

Commissioners of St. Mary's County Meeting Minutes (Tuesday, July 26, 2022)

Generated by Julie Burch on Wednesday, July 27, 2022

Members present

Commissioner President James R. Guy

Commissioner Eric Colvin

Commissioner Michael L. Hewitt

Commissioner Todd B. Morgan

Commissioner John E. O'Connor

David Weiskopf, Interim County Administrator

ALisa Casas, Communications Director, Public Information Office

Commissioner President Guy called the business meeting of the Commissioners of St. Mary's County to order at 9:01 a.m. in the Chesapeake Building Meeting Room, Governmental Center.

Approval of Consent Agenda

I move to approve the Consent Agenda, which includes the Minutes of July 12, 2022, as presented.

Motion by Commissioner John E. O'Connor, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

2. MAIN AGENDA

A. OFFICE OF THE COUNTY ATTORNEY - Request for Public Hearing - Proposed Transfer Tax Exemption

I move to approve and authorize a public hearing to be held in the morning of August 23, 2022, to consider the amendment of Chapter 267 of the Code of St. Mary's County, Maryland, to Provide for Exemption from the St. Mary's County Transfer Tax as requested by the Office of the County Attorney.

Motion by Commissioner Michael L. Hewitt, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

3. COUNTY ADMINISTRATOR

A. DRAFT AGENDAS FOR AUGUST 2 and 23, 2022. There will be no meeting of the Commissioners on August 9 or 16, 2022.

B. SHERIFF'S OFFICE - DOJ - Edward J. Byrne Memorial Justice Assistance Grant (JAG) Program FY2022 Local Solicitation

I move to approve the FY2022 Edward Byrne Memorial Justice Assistance Grant (JAG) Program-Local Solicitation Application, Project US2336, from the U.S. Department of Justice, in the amount of \$17,792 to purchase mechanical entry tools, and authorize the Commissioner President to sign any related or subsequent application documents and Sheriff's Office staff to submit electronically.

Motion by Commissioner John E. O'Connor, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

C. DEPARTMENT OF FINANCE - Approve Budget Amendment to Roll Project in the FIN23 Capital Reserve

I move to approve the Budget Amendment closing FIN22 Capital Reserve, rolling State/Federal authority to the FIN23 Capital Reserve and authorize the Commissioner President to sign the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

D. DEPARTMENT OF ECONOMIC DEVELOPMENT - Recommended FY2023 Fee-in-Lieu for the Purchase of Transferable Development Rights (TDRs)

I move to set the Transferrable Development Right Fee-in-Lieu amount for Fiscal Year 2023 at \$4,861.02 and authorize the Commissioner President to sign any relevant documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

E. DEPARTMENT OF RECREATION AND PARKS - Additional FY2023 Program Open Space Grant Award RP2102

I move to approve the additional Program Open Space State funding in the amount of \$25,000 for the 2027 Land Preservation, Parks and Recreation Plan grant and authorize the Commissioner President to sign the related budget amendment.

Motion by Commissioner John E. O'Connor, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

F. DEPARTMENT OF RECREATION AND PARKS - Memorandum of Understanding between the County and Town Creek Recreation Inc.

I move to approve the Memorandum of Understanding between the Commissioners of St. Mary's County and Town Creek Recreation Inc. and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Eric Colvin, second by Commissioner Michael L. Hewitt.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

G. RECREATION AND PARKS - Gymnastics Center Fifth Amendment to Lease

I move to approve and authorize the Commissioner President to sign the Fifth Amendment to Lease for the Gymnastics Center between the County and the Pax River Village Center LLC.

Motion by Commissioner Eric Colvin, second by Commissioner Michael L. Hewitt.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

H. DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION - Grant Acceptance for the St Georges Creek Maintenance Dredge

I move to approve the DNR Waterway Improvement Grant Award for \$540,000 for the St. Georges Creek Maintenance Dredge and authorize the Commissioner President to sign the Budget Amendment reducing the FIN23 and all other related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Eric Colvin.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

I. DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION - Establish Traffic Calming (Speed Humps) on Woodlawn Drive of the Town Creek Farm Subdivision

I move to approve the installation of speed humps on Woodlawn Drive, County Route #30208.

Motion by Commissioner John E. O'Connor, second by Commissioner Eric Colvin.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

J. DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION - MOA for Southampton Joint Procurement between Metcom and The Commissioners of St Mary's County

I move to approve the MOA between Metcom and the Commissioners of St. Mary's County for joint procurements to be performed for the Southampton Revitalization Projects, phases 1 and 2 and authorize the Commissioner President to sign all related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

K. DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION - WGS Systems, LLC lease agreement

I move to approve a lease agreement between WGS Systems, LLC located in the St. Mary's County Regional Airport Terminal and the Commissioners of St. Mary's County and authorize the Commissioner President to sign all related documents.

Motion by Commissioner Eric Colvin, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

L. OFFICE OF THE COUNTY ATTORNEY - YMCA Agreement and Lease

I move to approve the Agreement and Lease between the Commissioners of St. Mary's County and the Young Men's Christian Association of Chesapeake, Inc. (YMCA) and authorize the Commissioner President to sign all related documents.

