

BOARD OF COUNTY COMMISSIONERS' MEETINGApril 6-7, 1977Wednesday, April 6, 1977

Present: Commissioner James M. McKay, President  
Commissioner Ford L. Dean  
Commissioner J. Patrick Jarboe  
Commissioner Larry Millison  
Commissioner John K. Parlett  
Edward V. Cox, County Administrator  
Judith A. Mullins, Recording Secretary

The meeting came to order at 8:40 a.m.

READING AND APPROVAL OF MINUTES

The minutes of March 30, 1977 were read and corrected. Commissioner Dean made a motion to approve the minutes as corrected, seconded by Commissioner Jarboe. All Commissioners voted in favor.

EXECUTIVE SESSION

Present: John Norris, County Engineer  
Joseph Ernest Bell, II, County Attorney  
Paul Guy, Resident of Mt. Pleasant Subdivision  
Gary Beavin, Resident of Mt. Pleasant Subdivision  
James Woods, Resident of Mt. Pleasant Subdivision

The Commissioners agreed to meet in Executive Session with the above individuals in order to discuss a matter of litigation. The Session was held from 9:05 a.m. to 9:35 a.m.

ENCUMBRANCE VOUCHERS

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the encumbrance vouchers for the Commissioners' review and approval. Commissioner Jarboe made a motion to approve payment of the bills, as submitted, including Voucher No. 12095, payable to Outdoor Drama Association in the amount of \$5,812, seconded by Commissioner Dean. All Commissioners voted in favor.

(Commissioner Millison left the meeting - 10:00 a.m.)

OAKVILLE RECREATIONAL CENTER

Present: Richard Platt, Director, Land Use and Development  
Dan Raley, Chief, Permits and Inspection  
John Wooten, Oakville Recreational Center  
representatives from Oakville Recreation Center

Mr. Platt responded to the Commissioners request to explain his action in informing the Oakville Recreation Council that the Conditional Use formerly granted was no longer applicable to the site of the proposed community center. Mr. Platt presented several documents to serve as evidence for his most recent correspondence to Mr. John Wooten wherein Mr. Wooten was informed that the Oakville Recreation Council had to abide by the Conditional Use process and submit an application to initiate said process. Several questions were raised by the County Commissioners as to the Conditional Use being applicable to the property or the applicant. After much discussion, the Commissioners decided to request Mr. Platt to coordinate a meeting to resolve the various issues, whose participants would be the County Attorney, the Attorney to the Planning Commission, the Attorney to the Board of Appeals, Mr. Platt, Mr. Peregoy, Mr. Wooten and Mr. Cox. Mr. Platt agreed to coordinate such a meeting and to contact the participants.

(Commissioner Millison returned to the meeting - 10:35 a.m.)

POSITION OF ASSISTANT DIRECTOR, LAND USE AND DEVELOPMENT

Present: Richard Platt, Director, Land Use and Development

In discussing the action by the Board of County Commissioners relative to the abolishment of the positions of Zoning Technician and Chief, Permits and Inspection, and the creation of the position of Assistant Director, Land Use and Development, Mr. Platt was of the opinion that desk audits should be made of the abolished positions and felt that the Personnel Policy was not being adhered to.

The Commissioners reviewed the proposed job description for the position of Assistant Director with Mr. Platt, who made several recommended changes. The Commissioners concurred with these recommendations.

FORMAT FOR PUBLIC HEARING FOR REZONING APPLICATION -  
PATUXENT RIVER FARMS (DEEPWATER PORT)

Present: Richard Platt, Director, Land Use and Development

Mr. Platt recommended that the Commissioners follow the same format used by the Planning Commission at their public hearing on the above-referenced matter.

Commissioner Dean stated that it should be explored if it would be appropriate for the Commissioners to limit the hearing to the question of change of character of neighborhood or mistake in original zoning. Commissioner Dean will draft a written inquiry to the Planning Commission Attorney, Joseph Densford setting forth this question.

AREAS OF CRITICAL STATE CONCERN

Present: Dick Platt, Director, Land Use and Development

Mr. Platt presented the list of recommended Areas of Critical State Concern as amended by the Commissioners at last week's meeting. The Commissioners agreed to review the recommendations and take action at next week's meeting.

COMMISSION ON AGING  
ABUSE OF THE ELDERLY

Present: Billye McGaharn, Executive Secretary, Commission on Aging

Mrs. McGaharn advised the Commissioners of incidents of abuse to the elderly and stated that she would like to appear before the Commissioners at a later date with a proposal on dealing with this problem locally.

