

**Board of County Commissioners  
Worksession Minutes  
September 11, 2012**

**PRESENT:** Commissioners Mullin, Broomell, Dunn, Moore, and Hodge, County Administrator Wein, Public Works Director Scott Flanigan, Planning and Zoning Director Eric Sennstrom, Treasurer Bill Feehley, Director Clyde VanDyke, Human Resources Director Donna Nichols, Economic Development Director Lisa Webb, Budget Manager Craig Whiteford, Administrative Assistant Robin McCann, County Attorney Norman Wilson, 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:**

The Board convened in closed session on September 4, 2012 @ 10:15 a.m. On motion made by Commissioner Dunn, seconded by Commissioner Moore, the Board moved to convene in closed session pursuant to Maryland Annotated Code State Government 10-508 (a) (1) Discussion regarding appointments to Planning Commission; Board, staff, County attorney. Motion carried unanimously.

**Present at Closed Session:** Commissioners Mullin, Broomell, Moore, Dunn, and Hodge, County Administrator Al Wein, Director Eric Sennstrom, Budget Manager Craig Whiteford, Attorney Norman Wilson, Administrative Assistant Katie Piazza.

Topics of discussion and action taken (if necessary):

Members of the Board discussed and provided their comments on the proposed appointments to the Planning Commission.

**President Mullin asked for a moment of silence in remembrance of those who died in the attack on the World Trade Center on September 11<sup>th</sup> and announced the Thank a Local Hero event.**

**Approval of Minutes**

On motion made by Commissioner Moore, seconded by Commissioner Dunn, the Board moved to approve the September 4, 2012 Worksession Meeting minutes, as presented. Motion carried unanimously.

Discussion ensued regarding the county representative at the Rural County Coalition meeting at the MACo conference.

On motion made by Commissioner Dunn, seconded by Commissioner Moore, the Board moved to approve the September 4, 2012 Closed Session Meeting minutes, as presented. Motion carried unanimously.

**Bainbridge Development Corporation Informational Briefing**

Bainbridge Development Corporation (BDC) Chair Mike Pugh and Executive Director Donna Tapley provided the Board an update on the development of the Bainbridge property. He advised the Board of the re-organization of the BDC relative to membership and committees.

Executive Director Tapley discussed the following:

- Navy completion of the screening evaluation for soil characteristics, which was found to exceed the residential and non-residential voluntary cleanup program standards;
- As part of the Navy's Environmental Restoration program a Background study, source assessment, and business case model will be completed by the end of September 2012, which will determine the level of contamination and liability;
- Cost estimates for environmental restoration of the sub-surface contamination is estimated to be in the \$30 to \$68 million range per 100 acres;
- Bainbridge Development property is a low priority and risk site and there is no funding to remediate the property; BCD is actively working with state, local, and federal government officials to develop an alternate path that would be funded by the Navy;
- BDC and Developer Ken Michael are working to revise the development agreement for the property;
- BDC received proposals for the Tome School for Boys revitalization project, which were evaluated by the Tome School Committee; Moving forward on the proposals may depend on the remediation of the entire property; and
- Recommendation for Board to meet with BDC Board to discuss sensitive and financial information

Chair Pugh advised the Board of the continued effort of the BDC members to find a solution with the Navy to remediate and remove the contaminants from the property to move forward with development.

Discussion ensued regarding the following:

- Responsibility for the cost of removing the contaminated soil;
- Negotiations between the BDC and Navy officials to find a remediation solution;
- Options available to the BDC to move this forward;
- Environmental constraints in the Tome school area and difficulty with locating the source of the contamination;
- Cost for residential level of remediation and development of the Tome school site;
- Bainbridge plan includes industrial and residential development;
- Options for moving the project higher on the list for remediation;
- Suggestion to seek funding from the state Brownfields Program;

- Relationship with EPA and MDE officials and the complexity of the development issues;
- Suggestion to consider the site for a cell tower location

### **Child Support Incentive Program**

Circuit Court Judge Whelan, Ms. Kirby and Ms. Brown reviewed the Child Support Incentive Program and advised the Board that the grant funding expires in October for the program.

Ms. Kirby discussed the following:

- Available grants to continue the program;
- Program participation;
- Increase in child support payments due to the program; and
- Reduction in disputes due to the program

Assistant Director Brown discussed the following:

- Success of the Child Support Incentive Program;
- Decrease in civil and criminal cases relative to child support within the court system; and
- Bonding process established in the program

Social Services Director Nick Riccuiti discussed the following:

- Intervention process to keep people working to pay child support, instead of being incarcerated; Cooperation between the Courts, Social Services, State's Attorney's Office, and the Sheriff's Office to intervene in child support cases;
- Developing a plan for the next budget year; and
- Seeking grant resources and partial funding through the Donaldson Brown Center

Budget Manager Whiteford advised the Board that the grant expires in October and the group is seeking partial funding for the program, which would require a budget amendment should the Board approve the expense. .

