

Minutes of the County Commissioners of Worcester County, Maryland

April 20, 2010

James C. Church, President
Linda C. Busick, Vice President
Judith O. Boggs
Robert L. Cowger, Jr.
Louise L. Gulyas
James L. Purnell, Jr.
Virgil L. Shockley

Following a motion by Commissioner Shockley, seconded by Commissioner Purnell, the Commissioners unanimously voted to meet in closed session at 9:00 a.m. in the Commissioners' Conference Room to discuss legal and personnel matters permitted under the provisions of Section 10-508(a)(1), (7) and (8) of the State Government Article of the Annotated Code of Maryland and to perform administrative functions. Also present at the closed session were Gerald T. Mason, Chief Administrative Officer; Kelly Shannahan, Assistant Chief Administrative Officer; Sonny Bloxom, County Attorney; Kim Moses, Public Information Officer; and George Bradley, Director of Human Resources. Topics discussed and actions taken included: authorizing a part-time Library Assistant to move into a recently vacated full-time Library Associate position, but declining the request to hire a new part-time Library Associate, at the Pocomoke Branch Library; declining the request to hire a Deputy Fire Marshal to fill a position; approving the transfer of two employees in the Roads Division to the Water and Wastewater Division of Public Works to fill current vacancies; appointing Ron Fisher and Jeffrey B. Morse to the Worcester County Health Planning Advisory Council; reviewing potential and pending litigation; receiving legal advice from counsel; and performing administrative functions.

After the closed session, the Commissioners reconvened in open session. Commissioner Church called the meeting to order and announced the topics discussed during the morning closed session.

The Commissioners reviewed and approved the minutes of their April 6, 2010 meeting, as presented.

The Commissioners presented a commendation to Stephen Decatur High School student Kathryn Hillyer in recognition of her service as Worcester County's Page to the 2010 Maryland General Assembly.

Elaine Brady, United Way of the Lower Eastern Shore board member, presented Volunteer Services Manager Cyndy Howell with a plaque honoring her as the Worcester County Campaign Coordinator of the Year for 2009. Ms. Brady advised that Ms. Howell, Worcester County Volunteer Site Coordinators and County employees were instrumental in helping the

United Way surpass its 2009 goal of collecting \$1.5 million to fund local nonprofit programs. Ms. Brady also commended County employees for increasing their giving to United Way by 11% from the prior year. The Commissioners presented Ms. Howell with a commendation recognizing her for being named the Worcester County Campaign Coordinator of the Year by the United Way of the Lower Eastern Shore.

The Commissioners commented that the four municipal flags - Berlin, Ocean City, Pocomoke and Snow Hill and the flag of Ocean Pines - make a great addition to the meeting room. In response to a question by Commissioner Gulyas, Chief Administrative Officer Gerald T. Mason advised that employees within the Maintenance Division of Public Works hand crafted the flag holder.

Pursuant to the request of Housing Program Administrator Jo Ellen Bynum and upon a motion by Commissioner Gulyas, the Commissioners unanimously approved bid specifications for the general rehabilitation of a single family home in the Pocomoke City area using a combination of funds from the Community Development Block Grant (CDBG) program and State Special Loans Program.

Pursuant to the request of Ms. Bynum and upon a motion by Commissioner Boggs, the Commissioners unanimously approved bid specifications for general rehabilitation and lead abatement work to be performed on a single family home in the Snow Hill area, using a combination of funds from the CDBG program, State Special Loans Program and Lead Hazard Reduction Grant and Loan Program.

The Commissioners met with Economic Development Director Jerry Redden to discuss a request by the Educational Media Foundation (EMF), a nonprofit organization based in California, for a public hearing and resolution supporting EMF's \$21,000,000 tax exempt bond application by the Colorado Educational and Cultural Facilities Authority to operate a non-commercial radio station from a tower in Bishopville, Maryland. Mr. Redden stated that the project will not result in any new jobs locally, but does offer other benefits to the area, including the direct broadcast of educational programs, extensive promotion of cultural and charitable opportunities and sponsorship of and partnership with a wide variety of local and national nonprofit groups to advance community improvements. Mr. Redden advised that EMF will also offer public affairs programming, contemporary Christian music, public service announcements and off-the-air personal counseling by phone to listeners in the surrounding areas of Bishopville and Fenwick Island, Delaware. Mr. Redden concluded that support of the proposed resolution does not obligate Worcester County to provide financial support for the project. In response to a question by Commissioner Church, Mr. Redden confirmed that EMF would not be competing with local radio stations for advertising dollars. Following some discussion and upon a motion by Commissioner Boggs, the Commissioners unanimously agreed to schedule the requested public hearing on May 4, 2010 at 10:40 a.m.