The Commissioners suggested that Mrs. McGaharn obtain additional information and perhaps legal advice from those involved in Child Abuse Programs and return at a later date.

COMMISSION ON AGING PROGRAMS

Present: Billye McGaharn, Executive Secretary, Commission on Aging

Mrs. McGaharn referred to a memorandum from the Commissioners requesting that she keep the programs of the Commission on Aging within the constraints of Title III and Title VII, and she stated that she wished to appeal this request in that if kept within these constraints, the Commission on Aging would be totally grant oriented and would not be able to deal with the total effort of the Commission on Aging.

The Commissioners stated they did not want activities that might impact the budget and that any program beyond Title III or Title VII should be brought before the Commissioners on an individual basis.

COMMISSION ON AGING EXECUTIVE SECRETARY'S CONTRACT

Present: Mrs. McGaharn, Executive Secretary, Commission on Aging

Mrs. McGaharn raised certain questions regarding her employment status related to a request for reclassification. Commissioner McKay stated that the reclassification had been discussed by the Commissioners and urged Mrs. McGaharn to execute the contract offered to her as it was a liberalization of her current employment status.

PROCLAMATION NO. 77-20  
PRIVATE PROPERTY WEEK

Present: John Swarey  
Rick Hamilton

The Commissioners presented the above-referenced Proclamation proclaiming the week of April 17-23, as Private Property Week.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise  
Sunny Schust, Enterprise  
Rick Boyd, Enterprise  
Mike Klienbeck, Beacon  
Leslie Walker, Guardian

The regular semi-monthly press conference was held at this time. A tape of the conference is on file in the Commissioners' Office.

PROPOSED RESOLUTION - RECREATIONAL VEHICLE RALLIES

Commissioner Dean presented a proposed Resolution pertaining to recreational vehicle rallies, which should be given consideration by the Board of County Commissioners sitting as the County Board of Health. Commissioner Dean stated that Walter Raum and Dr. Merek of the local Health Department are in agreement with this proposal and a copy of the Resolution has been forwarded to Mr. Clise of the State Health Department for his review and recommendations. The Commissioners agreed to take action on the Resolution at next week's meeting.

EXECUTIVE SESSION

The Commissioners agreed to meet in Executive Session in order to discuss matters of personnel and possible land acquisition. The Session was held from 1:50 p.m. to 3:00 p.m.

DIRECTOR, LAND USE AND DEVELOPMENT

Commissioner Jarboe made a motion that the Commissioners withdraw the offer made to Mr. Platt, the Director, Land Use and Development, for entering into an amended employment contract, seconded by Commissioner Parlett. Four Commissioners voted in favor, with Commissioner Millison voting against.

WASHINGTON METROPOLITAN COUNCIL OF GOVERNMENTS  
EMS GRANT

The County Administrator stated that the Washington Metropolitan Council of Governments is submitting an Emergency Medical Systems Grant and is requesting endorsement by the Board of County Commissioners. The County Commissioners signed and forwarded a letter to Washington Metropolitan Council of Governments.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Commissioner Dean made a motion to make the following appointments:

Commission on Aging

Leroy Thompson - reappointment - term to expire June 30, 1980

Land Use Board

Marianne Chapman, term to expire August 1, 1977  
Abell Longmore, Jr., term to expire August 1, 1977

Library Board of Trustees

Frank Barley, term to expire December 31, 1981  
Janice Horne, term to expire December 31, 1981

Southern Maryland RC&D Board

Ralph Brown, (member) one-year term beginning March 1, 1977  
Robert Stevens, (alternate) one-year term beginning March 1, 1977

Commissioner Jarboe seconded the motion. All Commissioners voted in favor.

EXTERIOR COURTHOUSE AND PARKING LOT IMPROVEMENTS

As had been requested by the County Commissioners, Mr. O'Dell, Budget Officer, reviewed the Capital Improvements Fund and other areas of the Budget for a source of funds for the above-referenced project, and recommended that this item be included in the County Engineer's 1978 budget request and go through the normal budget process. The Commissioners concurred.

LINCOLN AVENUE RECONSTRUCTION

By memorandum dated March 31, 1977, the Budget Officer set forth the following account transfers for the Lincoln Avenue reconstruction project:

Increase Account No. 1232-7072 (Lincoln Ave.) by \$36,800  
 Decrease Account No. 1232-7732 (RC&D) by \$36,800

Increase Account No. 1232-7072 (Lincoln Ave.) by \$11,090  
 Decrease Account No. 1232-7782 (Roadside Signing) by \$11,090

Commissioner Millison made a motion to approve the above-referenced transfer, with the understanding that the site factor at Lincoln Ave. Route 235 be corrected, leaving Lincoln Avenue entrancing onto Route 235, seconded by Commissioner Jarboe. All Commissioners voted in favor.

