

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, September 21, 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

READING AND APPROVAL OF MINUTES

The minutes of September 14, 1977 were read. Commissioner Jarboe made a motion to approve the minutes as read, 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 Dean made a motion to approve payment of the bills, as submitted, seconded by Commissioner Jarboe. All Commissioners voted in favor.

APPROVAL OF VOUCHERS - SURFACE TREATMENT PROGRAM

Present: John Norris, County Engineer

Mr. Norris presented Encumbrance Voucher No. 14361 payable to State Highway Administration for transfer of funds for FY '78 Surface Treatment (SM 682-451-517) in the amount of \$50,000. Commissioner Jarboe made a motion to approve payment of said voucher, seconded by Commissioner Dean. All Commissioners voted in favor.

In addition, Mr. Norris presented Encumbrance Voucher No. 14360 payable to State Highway Administration for additional work to be done under the FY '78 Surface Treatment Program (Lawrence Hayden Road, Pincushion Road, Hillview Drive and Bay Drive) in the amount of \$18,000. Commissioner Jarboe made a motion to approve payment of said voucher, seconded by Commissioner Dean. All Commissioners voted in favor.

ROADS IN AREA OF COURTHOUSE

Present: John Norris, County Engineer

Mr. Norris stated that the County received title to portions of certain roads in the area of the Courthouse in 1956; namely, Tudor Hall Road, East Key Way, Tudor Place, Breton Bay Drive and Courthouse Drive. He stated that the County has been maintaining these roads although they have not formally been taken into the County Highway System. Therefore, Commissioner Jarboe made a motion to advise the State Highway Administration that the County formally accepts the Deed dated April 12, 1956 for the above-referenced roads which the County has been maintaining since 1956, seconded by Commissioner Dean. All Commissioners voted in favor.

PLANS FOR COMMISSIONERS' CONFERENCE ROOM

Present: John Norris, County Engineer

Mr. Norris presented the plans for the Commissioners' Conference Room for the Government Complex at Leonard Hall and discussed with the Commissioners various changes. During discussion the Commissioners offered recommended changes which Mr. Norris is to present to the architect.

MARYLAND STATE POLICE - ESTABLISHING SPEED LIMITS

Present: John Norris, County Engineer

Mr. Norris stated that correspondence was received from the Maryland State Police requesting that they no longer become involved in the establishing of speed limits or other traffic control devices. The Commissioners requested that Mr. Norris contact the State Police to request that they give reconsideration to this matter.

RC&D PROJECT AT LANDFILL

Present: John Norris, County Engineer

Mr. Norris stated that specifications for the above-referenced project were picked up by ten firms; however, only one bid was received, which was in the amount of \$20,000, \$10,000 above the engineer's estimate. Therefore, Mr. Norris recommended rejecting this bid and requesting the Soil Conservation Service to furnish the materials for this project and that the County would perform the work with county forces. Commissioner Parlett made a motion to accept the County Engineer's recommendation, seconded by Commissioner Jarboe. All Commissioners voted in favor.

REQUEST FOR STREET LIGHT
WOODLAWN DRIVE AND PATUXENT BEACH ROAD

Present: John Norris, County Engineer

Mr. Norris advised that he received a request for the installation of a street light at Woodlawn Drive and Patuxent Beach Road. After discussion the Commissioners rejected this request and requested the County Engineer to respond that it is the County's policy to install street lights only at major intersections.

RECONSTRUCTION OF MILLSTONE LANDING ROAD

Present: John Norris, County Engineer

Mr. Norris stated he solicited proposals from various firms and proposals were received from Lorenzi, Dodd and Gunnill, Larry Day Associates, Richard Brown, and J.R. McCrone. Most economical proposal was received from Larry Day and Associates in the amount of \$16,670. After discussion Commissioner Parlett made a motion to award the bid to Larry Day and Associates based on State Highway's concurrence, and to authorize the Budget Officer to make the necessary Capital Project transfer as recommended by the County Engineer for the reconstruction of Millstone Landing Road, seconded by Commissioner Dean. All Commissioners voted in favor.

WALDEN COUNSELING CENTER

Present: John Norris, County Engineer

Because of time constraints and special circumstances, Mr. Norris requested authorization by the Board of County Commissioners for Commissioner President McKay to approve the contract for the plumbing, concrete and carpentry for the Walden Counseling Center as it becomes available. Commissioner Dean made a motion to grant this request, seconded by Commissioner Parlett. All Commissioners voted in favor.

IRREVOCABLE LETTER OF CREDIT - MAPLE RUN SUBDIVISION

Present: John Norris, County Engineer

Mr. Norris stated that the Commissioners had approved an extension of the irrevocable letter of credit for the Maple Run Subdivision to October 30, 1977 and the bank should be notified prior to that time if the road work is not completed. The Commissioners authorized Mr. Norris to prepare a letter dated October 24, 1977 for Commissioner McKay's signature making claim on the irrevocable letter of credit, if the construction has not been accepted by that date.