Pursuant to the request of Recreation and Parks Director Sharon DeMar Reilly and a motion by Commissioner Busick, the Commissioners unanimously agreed to waive the standard

bid process and accepted the proposal from Absolute Security Group (ASG), Inc. of Salisbury, Maryland to install a surveillance camera system in the Worcester County Recreation Center (WCRC) at a cost of \$28,445. Ms. Reilly stated that the system would provide staff members with the ability to monitor the gymnasium, hallways and outside parking areas to help deter crime and assist with the investigation of possible injury claims. She stated that Homeland Security Grant funds of \$12,445 and budgeted funds of \$16,000 are available for this purchase. In response to a question by Commissioner Busick, Ms. Reilly advised that the system would be compatible with existing County security systems installed by ASG at the Worcester County Government Center; Court House and Public Works Water and Wastewater Division and fuel facility, which is why she suggested awarding the bid to ASG. Commissioner Church suggested that signs be installed advising that the “area is under surveillance” to further deter crime.

The Commissioners conducted a public hearing to receive comment on a request from Attorney Hugh Cropper - on behalf of Calvin B. Taylor Bank and without objection from the original applicant, the Town of Snow Hill - for a five-year extension of the growth allocation within the Chesapeake Bay Critical Area awarded to the Shipyard Alley project located within the town limits of Snow Hill and more specifically identified as Parcels 139 (Lots 1-4), 140, 141, and 142 on Tax Map 200. Development Review and Permitting (DRP) Director Ed Tudor reviewed the history relevant to this request. He stated that on October 16, 2007 following a public hearing the Commissioners adopted Resolution 07-29 granting the requested growth allocation, with the condition that the project be substantially complete within three years from the date of approval by the Critical Area Commission (CAC). CAC approval was granted on December 5, 2007, with the understanding that the project must be substantially complete by December 5, 2010 or the growth allocation would become null and void. Mr. Tudor advised that this is the first instance where an applicant has asked for an extension of time on a growth allocation. He went on to explain that the Planning Commission granted a favorable recommendation to the original application in 2007 without any restrictions or conditions, and, therefore, their review of the proposed extension is not necessary. He further advised that, since the original award of the growth allocation by the County Commissioners was granted subsequent to a duly advertised public hearing, another public hearing to consider the requested extension is warranted. Mr. Tudor concluded that given the financial difficulties associated with the recent downturn in the economy and its effects upon this project, he had no objection to the requested five-year extension for the growth allocation.

Commissioner Church opened the floor to receive public comment.

Mr. Cropper stated that Calvin B. Taylor Bank officials are actively seeking renewal of all approvals to begin moving forward with this project, and asked the Commissioners to extend the growth allocation as requested.

Ellie Diegelman of Ocean City complained that the county website did not accurately or completely provide information relevant to the hearing, and, therefore, requested the hearing be postponed until such time as the information could be adequately posted on the website. In response to Ms. Diegelman’s comments, Chief Administrative Officer Gerald T. Mason stated that the County advertised the information in area newspapers as is required by law and also made a copy of the packet material available for viewing by the public within the Administration Office. He concluded that, though not required by law to do so, the County has recently begun to

make information about upcoming hearings available on the County website. However, this additional service is still in the developmental stage and will be improved and perfected as time goes by as part of the County Commissioners' continued efforts to disseminate information to the public and increase awareness of County matters.

There being no further public comment, Commissioner Church closed the public hearing.

Following some discussion and upon a motion by Commissioner Busick, the Commissioners unanimously adopted Resolution No. 10-14 extending the award of growth allocation for the project known as Shipyard Alley to be located on property within the Chesapeake Bay Critical Area.

