



AGENDA
February 7, 2017
BOARD OF COUNTY COMMISSIONERS
FOR SOMERSET COUNTY
11916 Somerset Avenue
Room 111/Meeting Room
Princess Anne, MD 21853
2:00 p.m.

Appointments:

- 2:00 p.m. - Public Hearing – Rezoning Request Map 19, Grid 17, Parcel 311/ Mr. Tom Lawton
- 2:15 p.m. - Mr. Tim Ailsworth, LGIT, Ms. Yvette Cross, Mr. Gary Powell, Emergency Services
 - Presentation of Training Grant
 - * - Hazard Mitigation Plan Update/Pre Disaster Mitigation Grant
- 2:30 p.m. - Mr. Bunky Luffman, Eastern Shore Intergovernmental Affairs
- * 2:35 p.m. - Mr. Woody Barnes, Roads Board Director
 - Shelltown Boat Ramp – Bid Award Recommendation

Correspondence:

Received

- * Crisfield Heritage Foundation re: Request for FY17 tax exemption
- Charter Communications re: Upcoming Changes
- Charter Communications re: Upcoming Changes/Local Area Subscribers

Sent

The Honorable Lawrence Hogan, Jr. re: Economic Impact Scholarship Program
The Honorable James Mathias, Charles Otto, Mary Beth Carozza re: Economic Impact Scholarship Program
The Honorable Bobby A. Zirkin, Chairman re: SB0246/States Attorney Salary Increase

Discussion:

- * 1. MOU Tawes Brothers Inc.
- * 2. Planning & Zoning Commission Appointment (1)

2:45 p.m. - Closed Session – Ralph D. Taylor

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.

- * Denotes Action Item

BOARD OF COUNTY COMMISSIONERS
FOR SOMERSET COUNTY
TUESDAY FEBRUARY 7, 2017

At 2:00 p.m., the Board of County Commissioners for Somerset County opened in Regular Session. Present for the meeting were Commissioner President Randy Laird, Commissioner Vice President Charles F. Fisher, Commissioner Jerry S. Boston, and Commissioner Craig N. Mathies, Sr. Commissioner Rex Simpkins was absent from the meeting.

County Administrator-Clerk Ralph D. Taylor and Executive Aide Lory E. Ebron were also present.

President Laird called the meeting to order, and asked Commissioner Mathies to lead those attending the meeting in repeating the Lord's Prayer and the Pledge of Allegiance.

Meeting minutes were presented for the Boards approval. Upon a motion made by Commissioner Boston, and seconded by Commissioner Fisher, it carried 4-0 to approve the following meeting minutes as presented:

- Commissioner and Closed Session Meetings January 24, 2017
- Closed, Work and Special Session Meetings January 31, 2017

At this time, Mr. Taylor asked Mr. Gary Pusey, Director, and Mr. Tom Lawton of the Department of Technical and Community Services to come forward for the Public Hearing regarding a request to rezone Map 19, Grid 17, Parcel 311 in the Tangier Election District. The applicant, Mr. Richard Carmine who also came forward, proposes to rezone the property from Light Industrial I-1 to Maritime-Residential-Commercial MRC. The request cites a mistake in the current zoning to justify the rezoning. Mr. Taylor proceeded to read the notice of public hearing in the record as follows:

"NOTICE OF PUBLIC HEARING, BOARD OF COUNTY COMMISSIONERS FOR
SOMERSET COUNTY, REZONING

Pursuant to the Somerset County Zoning Ordinance and Section 4-204 of the Land Use Article of the Maryland Annotated Code (formerly Article 66B), notice is hereby given that a public hearing will be held by the Board of County Commissioners for Somerset County to hear opponents and proponents on:

TUESDAY, FEBRUARY 7, 2017
2:00 P.M.
SOMERSET COUNTY COMMISSIONERS MEETING ROOM
ROOM 111
11916 SOMERSET AVENUE, PRINCESS ANNE, MD 21853

The purpose of the hearing is to consider a request to rezone Map 19, Grid 17, Parcel 311 in the Tangier Election District. The applicant proposes to rezone the property from Light Industrial I-1 to Maritime-Residential-Commercial MRC. The request cites a mistake in the current zoning to justify the rezoning.

