

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, July 20, 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 July 13-14, 1977 were read and corrected. Commissioner Parlett made a motion to approve the minutes as corrected, seconded by Commissioner Dean. All Commissioners voted in favor.

ENCUMBRANCE VOUCHERS

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the encumbrance vouchers for the Commissioners' review and approval. Commissioner Parlett made a motion to approve payment of the bills, as submitted, seconded by Commissioner Dean. All Commissioners voted in favor.

LEGISLATIVE PACKAGE FOR 1978

Present: Ann Marie Lowe, Legislative Aide

Miss Lowe presented to the Commissioners a memorandum to be submitted to all department heads regarding proposals for legislation of 1978, with scheduled dates for submission of items and public hearings. The Commissioners concurred with the proposal and directed that the memo be forwarded to appropriate parties.

MOUNT PLEASANT SUBDIVISION

The County Administrator presented the proposed settlement relative to Mt. Pleasant Subdivision by which the County would receive \$13,500 plus building materials, accept the deed to the roadways in said subdivision, and accept the responsibility to make said roadways and drainage area serviceable as stated in the formal agreement document.

Commissioner Millison made a motion to accept the proposed settlement as presented by the County Attorney and authorize Commissioner McKay to sign the formal agreement document on behalf of the County, whereby the County would accept the \$13,500 and other considerations, seconded by Commissioner Parlett. All Commissioners voted in favor.



APPOINTMENTS TO BOARDS AND COMMISSIONS

SOCIAL SERVICES BOARD

HOUSING AUTHORITY

Commissioner Parlett made a motion to reappoint Mr. Joseph Ernest Bell, II, to the Social Services Board for a term to expire June 30, 1980, and, further, to reappoint Mr. Elmer Brown to the Housing Authority for a term to expire June 30, 1982, seconded by Commissioner Dean. All Commissioners voted in favor.

BURNING OAKS SUBDIVISION - PUBLIC WORKS AGREEMENT

On behalf of the County Engineer, the County Administrator presented the Public Works Agreement by and between Edward Cook and the County Commissioners of St. Mary's County, with attached letter of credit, for Burning Oaks Subdivision.

Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign said Public Works Agreement and accept said letter of credit, seconded by Commissioner Millison. All Commissioners voted in favor.

ASSISTANT PROJECT DIRECTOR

COMMISSION ON AGING OFFICE

Commissioner Dean made a motion to hire Mrs. Gerda Manson, who is presently employed as a temporary clerk-typist, to the position of Assistant Project Director, Grade 9-0, in the Office of Commission on Aging. Salary and fringe benefits are provided under Titles III and VII of the Older American Act Grant. Commissioner Parlett seconded the motion. All Commissioners voted in favor.

PAYROLL CLERK POSITION

FINANCE OFFICE

Commissioner Dean made a motion to hire Miss Hilda Frye to the position of Payroll Clerk, Grade 7-0, effective July 25, 1977, in order to fill the vacancy created by the resignation of Mrs. Martha Jones; seconded by Commissioner Parlett. All Commissioners voted in favor.

"DIMENSION" TELEPHONE SYSTEM

Present: Joseph P. O'Dell, Budget Officer

As had been requested by the Commissioners, Mr. O'Dell stated he had reviewed the financial aspects of the "Dimension" telephone system which is to be installed in various County office buildings, and made the following recommendations:

- (1) That the County make a one-time payment to the telephone company for the system rather than deferred payment plan, because of high interest costs.
- (2) That other agencies that will be using the system be contacted to obtain their compliance in participating in the initial capital investment on a percentage basis.



After discussion, Commissioner Jarboe made a motion to accept the recommendation of the Budget Officer that the County make a one-time payment to the telephone company, and, further, to authorize Mr. O'Dell to meet with the involved agencies and departments regarding participation in the initial capital investment. CCr. Parlett seconded; all Commissioners voted in favor.

RAILROAD RIGHT-OF-WAY

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett stated that the Railroad Right-of-Way Committee agreed to recommend to the Commissioners that a public hearing be held to consider the establishment of a bicycle path from Rolling Road to Pegg's Lane and, further, that a Resolution be drafted prohibiting use of additional sections of the right-of-way for any purpose other than those purposes already authorized.