Pursuant to the recommendation of Mr. Tudor and upon a motion by Commissioner Busick, the Commissioners unanimously authorized Commission President Church to sign the Agreements of Sale for the purchase of two Rural Legacy conservation easements on adjoining properties within the Coastal Bays Rural Legacy Area and located between MD Rt. 12 and Greenbackville Road as follows: Rural Integrity Land, LLC property (tax ID number 08-013470) located in the 8th tax district of Worcester County, Maryland and consisting of 19.55 acres at a cost of \$71,650; and McCabe's Corner Properties, LLC property (tax ID number 08-008167) located in the 8th tax district of Worcester County, Maryland and consisting of 149.51 acres at a cost of \$358,584. Mr. Tudor advised that the Maryland Department of General Services used the middle estimate of three appraisals conducted in 2009 on each of the properties to determine the easement prices to be offered. He stated that the County still has approximately \$531,000 encumbered for local matches for Rural Legacy easements; however, no County match is required for these purchases and should not be expended at this time due to uncertainties in budget projections.

Pursuant to the request of Mr. Tudor and upon a motion by Commissioner Gulyas, the Commissioners unanimously authorized Commission President Church to sign the Agreement of Sale for the purchase of a Rural Legacy conservation easement on the GladMar Dairy Land Company property within the Dividing Creek Rural Legacy Area, which is located in the 7th tax district of Worcester County, Maryland and consists of 133 acres, more or less (131 acres more or less of which are to be encumbered by this easement), at 3847 Dividing Creek Road (tax ID number 07-006020) at a cost of \$2,405 per acre. As with the prior two easements, Mr. Tudor advised that no County match is required for this purchase.

The Commissioners met with Public Works Director John Tustin to discuss staff's suggestion to allow the US Army Corps of Engineers (COE) to utilize commercial boat slip No. 7 at the West Ocean City (WOC) Harbor in the fall of 2010 to offload a barge filled with dredge materials to waiting transport vehicles to support the WOC Harbour dredging operation by the COE. Mr. Tustin advised that the commercial slip lease rentals expire on September 22, 2010, and he recommended temporarily delaying the renewal/rebidding of slip No. 7 until the dredging project is complete. In response to a question by Commissioner Shockley, Mr. Tustin stated that once started the project should be complete within a two-month time period, after which the slip renewal or bid could be awarded. DRP Natural Resources Administrator Chris McCabe stated that the project is set to begin in October 2010 and would include the removal of approximately

23,500 cubic yards of dredge material from the WOC Harbor. Commissioner Cowger expressed concern that delaying the renewal/rebid of slip No. 7 could affect the livelihood of commercial fishermen, and commented that the dredge materials to be offloaded would fill approximately 2,000 truckloads. In response to a question by Commissioner Gulyas, Mr. Tustin advised that staff is working to identify a suitable location to dispose of the dredge material once it comes ashore, but that the Assateague Island National Seashore was not one of the proposed locations due to the organic content of the dredge material. In response to a question by Commissioner Busick, Mr. McCabe advised that the County Landfill is one location being considered to take a portion of the dredge materials. Following some discussion and upon a motion by Commissioner Boggs, the Commissioners voted 5-2, with Commissioners Cowger and Gulyas voting in opposition, to approve staff's recommendation to postpone the renewal/rebidding of WOC Harbor slip No. 7 as requested and to allow the US Army Corps of Engineers to utilize this slip for the purpose of offloading dredge materials.

The Commissioners held a concurrent public hearing to consider applications filed by Soule' and Associates, engineer, and attorney Mark Cropper on behalf of Steen Associates Inc. for a proposed amendment to the Worcester County Water and Sewerage Plan and an expansion of the Ocean Pines Sanitary Service Area (OPSSA). The application for amendment to the Water and Sewerage Plan seeks to add the water and sewerage systems for a proposed 60-lot subdivision on a portion of the properties shown as Parcels 67 and 74 on Worcester County Tax Map 21, located north of Gum Point Road and south of the current boundary of the OPSSA. The applicant also proposes the sanitary service area for the project be re-designated from categories S-3 and W-3 (service in 5 to 10 years) to S-1 and W-1 (present to 2 years service). The applicant is proposing that the sanitary services for the expanded service area be provided by a re-assignment of sixty (60) equivalent dwelling units (EDUs) of potable water and sewerage treatment capacity from the OPSSA currently allocated to the Ocean Pines Association (OPA), pursuant to a previous agreement between the OPA, Steen Associates, Inc. and the Committee to Bring a YMCA to Northern Worcester County dated July 10, 2002. Mr. Tudor advised that the Worcester County Planning Commission reviewed the proposed Water and Sewerage Plan amendment and found it to be consistent with the Worcester County Comprehensive Plan and the zoning category for the subject property. He further advised that the OPA sent a letter agreeing to relinquish its rights to the 60 water and sewer EDUs and requesting that the Commissioners reassign them to the proposed Steen subdivision, subject to the Commissioners' approval of the Water and Sewerage Plan amendment.