The subject parcel comprising 5.813 acres and is owned by Richard C. Carmine, Sr. Trustee and Phyllis C. Carmine Trustee. It contains a commercial garage, a storage shed and a gazebo and is located at the southwest corner of Cassandra Drive approximately 1,500 feet southeast of Haines Point Road.

The Somerset County Planning and Zoning Commission held a public hearing on January 5, 2017, and made a favorable recommendation on the rezoning.

All zoning maps, Zoning Ordinance, Comprehensive Plan and files may be inspected at the Department of Technical and Community Services, 11916 Somerset Avenue, Room 211, Princess Anne, MD during regular business hours, 8:30 A.M to 4:30 P.M. Monday thru Friday. Ralph D. Taylor, County Administrator”.

Mr. Lawton presented the case report. In summary, Parcel 311 is comprised of 5.813 acres which contains a commercial type garage building, storage shed and gazebo. It is located at the southeasterly end of Cassandra Drive, approximately 1,500 feet southeast of Haines Point Road in Chance. The present zoning for the parcel is I-1, Light Industrial. The reason for the rezoning request cites a mistake in the existing zoning. Mr. Lawton stated that the suitability of the parcel from I-1 to MRC (Maritime-Residential Commercial) is the most applicable.

Mr. Carmine then explained the history of the property, and the improvements made since purchasing it. He also discussed future plans for the property, which is to build a house on the high end of the property. He explained the property was zoned I-1 years ago as there was a bar/restaurant at the location. He closed his comments by requesting the Board’s permission to rezone, as the property has no use being zoned commercial. The Board complimented Mr. Carmine on the improvements he has made to the property.

President Laird asked if there were any opponents or proponents present wishing to speak. There were none. Public comment will be taken for 10 days. The public hearing was declared closed at 2:12 p.m.

Mr. Tim Ailsworth, Executive Director Local Government Insurance Trust (LGIT) and Ms. Yvette Cross, Director Somerset County Emergency Services and Mr. Gary Powell, Assistant Director were now before the Board. Mr. Ailsworth stated he was pleased to see the county applying for the training grant, in the amount of \$3,867.49 as tuition for Ms. Cross to attend the 2017 National Hurricane Conference in New Orleans. He stated that the LGIT Board sets aside \$100,000 every year for training grants, utilized by most counties on the Eastern Shore, and he encouraged Somerset County to take advantage of the grant offerings. He thanked Somerset County for being a Charter Member of LGIT, noting a discount is received for our many years of dedicated membership. Ms. Cross accepted the grant

on behalf of Somerset County, noting that she appreciates the opportunity, and is looking forward to attending the training. Mr. Ailsworth left the meeting at this time.

Ms. Cross remained present to request the Board's approval of a Memorandum of Agreement between the Maryland Emergency Management Agency (MEMA) and Somerset County, Maryland with regard to the Somerset County Hazard Mitigation Plan Update/Pre Disaster Mitigation Grant (PDM-2016). Ms. Cross explained that MEMA applies on behalf of the jurisdiction every 5 years, for funds to be used to increase the level of effort by Somerset County with regard to Hazard Mitigation efforts. The grant in the amount of \$30,000 requires a \$10,000 in kind match which Ms. Cross explained as being obtained by use of salary rates for meetings attended. Ms. Cross advised that County Attorney Simpkins has reviewed the MOA, and found it to be legally sufficient.

Upon a motion made by Commissioner Fisher, and seconded by Commissioner Boston, it carried 4-0 to authorize the President to sign the MOA between Somerset County, Maryland and the Maryland Emergency Management Agency as presented.

