overview of the proposed draft for sewer maintenance.

**Draft RFP 12-22 Design/Build Metal roof system for Meadowview WWTP** – Director Flanigan provided the Board an overview of the proposed design/build draft for the roof system for Meadowview WWTP. Director Flanigan advised the Board that this project would be similar to the project completed at the Seneca Point plant.

The Board concurred to authorize Public Works staff to proceed with advertising the RFP's as presented.

Members of the Board provided their comments relative to staffing requirements for the wastewater facilities. Director Flanigan advised the Board that the consultant would be presenting the staffing study report at the February 28, 2012 worksession meeting.

### **Commissioner Items**

Commissioner Dunn commented on the grand opening of the Lowe's in North East.

Vice President Broomell welcomed the new Economic Development Director Lisa Webb and commented on several new businesses opening in Cecil County, E-Z Pass meetings for Hatem Bridge, and the opening of Lowe's in North East.

Commissioner Moore commented on the Cecil County Chamber of Commerce luncheon and the Perryville High School Football Banquet.

Commissioner Hodge commented on the legislative session in Annapolis.

President Mullin commented on stormwater management options.

### **CLOSED SESSION**

**10:21 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) (3) To consider the acquisition of real property for Cecil County Public Schools and matters directly related to thereto and (8) To consult with State's Attorney Rollins regarding pending litigation.

### **ADJOURNMENT CLOSED SESSION**

**11:49 AM**

On motion made by Commissioner Moore, seconded by Commissioner Hodge, the Board moved to adjourn the closed session meeting. The meeting was adjourned.

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