Development Review and Permitting (DRP) Director Ed Tudor reviewed the proposed Water and Sewerage Plan Amendment (the Plan), stating that access to the proposed subdivision will be through the existing Ocean Pines subdivision via King Richard Road in Section 10. He explained that water will connect at two locations near Little John Court and Chestnut Way and be looped within the new subdivision. He stated that sewer service is proposed to have individual grinder pump stations at each lot, which will pump sewage through force mains to a gravity sewer in Ocean Parkway where it will then discharge to Pumping Station "T" and go directly to the Ocean Pines Wastewater Treatment Plant (WWTP). Mr. Tudor stated that the Planning Commission, DRP staff and Public Works staff questioned the proposed use of the grinder pumps, specifically since gravity mains and pump stations are the preferred collection

infrastructure in accordance with County design standards. He further advised that an engineering report would be required of the applicant before the proposed method of sewer conveyance was approved by Public Works. Mr. Tudor stressed that the developer has gone above and beyond that which is required by law to address the new State regulations regarding stormwater management, and the proposed sewage collection system is the only point of contention between County staff and the developer with regard to the project. He further advised that the Commissioners will have two opportunities after today to weigh in on the project, as the developer must apply for both a Coastal Bays Critical Area growth allocation and the establishment of a Residential Planned Community (RPC). In response to a question by Commissioner Busick, Mr. Tudor advised that grinder pumps were used in Snug Harbor, which was a developed subdivision. However, because this is an under developed property, it would be much easier to install the preferred gravity system. Commissioner Boggs concurred, noting that grinder pumps do not work during power outages.

Commissioner Church opened the floor to receive public comment.

In response to questioning by Mr. Cropper, Mr. Soule' stated that an engineering study is currently underway for the proposed grinder pump system. Mr. Cropper asked the Commissioners to postpone any decision on the sewage collection system until they review the study. Mr. Soule' also addressed the Commissioners concerns regarding the effect of power outages on grinder pump systems, stating that each station would be designed to hold up to 30,000 gallons of effluent, which is enough capacity to withstand a 24-to-48-hour power outage, and every major pumping station would be equipped with an emergency generator system. Mr. Soule' explained that he worked closely with DRP Natural Resources Administrator Chris McCabe and State Critical Areas Commission members to develop an environmental site design with zero environmental impact, including development only outside wooded areas, 100-foot buffers, 300-foot setbacks from tidal wetland and average lot sizes between 10,000 and 12,000 square feet. Mr. Soule' presented a draft site plan presented by Mr. Cropper during his testimony.

Ellie Diegelman of Ocean City questioned why County staff did not utilize the digital camcorder and overhead projector to display the site plan presented by Mr. Cropper during his testimony. In response to Ms. Diegelman's questions, Ms. Gulyas invited Ms. Diegelman and any other interested member of the public to come forward and examine the exhibit.

There being no further public comment, Commissioner Church closed the public hearing. Following some discussion regarding the proposed sewage collection system, Mr. Cropper announced that the developer agreed to use of the County-preferred method of disposal, the gravity system, rather than the grinder pump system as originally proposed.

Upon a motion by Commissioner Purnell, the Commissioners unanimously adopted Resolution No. 10-15 amending the Comprehensive Water and Sewerage Plan for Worcester County and expanding the Ocean Pines Service Area for the Steen Associates, Inc. property with the condition that the proposed sewage collection system shall be a gravity system in accordance with County standards.

The Commissioners met in legislative session.