Motion by Commissioner Michael L. Hewitt, second by Commissioner Eric Colvin.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, O'Connor

Abstain: Commissioner Morgan

4. COMMISSIONERS' TIME

The Commissioners highlighted events attended over the past week and provided general comments.

MOTION TO ENTER INTO CLOSED SESSION

I move to enter into closed session for the purpose of discussing Real Property.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, Morgan, O'Connor

5. CLOSED SESSION

A. REAL PROPERTY

Present: James R. Guy, President
Eric Colvin, Commissioner
Michael L. Hewitt, Commissioner
Todd B. Morgan, Commissioner
John E. O'Connor, Commissioner
David Weiskopf, Interim County Administrator
James Gotsch, Director, Dept. of Public Works and Transportation
Sharon Ferris, Recorder

Authority: §9-512(a)(6) of the Local Government Article of the Annotated Code of Maryland
Time Held: 10:25 a.m. - 10:30 a.m.
Location: Savich Conference Room
Purpose: To hold preliminary discussions concerning the purchase or disposition of real property.

B. REAL PROPERTY

Present: James R. Guy, President
Eric Colvin, Commissioner
Michael L. Hewitt, Commissioner
Todd B. Morgan, Commissioner
John E. O'Connor, Commissioner
David Weiskopf, Interim County Administrator
James Gotsch, Director, Dept. of Public Works and Transportation
Sharon Ferris, Recorder

Authority: §9-512(a)(6) of the Local Government Article of the Annotated Code of Maryland
Time Held: 10:30 a.m. - 10:42 a.m.
Location: Savich Conference Room
Purpose: To hold preliminary discussions concerning the purchase or disposition of real property.

C. REAL PROPERTY

Present: James R. Guy, President
Eric Colvin, Commissioner
Michael L. Hewitt, Commissioner
Todd B. Morgan, Commissioner
John E. O'Connor, Commissioner
David Weiskopf, Interim County Administrator
Arthur Shepherd, Interim Director, Dept. of Recreation and Parks
Sharon Ferris, Recorder

Authority: §9-512(a)(6) of the Local Government Article of the Annotated Code of Maryland
Time Held: 10:44 a.m. - 10:54 a.m.
Location: Savich Conference Room

Purpose: To hold preliminary discussions concerning the purchase or disposition of real property.

D. REAL PROPERTY

Present: James R. Guy, President
Eric Colvin, Commissioner
Michael L. Hewitt, Commissioner
Todd B. Morgan, Commissioner
John E. O'Connor, Commissioner
David Weiskopf, Interim County Administrator
Arthur Shepherd, Interim Director, Dept. of Recreation and Parks
Sharon Ferris, Recorder

Authority: §9-512(a)(6) of the Local Government Article of the Annotated Code of Maryland

Time Held: 10:54 a.m. - 11:15 a.m.

Location: Savich Conference Room

Purpose: To hold preliminary discussions concerning the purchase or disposition of real property.

6. RECESS

7. MAIN AGENDA

A. DEPARTMENT OF FINANCE - Bond Sale Award Acceptance

I move to authorize the Interim County Administrator to accept the bid for the Bond Award as certified by the Chief Financial Officer.

Motion by Commissioner Eric Colvin, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Colvin, Hewitt, O'Connor

Not Present at Vote: Commissioner Morgan

8. ADJOURN

The meeting adjourned at approximately 1:10 pm..

Minutes approved by the Commissioners of St. Mary's County on August 2, 2022.

JB
Julie Burch, Senior Admin Coordinator

9. PUBLIC HEARING

A. DEPARTMENT OF LAND USE AND GROWTH MANAGEMENT - Public Hearing - Proposed Cannabis Ordinance

Commissioner President Guy opened the public hearing at 6:30 p.m.

Present: William Hunt, Director, Dept. of Land Use and Growth Management
John Houser, Assistant County Attorney

Notice of Public Hearing was published in *The Southern Maryland News* on July 8 and July 15, 2022.

The proposed Zoning Ordinance for Medical Cannabis Growing Facility, Medical Cannabis Processors, and Medical Cannabis Dispensary was presented.

Commissioner President Guy requested David Weiskopf provide the format for the public hearing and opened the hearing for public comments.

Public Comments given by:

DeForest Rathbone, Leonardtown, MD
Victoria Brown, Colton Point, MD
Frances Eagan, Avenue, MD
Rose Guyther, Abell, MD
Robert T. Brown, Colton Point, MD
Francis Gibson, Abell, MD
Joe Guyther, Abell, MD
Howie Guy, Abell, MD
Tommy Haynie, Abell, MD
Anthony Dameron, Abell, MD
Shelia Melbin, Lexington Park, MD
Russell Jones, Leonardtown, MD
Gilbert Murphy, Abell, MD
Bill Collins, Clements, MD
Bonnie Peleter, Abell, MD
Mr. Hewitt, Avenue, MD

Mr. Weiskopf closed the public hearing for public comments and noted the record would remain open for public comment for an additional seven days. Commissioner President Guy closed the public hearing at approximately 7:40 p.m.

10. ADJOURN