

MINUTES OF THE BOARD OF COUNTY  
COMMISSIONERS MEETING

2010  
January 5, 2009

The Board of County Commissioners for Cecil County met in regular session at the County Administrative Building, 200 Chesapeake Blvd., Elkton, MD. The following members of the Board were present:

Brian L. Lockhart, President  
Rebecca J. Demmler, Vice President  
Wayne L. Tome, Commissioner  
Robert J. Hodge, Commissioner  
James T. Mullin, Commissioner

Constituting a full Board.

The Board adjourned into a Closed Session at its work session on December 22, 2009 at 10:00 A.M., motion was made by Commissioner Tome, seconded by Commissioner Demmler and unanimously carried pursuant to MD Annotated Code – State Government 10-508 (a) (1) Personnel matters (3) Consider the acquisition of real property for a public purpose and matters directly related thereto; (7) Consult with counsel to obtain legal advice; and (8) Consult with staff, consultants or other individuals about pending or potential litigation. Present: Commissioners Lockhart, Demmler, Tome, Hodge and Mullin; H. Norman Wilson, Counsel; Administrator Wein; Director Flanigan, Department of Public Works; Director Thompson; Director Eric Sennstrom, Budget Manager Craig Whiteford; Director Richard Brooks and Director Nichols. Topics of Discussion: Elkton West Franchise - Artesian update; request to fills; Town of North East, PSC update. Meeting adjourned at 11:30 A.M.

The Board adjourned into a Closed Session at its work session on January 5, 2010 at 9:30 A.M., motion was made by Commissioner Tome, seconded by Commissioner Mullin and unanimously carried pursuant to MD Annotated Code – State Government 10-508 (a) (1) Personnel matters; (3) Consider the acquisition of real property for a public purpose and matters directly related thereto; (7) Consult with counsel to obtain legal advice; and (9) Conduct collective bargaining negotiations or consider matters that relate to the negotiations. Present: Commissioners Lockhart, Demmler, Tome, Hodge and Mullin; County Administrator Alfred Wein; H. Norman Wilson, Counsel; Director Flanigan and staff; Director Sennstrom; Director Nichols. Topics of Discussion: Indian Acres; Local Development Council; Town of North East PSC matter; Appleton Road Bridge – proposed land acquisition; requests to fill positions; Collective Bargaining Legislation update; Indian Acres update; Artesian/MDE Water/Sewer Amendment legal update. Actions taken: Directed Director Thompson to speak to Delegate Rudolph & Senator Jacobs about Local Development Council; Directed Administrator Wein to send letter to Town of North East naming Commission delegate; approved three requests to fill positions; directed County Attorney to seek recommendation from Steve Silvestri re: Board position on collective bargaining; directed DPW staff to proceed with negotiations with Milburn's regarding right-of-way for Appleton Road Bridge; authorized Mr. Wein to sign acknowledgement of receipt of Amendment One of Artesian Water Co., Inc., and Artesian Water, Maryland, Inc., interconnection agreement. Meeting adjourned at 10:55 A.M.

The meeting of the Board of County Commissioners for Cecil County, January 5, 2010 was called to order by Commissioner Lockhart at 7:00 p.m. and opened with the Pledge of Allegiance.

The following minutes were unanimously approved by the Board:

December 10, 2009 Legislative Proposal Minutes  
December 15, 2009 Worksession Minutes  
December 15, 2009 Closed Worksession Minutes  
December 15, 2009 Regular Board Meeting Minutes

## -COMMISSIONERS' COMMENTS-

Commissioner Demmler – commented about some of the upcoming events for 2010 that the Board will be working on including the Comprehensive Plan Oversight Committee's final adoption; Elkton West Water & Wastewater and the Port Deposit Wastewater Agreement; Charter Committees draft recommendation and referendum, and the FY 2011 Budget.

Commissioner Mullin – wished everyone a Happy New Year and reminded everyone to replace their smoke detector batteries.

Commissioner Tome – commented in support of the Port Deposit agreement on the agenda this evening. He further commented about the federal assistance that the county will be receiving for costs incurred during the recent heavy snow fall.

Commissioner Hodge - wished everyone a Happy New Year and of the tough economic climate that the county and state is currently facing in this new year.

## - PUBLIC COMMENT -

## - ACTION ITEMS -

## - APPOINTMENTS -

Motion was made by Commissioner Demmler, seconded by Commissioner Mullin and unanimously carried to re-appoint two members of the Board of Parks & Recreation to a three-year term to expire on December 31, 2013, those members are Steve Minor and Jennifer Smith.

## - WASTEWATER SYSTEM ACQUISITION OPTION AND AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS AND THE TOWN OF PORT DEPOSIT -

Director Flanigan presented the Board for consideration the option and agreement between the Board of County Commissioners and the Town of Port Deposit to acquire assets consisting of the Town's wastewater treatment facility as presented during a public hearing on December 15, 2009.

Motion to exercise the option was made by Commissioner Tome, seconded by Commissioner Hodge and carried by a majority vote.

VOTE: Lockhart – N; Demmler – Y; Tome – Y; Hodge – Y; Mullin - N

## - DEPARTMENT OF PUBLIC WORKS -

Scott Flanigan, Director of Public Works presented the following items:

## - DEED OF EASEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS AND JERRY D. ROARK, POTTERS CLAY ON WEAVER MEADOW ROAD -

Upon the recommendation of Director Flanigan, motion to approve the Deed of Easement as presented was made by Commissioner Mullin, seconded by Commissioner Hodge and unanimously carried.

## -UTILITY EASEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS AND ARTESIAN WATER, MARYLAND, INC., WHITAKER WOODS -

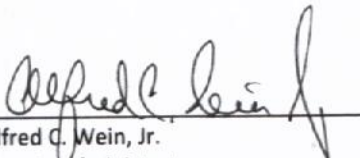
Upon the recommendation Director Flanigan, this item was removed from the agenda and will be presented at the next public meeting of the Board.

-BUDGET AMENDMENTS NOS. 67 - 71 -

Motion was made by Commissioner Mullin, seconded by Commissioner Demmler and unanimously carried to approve Budget Amendment Nos. 67-71. A copy of these budget amendments are attached hereto and made part of these minutes.

The next regular meeting of the Board of County Commissioners will be on January 19, 2009 at 7:00 p.m. at the County Administrative Building, 200 Chesapeake Blvd., Elkton, MD.

There being no further business of the County Commissioners, the meeting was adjourned.

  
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Alfred C. Wein, Jr.  
County Administrator

Approved:

  
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Brian L. Lockhart, President