The Commissioners met with Mr. Tudor to review draft legislation that would expedite the process of addressing tall grass complaints. Mr. Tudor explained that under the present law, before DRP staff can address such nuisance conditions, they must first send notification to the

property owner identified on the tax roles of the Assessment Office and provide a specific time period in which corrective action must be taken. Following this initial procedure, DRP then must request that the Commissioners declare a nuisance condition, after which similar notice must be given and a hearing offered. However, oftentimes the letters are returned as undeliverable with notations that the addressee is unknown or has moved and left no forwarding address. Additionally, due to the high number of foreclosures, many times control or title of a certain property has been taken over by a financial institution. He stated that all of these situations have added great amounts of time to attempts to get the grass cut. Mr. Tudor concluded that the proposed draft legislation would streamline the procedure for addressing tall grass complaints by eliminating the requirement that DRP must request the Commissioners' assistance in abatement of the nuisance, thereby eliminating the second set of letters that typically go out to property owners. He stated that the new language provides that staff send the notification as well as post the property seven days prior to taking any action. If the situation is not corrected within that time period, staff would then be able to cut the grass without coming to the Commissioners for further action. Mr. Tudor noted that a fee schedule is being prepared and could be adopted upon passage of the legislation, which would cover the County's expense in cutting the grass and processing the abatement action. Finally, Mr. Tudor stated that the proposed text amendment language does not change the procedures dealing with the Commissioners' involvement in the abatement of any other nuisance condition except the uncontrolled growth of grass, weeds or other rank vegetation.

Commissioner Cowger questioned why the Commissioners would require private property owners to cut their grass when the County does not cut grass often enough on the shoulders of the roads during the summer. Commissioner Church stated that the two issues are not comparable, as tall grass, weeds and other rank vegetation on individual properties attract rats, snakes and other vermin to neighboring properties, while the temporary cut back of mowing near public roadways due to budget constraints does not. In response to questions by Commissioner Shockley, Mr. Tudor advised that the proposed legislation would not require the cutting of grass on properties under Federal or State conservation programs which are to be maintained in their natural state. Following much discussion, Commissioners Boggs, Busick, Church, Cowger, Gulyas, Purnell and Shockley introduced the aforementioned bill as Bill 10-4 (Public Health - Tall Grass) and agreed to hold the public hearing on May 18, 2010.

The Commissioners met with Mr. Tudor to review draft legislation prepared by staff at the request of Commissioner Church to address barking or howling dogs. Mr. Tudor reviewed the draft text amendment which would make it unlawful for anyone to own, possess, confine or harbor a dog that barks or howls in such a manner as to interfere with the peaceful enjoyment of neighboring properties. He stated that the language goes on to discuss just what constitutes continuous barking and specifically what forms of barking are not included in the legislation. For example, continuous barking or howling means the uninterrupted barking or howling of any dog or group of dogs for 20 minutes or greater or for three or more periods of time in excess of 20 seconds in each given hour. However, it shall not include dogs barking or howling at trespassers on private property on which the dog is situated or any legitimate cause for which the animal is provoked by humans, other animals or situations of impending danger. Continuous barking also shall not include dogs participating or engaged in hunting activities or pursuits and under the

control or direction of a properly licensed hunter or hunters. Commissioner Boggs opposed the proposed legislation, noting that the County cannot legislate courtesy. She further stated that Worcester County is a rural county and investigation of such complaints would not constitute the best use of limited public safety personnel. Commissioner Busick stated that the noise from uncontrolled barking and howling dogs is annoying and needs to be addressed. Commissioner Church concurred and stated that one-third of the 15 calls he has received complaining about barking dogs originated from Ocean Pines. Following some discussion, Commissioners Busick, Church, Cowger and Purnell introduced the aforementioned bill as Bill 10-5 (Public Safety - Barking or Howling Dogs) and agreed to hold the public hearing on May 18, 2010.

The Commissioners closed the legislative session.

The Commissioners joined with Maryland Commission on Correctional Standards (MCCS) Executive Director Howard Ray, Jr. to present an award to Warden Ira F. "Buck" Shockley and his staff in recognition of the Worcester County Jail receiving its 10th Consecutive 100% Compliance Certificate from the MCCS. The Worcester County Jail has achieved 100% compliance after every inspection since opening in 1982 and is recognized as one of the best detention facilities in the State of Maryland.