After discussion the Commissioners were of the opinion that the bicycle path should be from St. Andrews Church Road to Pegg's Lane rather than from Rolling Road. Mr. Baggett was directed to look into the possibility of obtaining a Con-Rail Grant for the improvement of the railroad right-of-way for use as a bicycle path, after which time the Commissioners would advise our Congressional delegation of our application for such a Grant. August 30, 1977 at 7:30 p.m. was scheduled as the date and time for the public hearing.

RECREATION COUNCIL FUNDS

Present: John Baggett, Director, Recreation and Parks

With regard to the question raised by the Commissioners concerning the funds raised by certain recreation councils, Mr. Baggett stated an opinion was received by the County Attorney stating that it is within the Recreation and Parks Board's power to expend such funds for any public purpose related to recreation.

BIG BROTHER/BIG SISTER PROGRAM

Present: Joe Anderson, Executive Director, Big Brother/Big Sister Program

Mr. Anderson appeared before the Commissioners to explain the progress and plans of the Big Brother/Big Sister Program and stated that he hoped that matches can be made by September of this year.

In closing, Mr. Anderson stated that he will keep in touch with the Commissioners of the future progress of the Program.



PRESS CONFERENCE

Present: Jack Kershaw, Enterprise  
Sunny Schust, "  
Richard Polk, "  
Rick Boyd, "  
Mike Kleinbeck, WKIK  
Paula Smith, WPTX  
Dick Myers, WKIK

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

OFFICE OF COUNTY ENGINEER  
FOURTH QUARTER PROJECT STATUS REPORT

Present: John Norris, County Engineer

Mr. Norris reviewed with the Commissioners the fourth quarter project status report of his office through June 30, 1977.

EMS Equipment Tower Building - Mr. Norris presented drawings showing the current entrance building to the Control Center and proposed adjacent building to house the EMS tower equipment, and requested the Commissioners' concurrence to delay the project for approximately two weeks in order to allow time to consider alternatives. The Commissioners gave their concurrence.

Colton's Point Pier - Mr. Baggett, Director of Recreation and Parks, is to be requested to advise the Commissioners of the status of the State in making the necessary repairs to the Colton's Point pier.

ENGINEERING PROJECTS DATA

Present: John Norris, County Engineer

Mr. Norris displayed a chart showing audited budget figures, actual projects completed, and number of employees to handle these projects for the years 1973 through 1977. Mr. Norris presented another chart showing projects budgeted for 1977 and actual projects for FY 77 and FY 78 budgeted with number of employees to handle these projects.

Mr. Norris stated that 13 projects that had been budgeted for in FY 77 did not commence, and agreed to furnish the Commissioners with a list of these projects.

ASPHALT OVERLAY PROGRAM  
TOWN CREEK, HERMANVILLE ROAD, AND CEDAR LANE

Present: John Norris, County Engineer

After discussion with the County Engineer on the above-referenced projects, the Commissioners gave their concurrence for the Engineer's Office, when there are two or more activities at one time, to be provided inspectors through whatever means, including consultants.



INSPECTION SERVICES ON WEEKENDS (ASPHALT OVERLAY PROGRAM)

Present: John Norris, County Engineer

After discussion, the Commissioners gave their concurrence that a letter be forwarded to developers advising them that the County cannot support their paving activities on weekends and holidays, and if they desire to do same they will have to provide funding for the County to provide inspectors for that activity.

PATUXENT KNOLLS  
SEDIMENTATION CONTROL PROBLEM

Present: John Norris, County Engineer

Commissioner Parlett stated that complaints have been received from residents of Patuxent Knolls concerning the sedimentation control problems on the roadways and certain driveways. The County Attorney is in the process of determining whose responsibility it is to asphalt the driveways. Commissioner Parlett stated that the County Engineer and the Commissioners should go visit the site to view the problem prior to the residents appearing before the Commissioners next week. It was agreed that the visit would take place this afternoon.

WAIVER OF BUILDING PERMIT FEE  
METROPOLITAN COMMISSION

A request was received from the Metropolitan Commission for a waiver of the building permit fee for the Pine Hill Run Waste Water Treatment Plant. Inasmuch as the Metropolitan Commission complies with Resolution No. 75-53, the County Administrator recommended granting this waiver.

Commissioner Millison made a motion to waive the building permit fee, seconded by Commissioner Parlett. All Commissioners voted in favor.