EMERGENCY MAINTENANCE - ALLISON CIRCLE-GOLDEN BEACH

Present: John Norris, County Engineer

Mr. Norris stated that the State Highway Administration will not perform the emergency repair work on the above-referenced road and said that it could be contracted out or the County could perform the work in late October. After discussion the Commissioners agreed that the county should perform the work in the fall as suggested by the County Engineer.

BUILDING CODE PUBLIC INFORMATION MEETING

Present: Ed Cox, County Administrator
 Frank Gerred, Director, Land Use and Development
 Don Curtis, Housing Coordinator

The above-referenced individuals presented a proposed format for a Building Code Public Information Meeting and suggested the week before Thanksgiving as the date for said meeting. The Commissioners discussed the proposal, making several clarifications, and agreed to conduct the public meeting on November 14 at 7:30 p.m. at either the Technical Center or Leonardtown Middle School. The Commissioners directed that as many interested groups be contacted as possible to participate in this meeting.

WATER SOURCES FOR THE WASHINGTON-METROPOLITAN AREA

Present: Walter Raum
 Mike Marlay
 Harry Knight
 Frank Gerred

Mr. Raum appeared before the Commissioners to discuss two proposed studies regarding water sources in St. Mary's County. First is an investigation by the Maryland Geological Survey of the Piney Point aquifer. By correspondence dated September 6, Maryland Geological Survey explained the study and offered a funding schedule for this project. The Commissioners generally agreed to participate in this study and suggested that perhaps Charles County should also be requested to participate, and stated that a decision regarding funding will have to be made during the budget process.

Secondly, Mr. Raum discussed the issue of water sources for the Washington-Metropolitan area and that the Corps of Engineers was gathering information of sources of water supplies in other areas. Mr. Raum recommended that in order to protect St. Mary's County's water resources, that a study should be conducted of the water beneath the aquifer currently being used

by St. Mary's County. He stated that it should be determined what the County has and how it should be managed. The study would cost approximately \$200,000 per year, 75% of which could be federally funded and further that the RC&D Board was interested in making this a project. The Commissioners were in agreement with Mr. Raum's recommendation and stated that a letter should be forwarded to the Corps of Engineers stating that the water supply of the county should be determined prior to any decision whether it would be available to other areas, and further that it should be 100% funded by state and federal sources.

PROCLAMATION NO. 77-55
EMPLOY THE HANDICAPPED MONTH

Present: Elvare Gaskin, Chairman, County Committee of the
Governor's Commission to Help the
Handicapped
Libby Russell, Member of the County Committee

The Commissioners presented the above-referenced Proclamation proclaiming October 1977 as Employ the Handicapped Month in St. Mary's County.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise
Sunny Schust, "
Richard Polk, "
Dick Myers, Beacon
Dave Fox, WKIK
Paula Smith, WPTX

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

PROPOSED 1978 LEGISLATIVE PACKAGE

Mr. Cox presented the first draft of the proposed 1978 Legislative Package to the Commissioners which will be presented at the public hearing in October.

PUBLIC WORKS AGREEMENT

On behalf of the County Engineer, the County Administrator presented a Public Works Agreement by and between Paragon Builders Inc. and St. Mary's County with attached surety to guarantee the construction of streets and roads in the Wildewood Subdivision. Commissioner Jarboe made a motion to authorize Commissioner McKay to sign said Public Works Agreement and accept the surety attached thereto, seconded by Commissioner Parlett. All Commissioners voted in favor.

PUBLIC WORKS FUNDING

The County Administrator presented correspondence dated September 16, 1977 from the Department of Commerce, Economic Development, enclosing two copies of an Offer of Grant for the Public Works Funds in the amount of \$300,000 financial assistance for the renovation of the Courthouse.

Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign said Offer of Grant, seconded by Commissioner Parlett. All Commissioners voted in favor.

AGREEMENT WITH BORNE, GIBSON AND SHAMMA

The County Administrator presented for the Commissioners' approval an Agreement by and between the County and Borne, Gibson and Shamma Associates to carry out a Scope of Services as outlined in the Agreement, contingent upon obtaining federal funds. Principle projects are:

Project No. 1 - Strengthen and level existing Runway
3250' x 60';

Project No. 2 - Acquire land to clear obstructions for
clear zone and transition zones;

Clear obstructions and trees from clear
zones and transition zones;

Project No. 3 - Construct parallel taxiway 3500' x 40'.

The Commissioners discussed the proposed agreement and the immediate repair needs of the existing runway and agreed that the county should proceed to secure federal assistance funds immediately and then to further evaluate the present runway needs.

Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign said Agreement, seconded by Commissioner Parlett. All Commissioners voted in favor.

LOTS AT PINEY POINT SHORES

The County Administrator presented correspondence from Mr. and Mrs. Thomas Poe requesting that Lots 9 and 10 and 17 and 18 at Piney Point Shores be declared surplus property.

After discussion, Commissioner Parlett made a motion to declare Lots 9 and 10 and 17 and 18 as surplus property, that they be put up for public auction, contingent upon no governmental uses being found for the property, seconded by Commissioner Dean. All Commissioners voted in favor.

