

BOARD OF COUNTY COMMISSIONERS  
FOR SOMERSET COUNTY  
TUESDAY, NOVEMBER 19, 2013

At 1:00 P.M., The Board of County Commissioners for Somerset County met in regular session with Commissioner President Rex Simpkins, Commissioner Vice-President Charles F. Fisher, Commissioner Jerry S. Boston and Commissioner Randy Laird. (Commissioner Craig N. Mathies, Sr. was absent for today's meeting)

Also present was Ralph D. Taylor, County Administrator-Clerk; and Cynthia R. Ward, Executive Aide.

President Rex Simpkins called the meeting to order and asked the County Administrator to lead those attending the meeting in the Lord's Prayer and the Pledge of Allegiance.

Upon motion made by Commissioner Boston, seconded by Commissioner Fisher, it carried 3-0 to approve the Minutes of the meetings held November 5, 2013 (open and closed sessions) as amended (correction was made to reflect "Bozman Paving" instead of "Bozman Sand & Gravel").

Ms. Sherree Marshall, Director of Commission on Aging, appeared before the Board to present two documents for approval and signature:

- 1) Maryland Department of Transportation – SSTAP Operating Grant Agreement for FY14, which provides \$117,447 in state funding.

Upon motion made by Commissioner Boston, seconded by Commissioner Fisher, it carried unanimously by all present to authorize President Simpkins to sign the SSTAP Operating Grant Agreement.

- 2) Maryland Department of Aging – Senior Care System Annual Plan for FY14, which provides \$100,000 in program funding.

Upon motion made by Commissioner Fisher, seconded by Commissioner Boston, it carried unanimously by all present to authorize the County Administrator to sign the Senior Care System Annual Plan.

Mr. Gary Pusey, Director of Technical and Community Services, was now present before the Board to present the "Residential Anti-Displacement & Relocation Assistance Plan" for approval. Somerset County is required to adopt and maintain this Plan as the recipient of federal funding through the State of Maryland from the U.S. Department of Housing and Urban

Development's Community Development Block Grant Disaster Recovery Program. It outlines what steps will be taken by the County if grant activities result in the permanent or temporary relocation of residents or businesses. This Plan is specific to the activities to be implemented under this grant and will expire at the end of the grant funding period.

A motion was made by Commissioner Boston, seconded by Commissioner Laird, to approve the Residential Anti-Displacement & Relocation Assistance Plan. The motion was carried unanimously by all present.

Mr. Pusey concluded the discussion by updating the Board on the status of the funding assistance for Hurricane Sandy victims. DTCS Staff are preparing an advertisement for bidding the construction of three (3) new homes and for the rehabilitation of two (2) homes.

At this time, Mr. Taylor reviewed correspondence and discussion items with the Board.

The Board reviewed a letter submitted by the Deal Island/Chance Volunteer Fire Company requesting the assistance of inmates from ECI Annex for general maintenance and clean-up work at the Fire Department.

A motion was made by Commissioner Fisher, seconded by Commissioner Laird, to approve the request for inmate labor. The motion carried unanimously by all present.

Mr. Taylor presented the Part D Advisors revised Business Associate Agreement for approval and signature, to reflect the new HIPAA guidance. Upon motion made by Commissioner Laird, seconded by Commissioner Boston, it carried unanimously by all present to authorize the signature of the revised Agreement with Part D Advisors.

On behalf of Mr. Charles Cavanaugh, Director of Maintenance, the County Administrator presented the Board with a proposal from Delmarva Power & Light through New Lighting Solutions LLC, to replace all of the fluorescent bulbs in the Courthouse with LED lighting, at no cost to the County. The County Maintenance Department will install the lighting and the County will be responsible for the future replacement of the LED bulbs as needed. It is estimated the change in lighting will result in a 6.359 KW savings and KW hours savings of 18,346.

Upon motion made by Commissioner Fisher, seconded by Commissioner Boston, it carried 3-0 to approve the lighting proposal submitted by Delmarva Power & Light through New Lighting Solutions LLC.

Commissioner President Simpkins asked for any comments or questions from the audience in regard to today's agenda. There were none.

At this time, the County Administrator advised the Board of the need for a Closed Session. A motion was made by Commissioner Boston, seconded by Commissioner Fisher, to go into Closed Session authority of State Government Article of the Annotated Code of Maryland, Section 10-508 (a)(1)(i) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; and Section 10-508 (a) (3) consider the acquisition of real property for a public purpose and matters directly related thereto. The motion carried unanimously by all present. Also present for the Closed Session were Commissioner President Rex Simpkins; Commissioner Randy Laird; County Administrator, Ralph D. Taylor; Executive Aide, Cynthia R. Ward; Department of Technical and Community Services Staff: Gary Pusey and Mark Konapelsky.

At 2:00 p.m., the County Commissioners resumed in open session and President Simpkins declared a public hearing open relating to the following matter:

“In accordance with Section 2-416 of the Public Local Laws of Somerset County, the Somerset County Commissioners will consider the adoption of an Ordinance that will permit the County to implement an Emergency Burn Ban in order to protect the safety and welfare of citizens, and the preservation of property.

#### FAIR SUMMARY

The proposed Burn Ban Ordinance empowers the County Commissioners to implement an Emergency Burn Ban to prohibit open burning when climatic conditions indicate the threat of uncontrolled fire in Somerset County. The proposed Ordinance shall set restrictions during specific drought-related conditions on lawful burning outdoors and authorize the enforcement of such; establish the exceptions that are permitted under the terms of the Ordinance; and outline the issuance and notification responsibilities of the burn ban implementation.”

The Notice of Public Hearing advertisement was read aloud by the County Administrator. President Simpkins called for any proponents wishing to offer testimony on the proposed Ordinance. There were none. President Simpkins then called for any opponents wishing to testify. There were none. With no further questions or comments, President Simpkins declared the public hearing closed at 2:04 p.m. Written comments on the proposed Ordinance will be accepted for ten days, until November 29, 2013.

As advertised, President Simpkins opened sealed bids for the following:

- 1) Sale of Surplus Equipment (walk-in freezers)
- 2) Lead Ditch Drainage Projects (Sam Bowland Road and Annemessex Road)

**Sale of Surplus Equipment – Walk-In Freezers:**

<u>Bidder</u>	<u>Item A</u>	<u>Item B</u>	<u>Item C</u>
Edgar Brimer	\$1,005.00	no bid	\$1,006.00
Jeff Turner, Cathy Landon, Carlene Wells	no bid	no bid	\$300.00
Eddie Ebron	\$501.00	\$501.00	\$1,001.00
Grant Corbin	\$1,000.00	\$700.00	\$1,000.00
Dale Winazak	\$400.00	no bid	no bid
Harold Woolford	no bid	\$1,100.00	no bid

**Lead Ditch Drainage Projects:**

<u>Bidder</u>	<u>Sam Bowland Road</u>	<u>Annemessex Road</u>
Doug Vann	\$7,299.59	\$10,675.00
Mark Bozman	\$6,845.00	\$11,700.00
Gerard Dumsha	\$5,900.00	no bid
Rick Jones	\$4,759.00	no bid
Beauchamp Construction	no bid	\$7,572.00

Bids for both projects will be awarded at the next regular meeting of the County Commissioners.

A motion was made by Commissioner Fisher, seconded by Commissioner Boston, to adjourn the meeting. The motion carried unanimously by all present and the meeting was adjourned at 2:17 p.m.

Respectfully Submitted:

  
Cynthia R. Ward  
Executive Aide

Approved By:

  
Board of County Commissioners  
For Somerset County