Public Works Director John Tustin updated the Commissioners on the success of a pilot program to dispose of excess leachate from the Central Landfill at The Landings and Riddle Farm Wastewater Treatment Plants (WWTPs) and to request authorization to continue utilizing these facilities for said purpose on a permanent basis. Mr. Tustin explained that the Solid Waste Division of Public Works previously used the Snow Hill WWTP to dispose of the leachate at a cost that has risen to \$0.08 per gallon or approximately \$480 per 6,000 gallon tanker load. By way of comparison, he explained that the cost to dispose of leachate at The Landings and Riddle Farm WWTPs would be about \$0.02 per gallon or \$120 per 6,000 gallon tanker load. Mr. Tustin confirmed that both County plants have the capacity to handle these loads, and suggested that each service area begin charging the Solid Waste Division \$0.02 per gallon on an ongoing basis, which would save the County money and generate funds within the two service areas for operations and maintenance of the WWTPs. He further suggested that the Solid Waste Division continue to utilize the Snow Hill WWTP on an as needed basis only. In response to a question by Commissioner Boggs, Mr. Tustin advised that the County pays the town between \$225,000 and \$325,000 annually to dispose of excess leachate, but that it would only cost about \$75,000 annually to dispose of leachate at The Landings and Riddle Farm WWTPs, both of which will receive additional funding of approximately \$36,000 each for processing these liquids. Following some discussion and upon a motion by Commissioner Gulyas, the Commissioners unanimously authorized staff to utilize The Landings and Riddle Farm WWTPs for the disposal of excess leachate at a cost of \$0.02 per gallon and to utilize Snow Hill WWTP only on an as-needed basis.

Finance Officer Harold Higgins informed the Commissioners that cash projections for June and July 2010 indicate that expenditures may temporarily exceed current cash levels for the General Fund, a situation that occurred in 2009 as well. He stated that the County continues to pay for capital project expenditures using prior year's fund balance receipts. In addition, State

reimbursements and FY10 revenue collection time frames have extended. Therefore, Mr. Higgins requested authorization to borrow cash from the Reserve Fund to cover this temporary cash flow shortage. Following some discussion and upon a motion by Commissioner Boggs, the Commissioners unanimously approved the request to borrow funds from the Reserve Fund to cover cash flow shortages as requested.

The Commissioners reviewed the 2010 Constant Yield Tax Rate Certification issued by the Maryland Department of Assessments and Taxation, which states that in order to fully offset the effect of decreasing assessments, the real property tax rate would need to be increased from the current tax rate of \$0.70 per \$100 of assessment to \$0.7348, known as the Constant Yield Tax Rate. Mr. Mason explained that while the State requires the County to advertise the Constant Yield Tax Rate, the Commissioners have committed to maintaining the current tax rate rather than raising taxes. Commissioner Church concurred as did the others. The Commissioners also reviewed the Notice of Public Hearing on the FY2010/2011 Requested Operating Budget to be held at the Snow Hill High School auditorium on Tuesday, May 4, 2010 at 7:00 p.m.

County Attorney Sonny Bloxom reviewed the outcome of the following State bills the County either requested or supported during the 2010 General Assembly session:

HB 1309/SB 306 - Liquor Control Board Ethics was passed, and the County Code should be amended to remove the LCB from the County Ethics Law, as they will be subject to the State Ethics Law once the bill becomes law on October 1, 2010.

HB 1303/SB 307 - Real Property Recording was passed and clarifies that Deeds must be marked by the County and not the Sanitary Commission (which no longer exists) as charges/assessments have been paid prior to being recorded.

HB 56 - Slot Machines for Non-Profit Organizations, which would have permitted a limited number of slot machines in non-profit organizations in Worcester County, did not pass due to the last minute inclusion of a Senate amendment to add table gambling at the Rosecroft Racetrack in Prince George's County.

HB 547/SB 748 - Boards of Elections was passed and increases regular membership of the Election Board, but has no net fiscal impact on the County, as it also eliminates substitute members.

HB 1145 - Salvia was passed prohibiting the distribution to and possession by individuals under 21 years of age. An amendment requested by the Town of Ocean City and Worcester County to clarify that State law would not supercede local law that is more stringent was never included. However, the fiscal note states that the legislation does not preempt any local or municipal law currently regulating the use, possession or distribution of Salvia.

HB 243/SB 590 - Fairness in Negotiations Act was passed and awaits Governor Martin O'Malley's signature. This bill was strongly opposed by the Commissioners and the Board of Education, but our local elected officials supported it, much to our detriment

HB 304/SB 310 - Alter Maintenance of Effort (MOE) formula. This bill failed.

The Commissioners answered questions from the press, after which they adjourned to meet again on May 4, 2010.