Mr. Taylor introduced Mr. Bunky Luffman, Eastern Shore Intergovernmental Affairs asking him to come forward. Mr. Luffman thanked the Board for the appointment today, and provided a brief summary of his vast local government experiences. He noted that he began working with the Governor's office on November 2, 2016, as the state liaison for local and state government, responsible for 56 municipalities, and 9 counties. He offered whatever assistance he could provide to connect local government concerns or matters with the appropriate state office officials. He invited the Commissioner's as well as County staff to feel free to contact him directly if he can be of any assistance.

Mr. Woody Barnes, Roads Director, was now before the Board. Mr. Barnes stated he has reviewed the Shelltown Boat Ramp and Bulkheading project bids, received during the Roads Board meeting held last week (January 31, 2017). Noting that two bids were received, and following his review, it was his recommendation to award the bid to MurTech, the low bidder, in the amount of \$248,174. Mr. Barnes also advised that Maryland Department of Natural Resources concurs with the recommendation to award the grant to MurTech as presented.

Therefore, upon a motion made by Commissioner Boston, and seconded by Commissioner Fisher, it carried 4-0 to award the Shelltown Boat Ramp and Bulkheading project to MurTech in the amount of \$248,174.00.

Mr. Taylor continued with correspondence and discussion items at this time.

A letter was received from Mr. John W. Tawes, Chairman, Crisfield Heritage Foundation, Inc., for the fiscal year 2017 tax exemption for properties which included the J. Millard Tawes Historical Museum, the J. Millard Tawes Library and the Ward Brothers Workshop. It was noted that the exemption request has been approved for many years. Mr. Taylor then proceeded to report the exemption request amounts as follows:

Account #	Location	Amount	
		Tax:	Interest
07 125259	J. Millard Tawes Library	\$2,340.00	\$117.00
12 10230	J. Millard Tawes Library	\$ 67.00	\$ 3.35
12 9100	Ida Ward Linton House	\$ 100.00	\$ 5.00
12 5741	Calvary Road Property	\$ 108.00	\$ 5.40
07 124708	1012 W Main Street	<u>\$3,336.00</u>	<u>\$ 166.80</u>
		\$5,951.00	\$ 297.55

Upon a motion made by Commissioner Boston, seconded by Commissioner Fisher, it carried 4-0 to approve the FY17 tax exemption request from Crisfield Heritage Foundation, Inc. in the amount of \$5,951.00 and to waive accrued interest in the amount of \$297.55 for a grand total of \$6,248.55 as presented.

Two letters received from Charter Communications were reviewed. The letters advised of upcoming changes to price adjustments as well as changes to the local subscriber lineups involving CCTV and NBC Universal, which will no longer be offered.

A letter was sent to Governor Hogan's office requesting state funding assistance to include the Economic Impact Scholarship Program within their FY18 Supplemental Budget. Letters sent requesting legislative support for the Economic Impact Scholarship Program were also reviewed that were sent to our local senator and delegate representatives.

Next, Mr. Taylor presented a Memorandum of Understanding (MOU) for the Boards consideration between Somerset County, Maryland and Tawes Brothers, Inc. The purpose of the memorandum is to establish the terms and conditions to allow Tawes Brothers, Inc. to park vehicles on the Recreation and Parks parking lot located off Route 413 in Westover, Maryland should there be a category one or category two hurricane, and there is a need to evacuate.

Upon a motion made by Commissioner Fisher, and seconded by Commissioner Boston, it carried 4-0 to authorize the President's signature on the MOU as presented.

With no further business, the Board was advised of the need to enter into Closed Session. Therefore, at 2:35 p.m. upon a motion made by Commissioner Boston and seconded by Commissioner Fisher, it carried 4-0 to enter into Closed Session by 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.

Upon a motion made by Commissioner Mathies and seconded by Commissioner Simpkins, it carried 5-0 to adjourn the Open and Closed Session Meetings at 3:08 p.m.

Respectfully Submitted:



Lory E. Ebron
Executive Aide



Approved by:
Board of County Commissioners
For Somerset County