JOAN DRIVE AND BAREFOOT DRIVE EXTENDED

Commissioner Dean made a motion to forward a letter to Mr. John T. Daugherty, President, Containerization, Inc., releasing the \$8,000 surety bond for Joan Drive and Barefoot Drive Extended in the Barefoot Acres Subdivision, seconded by Commissioner Millison. All Commissioners voted in favor.

ST. INIGOES SHORES (LAWRENCE STREET)

On behalf of the County Engineer, the County Administrator presented a Deed dated February 16, 1977, by and between St. Inigoes Properties and County Commissioners of St. Mary's County for Lawrence Street in St. Inigoes Shores.

Commissioner Millison made a motion to accept said Deed, seconded by Commissioner Jarboe. All Commissioners voted in favor.

LETTER TO GENERAL WARFIELD  
IMPROVEMENTS TO ST. MARY'S COUNTY FAIRGROUNDS

Commissioner Jarboe made a motion to forward a letter to General Warfield, requesting assistance of the 121st Engineering Battalion with certain improvements to the St. Mary's County Fairgrounds, seconded by Commissioner Millison. All Commissioners voted in favor.

REQUEST FOR BUILDING PERMIT FEE REFUND  
ST. CECILIA'S CHURCH

The County Administrator presented a request from St. Cecilia's Church at St. Mary's City for a building permit fee refund in the amount of \$144.40. Inasmuch as the Church complies with the County's Resolution No. 75-53, Commissioner Millison made a motion to grant this refund, seconded by Commissioner Parlett. Four Commissioners voted in favor with Commissioner Jarboe abstaining.

MARY R. ALVEY - PERMANENT STATUS

In that Mary R. Alvey has satisfactory completed her six-month probationary period as Clerk-Stenography in the Offices of Economic Development Coordinator and the County Planner, her supervisors, Mr. Ward Miller, and Mr. Frank Gerred recommended that she be placed on permanent status.

Commissioner Dean made a motion to accept this recommendation, seconded by Commissioner Parlett. All Commissioners voted in favor.

EXECUTIVE SESSION

Present: Joseph Gough, Chairman, Planning Commission

The Commissioners agreed to meet in Executive Session in order to discuss personnel matters. The Session was held from 3:30 p.m. to 3:50 p.m.

The meeting recessed at 3:50 p.m.

Thursday, April 7, 1977

Present: Commissioner James M. McKay, President  
 Commissioner Ford L. Dean  
 Commissioner J. Patrick Jarboe  
 Commissioner Larry Millison  
 Commissioner John K. Parlett  
 Edward V. Cox, County Administrator  
 Judith A. Mullins, Recording Secretary

The meeting reconvened at 8:45 a.m.

HIGHWAY MAINTENANCE

Present: John Norris, County Engineer  
 Walter Wise  
 Dan Ichniowski

Mr. Norris presented a list of roads that had been damaged during the severe weather this winter along with several suggestions for correcting the problems.

Inasmuch as the Commissioners will be taking a roads tour next week, they agreed to review this report and after taking the tour make decisions as to the means of accomplishing this work.

REVIEW OF BUDGETS

The Commissioners recessed at 9:07 a.m. in order to review budgets with the following departments and agencies: Board of Education, Health Department and Sheriff's Department.

The meeting reconvened at 12:15 p.m.

REQUEST FOR TAX DECREASE

Present: Claude Jarboe, Taxpayers Association  
Paul Balta, Taxpayers Association

Mr. Jarboe and Mr. Balta presented to the Commissioners a request from the Taxpayers' Association for a substantial reduction in the tax rate for the upcoming budget year and that the decrease should be sufficient to eliminate the excess monies in the budget.

The Commissioners thanked them for their presentation and stated that this request would be taken into consideration.

HOMEWORK HOTLINE - YOUTH COMMISSION

Present: Ken Rossignol, Chairman, Youth Commission  
Captain Neel, Youth Commission member

Mr. Rossignol presented to the Commissioners a request for use of unexpended funds from the Summer Youth Employment Program last year for a Homework Hotline pilot program. The program would include the employment of four tutors at \$2.30 per hour plus one supervisor at \$2.50 per hour, five nights a week for a five or six week period. The cost of this program would be approximately \$1,080.