MCEA CONVENTION - OCEAN CITY

A request was received by the local Chapter of the MCEA for two days administrative leave for two members of the MCEA to attend the MCEA Convention in Ocean City in October. Commissioner Jarboe made a motion to grant this request, seconded by Commissioner Parlett. All Commissioners voted in favor.

MARYLAND HISTORICAL SOCIETY
STATE-WIDE ROAD MARKER PROGRAM

The County Administrator presented correspondence dated September 9, 1977 from the Maryland Historical Society requesting a suggestion as to persons in St. Mary's County to assist with the Maryland State-wide Road Marker Program. Commissioner Dean made a motion that Mr. Fred McCoy, President of the local Historical Society and also a representative of the County Engineer's Office be representatives for this Program, seconded by Commissioner Jarboe. All Commissioners voted in favor.

REQUEST FOR ADMINISTRATIVE LEAVE
SENIOR SERVICES COORDINATOR

Mrs. McGaharn, Senior Services Coordinator, submitted a request for administrative leave in order to attend the State-wide Title VII Project Director Meeting in Cumberland September 28-29. All costs are covered by the Grant. Commissioner Dean made a motion to grant this request, seconded by Commissioner Millison. All Commissioners voted in favor.

REZONING DECISION
CASE NO. 77-09
JOSEPH S. MATTINGLY

The Board of County Commissioners conducted a public hearing on September 7, 1977 on the application of Joseph S. Mattingly to have approximately .563 acre located on Md. Rte. 235 at the entrance to St. Mary's Industrial Park, Sixth Election District from R-1, Rural Residential, to C-2, Commercial.

Commissioner Jarboe made a motion to grant the rezoning to C-1 in the above-referenced case for the following findings of fact:

1. The neighborhood in this situation is the Sandy Bottom area along Route 235, beginning at Toot's Bar to the north and extending to the St. Mary's County Airport on the South.
2. This neighborhood is now and has been for some time primarily in commercial use.

3. The purpose of R-1 zoning is to provide for medium-density, single family development in areas where this pattern of development has been previously established. This is not compatible with the size and location of this parcel of land.

4. Items 1, 2 and 3 above establish the basis for a reasonable belief that there was a mistake in the original zoning.

5. There has been a change in the neighborhood as demonstrated by:

- a. The impending dualization and relocation of Md. Rte. 235;
- b. The building of Airport Drive as the entrance to the St. Mary's Industrial Park immediately adjacent to this parcel of land.

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

LETTER FROM JAIL INMATE

Commissioner Millison stated that he received a letter from an inmate at the jail requesting that certain conditions of the jail be looked into. The Commissioners agreed that a copy of the letter should be forwarded to the Sheriff for comments.

OFF-DUTY DEPUTIES AT COUNTY FAIR

Relative to the request made by the Sheriff at last week's meeting for overtime payment to off-duty deputies for coverage at the county fair, Commissioner Jarboe made a motion to approve up to \$800 in overtime for 24-hour coverage by off-duty deputies at the county fair, seconded by Commissioner Dean. The Commissioners voted three to two in favor of the motion, with Commissioners McKay and Millison voting against.

FIREHOUSE CHATS

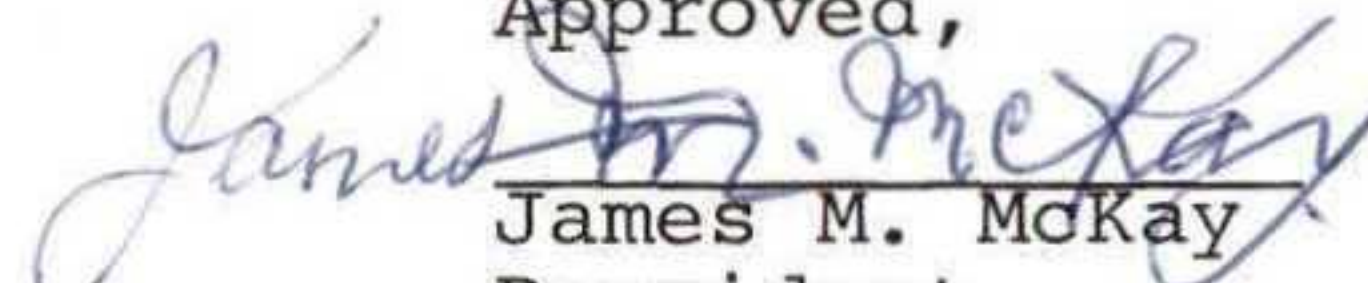
With regard to the proposed format for the Commissioners to participate in the Firehouse Chats, it was agreed that Sunday, October 16 at the Ridge Firehouse would be the first session and then December 4 at the Leonardtown Firehouse.

EXECUTIVE SESSION

The Commissioners agreed to meet in Executive Session in order to discuss appointments to Boards, Committees and Commissions. The session was held from 4:10 p.m. to 5:20 p.m.

The meeting adjourned at 5:20 p.m.

Approved,


James M. McKay
President