CLEARINGHOUSE PROJECT No. 78-7-29  
NON-URBANIZED AREA TECHNICAL STUDIES AND STATE MANAGEMENT AND TECHNICAL ASSISTANCE

The County Administrator presented the above-referenced clearinghouse project and recommended that it be forwarded to the State, stating that the project is not inconsistent with this agency's plans, programs, and objectives.

HIGHWAY SAFETY PROJECT AGREEMENT (REVISED GRANT APPLICATION)  
TRAFFIC SAFETY UNIT

The County Administrator presented the revised Grant application for the Highway Safety Project entitled Traffic Safety Unit for the Sheriff's Department. Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign said application, seconded by Commissioner Parlett. All Commissioners voted in favor.



APPROVAL OF VOUCHER

Commissioner Parlett made a motion to approve Voucher No. 13165, payable to Regina Hammett in the amount of \$2500 for the writing of St. Mary's County History, seconded by Commissioner Millison. All Commissioners voted in favor.

LEGAL ASSISTANCE - COUNTY ATTORNEY

The County Administrator requested concurrence by the Board of Commissioners to submit a CETA proposal in order to obtain a legal assistant position to work with the County Attorney on various legal projects. The Commissioners gave their concurrence.

ENGINEER I - COUNTY ENGINEER'S OFFICE

By memorandum dated July 14, 1977, the Personnel Officer recommended the reclassification of the Engineering Technician position, encumbered by Mr. Jay McGrath, to Engineer I, Grade 12-0 (Grade 12-2, if necessary), and requested authority to advertise the reclassified position as a promotion opportunity.

Commissioner Jarboe made a motion to accept the Personnel Officer's recommendation and to grant authority to advertise said position as a promotion opportunity, seconded by Commissioner Parlett. All Commissioners voted in favor.

DEPARTMENT OF SOCIAL SERVICES

Correspondence dated July 14, 1977 was received from the Department of Human Resources regarding an Executive Order which states that space occupied by local Social Service Departments will be obtained and managed by the Department of General Services, which is a change of current practices whereby the local Board obtains space. The local Board of Social Services will be reviewing the space requirements and will prepare recommendations in the near future for review by the County Commissioners.

ENVIRONMENTAL COMMITTEE

Commissioner Dean made a motion to appoint Mrs. Gerald Phillips to the Environmental Committee for a term to expire June 30, 1978, seconded by Commissioner Millison. All Commissioners voted in favor.

REZONING DECISION - CASE No. 77-06  
BEAVERS PLUMBING, INC.

The Board of County Commissioners conducted a public hearing on July 7, 1977 on the rezoning application by Beavers Plumbing, Inc. to have approximately 0.313 acre located at the intersection of Maryland Route 5 and Route 246 at Great Mills, Eighth Election District, rezoned from R-2, residential, to C-2, commercial.

Commissioner Dean made a motion that the Board of County Commissioners, having concluded the required finding of fact in this case, concludes that this



application for rezoning from R-2, residential, to C-2, commercial, be approved for the reasons set forth below:

(1) The subject parcel of property lies within the urban comprehensive planning area.

(2) The subject parcel is situated among and is adjacent to other parcels which were zoned commercial either on May 28, 1974 or by subsequent zoning amendments.

(3) The subject parcel is small and is located within a triangle formed by three highways, thus, by its nature and its proximity to other existing commercial establishments is more suitable for commercial rather than residential use.

(4) The subject parcel, as well as adjacent parcels, has a rather long history of commercial use.

(5) The above factors provide a reasonable basis for concluding that a mistake was made in the original residential zoning classification.

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

EXTENSION OF CHARLOTTE HALL OPTION

In view of the conversation with Acting Governor Blair Lee regarding the Board of Public Works' decision on the joint State/County purchase of Charlotte Hall, Commissioner Parlett made a motion that a letter be forwarded to the Board of Trustees of Charlotte Hall requesting an extension of the Charlotte Hall Option from August 10 to September 9, 1977 with the notification date August 26, 1977. Terms will remain according to the previous 30-day extension; source of funds for expenses to be determined by the Budget Officer. The motion was seconded by Commissioner Dean. Three Commissioners voted in favor, with Commissioner Millison voting against and Commissioner McKay abstaining.

EXECUTIVE SESSION

The Commissioners agreed to meet in Executive Session in order to discuss matters of personnel. The Session was held from 2:10 p.m. to 2:45 p.m.

The meeting adjourned at 2:45 p.m.

Approved:

  
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JAMES M. MCKAY, President