President Mullin stated that the Board would consider the budget amendment for the Child Support Incentive Program at their September 18, 2012 Commissioners Meeting

**Animal Control Update** Administrator Wein advised the Board the Department of Emergency Services Director Brooks and Laura Hudson from the Greystone Equine Rescue Center would be presenting an update on the horse rescue.

Director Brooks and Ms. Hudson discussed the following:

- Medical condition of the horses; and

- Available volunteers;
- Day to day maintenance care required;
- Veterinarian costs;
- All volunteer organization and there are no salary or labor costs;
- Additional expenses to rehabilitate the horses;
- Potential grant funds that may be available for their care; and
- Request for assistance with the expenses for the care of the horses

Members of the Board provided their comments on the following:

- Previous complaints against the horse owner;
- Scope of animal control ordinance relative to large animals and intervention at this site;
- Registration papers for the horses provided by the owner;
- Concern regarding the cost of caring for the horses;
- Responsibility for enforcing the Maryland State law relative to equine care;
- Decision on county support and the need to find other resources and options for the care of the horses from the community;
- Providing information on the highest needs for the care of the horses;
- Rescue service provided due to compassion for horses;
- Need for more public education on horse care;
- Holding owners accountable for the condition of the horses;
- Horses were not seized, the **custodian owner** (amended 9/18/12) relinquished them;
- Jurisdiction on charging and filing charges against the horse owner;
- Further discussion on this matter and the scope of the animal control services; and
- Appreciation for Ms. Hudson and the volunteers intervening and responding to the needs of the horses

### **Requests to Fill Positions:**

Director Nichols presented the following position:

Facilities Maintenance Custodian position due to a promotion; budgeted.

On motion made by Commissioner Moore, seconded by Commissioner Dunn, the Board moved to authorize the Human Resources Department to advertise and fill the position as presented. Motion carried unanimously.

### **Draft Bid 13-13; Gas Meters**

DES Deputy Director Amy Crabill reviewed Draft Bid 13-13 for gas meters.

Members of the Board provided their comments concerning the replacement of the gas meters.

On a motion made by Commissioner Moore, seconded by Commissioner Dunn, the Board moved to authorize the Department of Emergency Services to advertise RFP 13-13, as presented. Motion carried unanimously.

### **Draft Bid 13-04; Cecil County Sports Complex; Football field and baseball field grading and drainage**

Parks and Recreation Director VanDyke reviewed draft bid 13-04 for the refurbishment of the football and baseball field grading and drainage.

Members of the Board provided their comments concerning the bid and Sports Complex.

On a motion made by Commissioner Moore, seconded by Commissioner Hodge, the Board moved to authorize the Parks and Recreation Department to advertise RFP 13-04, as presented. Motion carried unanimously.

### **Commissioner Items**

Commissioner Dunn announced that the Rising Sun Library renovations have been completed and they will be hosting an Open House on Saturday, September 29, 2012.

Vice President Broomell commented on the public hearing and her position regarding the Tier Maps, Rural County Coalition efforts, discussion on the WFMD Radio Station, and MACo support for SB236.

Commissioner Moore commented on MACo and the tier map letters, Thank a Local Hero Event, and the Plumpton Park Zoo grant opportunity.

Commissioner Hodge commented on previous comments made by Vice President Broomell regarding MACo and tier map letters.

Discussion ensued regarding the tier map letters, individual positions on SB236 and the proposed tier maps, and the decision by MACo to support SB236. Commissioner Moore advised the Board that as the County MACo representative, she voted against MACo supporting **with amendments** (amended 9/18/12) SB236.

President Mullin announced that the Maryland Rural Counties Coalition has tentatively scheduled a meeting for Wednesday, September 19, 2012 at 2:00 p.m. at the MACo Office in Annapolis.

### **CLOSED SESSION**

#### **11:00 AM**

On a motion made by Commissioner Dunn, seconded by Commissioner Moore, the Board moved to convene in closed session pursuant to the Maryland Annotated Code State Government 10-508 (a) (1) to review and discuss applications for appointments to the Parks and Recreation Board. Motion carried unanimously.

## **ADJOURNMENT**

The Board convened in Closed Session and the closed session meeting adjourned at 11:30 a.m.

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