After discussion of this Program, Commissioner Parlett made a motion to approve an expenditure up to \$1,080 for the purpose of the tutoring program as presented by Ken Rossignol, provided that Mr. Fresco, Personnel Officer, coordinate employment of the tutors and also coordinate with the counselors of the high schools for the selection of the tutors and the selection of the students needing this service. After a review in two weeks, the Commissioners will make a decision whether the program should be continued. Commissioner Jarboe seconded the motion. All Commissioners voted in favor.

DIRECTOR, LAND USE AND DEVELOPMENT

Commissioner Jarboe made a motion to accept the letter dated April 6, from Mr. Richard Platt, Director, Land Use and Development, tendering his resignation as of May 18, 1977 and expressing a willingness to continue employment without a contract until June 30, 1977, seconded by Commissioner Parlett. All Commissioners voted in favor.



CETA PROGRAM

The County Administrator advised the Commissioners that there have been some amendments of some regulations to the CETA Program on the federal level which will impact the County on payment of retirement contributions. Therefore, Mr. Cox presented a letter for the Commissioners' signatures to the Office of Comprehensive Employment Development requesting reconsideration of these amended regulations. The Commissioners agreed to sign and forward same.

CLERK STENOGRAPHER -OFFICE OF COUNTY PLANNER AND ECONOMIC DEVELOPMENT COORDINATOR

The County Administrator stated that notification was received from Mrs. Mary Alvey, Clerk-Stenographer, Office of County Planner and Economic Development Coordinator, that she will be resigning effective April 29. Therefore, the Personnel Officer requested authority to advertise to fill the vacancy.

Commissioner Dean made a motion to grant the Personnel Officer authority to advertise this position, seconded by Commissioner Jarboe. All Commissioners voted in favor.

REQUEST FOR TRAVEL - ECONOMIC DEVELOPMENT COORDINATOR

The County Administrator presented a request from Ward Miller, Economic Development Coordinator, for travel to the Eastern Shore April 12, and 13 in connection with economic development for St. Mary's County and to attend the Maryland Industrial Development Association meeting, at a cost of \$68.50.

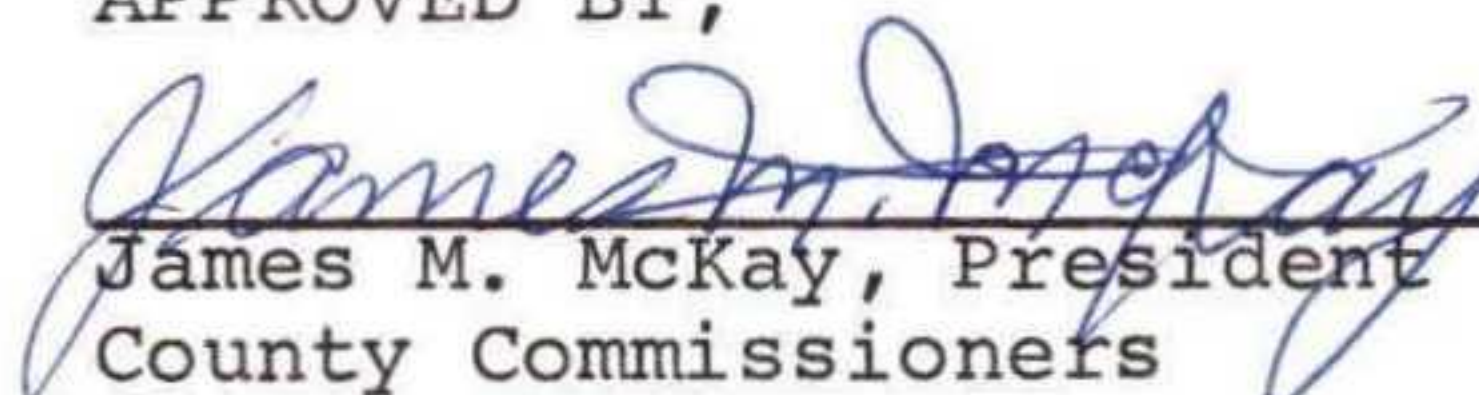
Commissioner Jarboe made a motion to grant this request, seconded by Commissioner Parlett. All Commissioners voted in favor.

YOUTH COORDINATOR POSITION

The County Administrator advised the Commissioners that the Selection Committee for the position of Youth Coordinator have selected three top candidates for the position. The Commissioners agreed to have the County Administrator arrange interviews with these applicants with the Commissioners.

The meeting adjourned at 1:05 p.m.

APPROVED BY,

  
James M. McKay, President  
County Commissioners