

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, January 18, 1978

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

(Commissioner Parlett was not present at the meeting due to illness.)

The meeting was called to order at 8:50 a.m.

READING AND APPROVAL OF MINUTES

The minutes of January 11, 1978 were read and corrected. Commissioner Jarboe made a motion to approve the minutes as corrected, seconded by Commissioner Dean. All Commissioners present voted in favor.

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, seconded by Commissioner Dean. All Commissioners present voted in favor.

OPEN SPACE FUNDS GRANT APPLICATION

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett submitted a grant application for open space funds for the purchase of property at Site 1 of the watershed project. Commissioner Jarboe made a motion to approve said grant application, seconded by Commissioner Dean. All Commissioners present voted in favor.

AMENDMENT TO EMS CONTRACT

The County Administrator presented a letter from the Metropolitan Washington Council of Governments submitting Amendment No. 3 to the COG Contract for Emergency Medical Services System, which extends the contract performance period.

Commissioner Jarboe made a motion to approve said Amendment, seconded by Commissioner Dean. All Commissioners present voted in favor.

ROAD RESOLUTION NO. 78-15A

On behalf of the County Engineer, the County Administrator presented Road Resolution No. 78-15A posting Morganza-Laurel Grove Road at 30 miles per hour from its intersection with Morganza Turner Road for a distance of approximately one mile. Commissioner Dean made a motion to approve said Road Resolution, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

LEXINGTON PARK SHERIFF'S DEPARTMENT LEASE

The County Administrator stated that according to the terms of the current lease with JF Theaters for the Lexington Park Sheriff's Office, the County must give six months notice if we intend to renew the lease. After discussion, Commissioner Dean made a motion to renew the lease under the same terms and conditions of the current lease, seconded by Commissioner Millison. All Commissioners present voted in favor.

NOTICE OF AVAILABILITY OF EXCESS LAND

The County Administrator presented a letter dated January 11, 1978 from the Department of Transportation regarding the availability of excess land containing .205 acres located south of Patuxent Beach Road.

The Commissioners expressed no interest in the purchase of this property.

TRANSFER OF FUNDS
SOUTHAMPTON OPTION

Based on the County Commissioners' approval of the Southampton Option Agreement, the Budget Officer recommended approval of a transfer from the Reserve for Contingency in the amount of \$4,461.

Commissioner Dean made a motion to approve said transfer as follows:

- Decrease Account #2410-2081 (Contingency) by \$4,461;
- Increase Account #1016-2181 (Southampton) by \$4,461.

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

HOLDING FACILITY PROPOSAL FOR STRAY AND UNWANTED ANIMALS

The County Administrator submitted a memorandum to the Commissioners setting forth a proposal for a holding facility for stray and unwanted animals, along with cost estimates.

After discussion, Commissioner Dean made a motion that the County Administrator draw up the necessary contractual agreement with St. James Kennels for a one-year lease at \$3600 per year for four runs and all care and maintenance of animals deposited by the County, seconded by Commissioner Jarboe. All Commissioners present voted in favor. Mr. Cox will submit the Agreement for the Commissioners' approval and signatures.

POLICE SERVICES STUDY

The County Administrator submitted a memorandum to the Commissioners setting forth recommendations for the employment of the firm of Cresap, McCormick and Paget, who conducted the Police Services Study for the County, for the following:

1. Review the patrol zone recommendation with the affected law enforcement officials and prepare a workable implementation proposal; and
2. Work with Emergency Operations Center committee to assist in the conclusion of the computerized dispatch study.

After discussion, Commissioner Jarboe made a motion to accept the County Administrator's recommendation at a cost not to exceed \$1500, seconded by Commissioner Millison. All Commissioners present voted in favor.

RESIDENT TROOPER PROGRAM GRANT APPLICATION

Due to the fact that the Grant Application for the Resident Trooper Program must be submitted by Friday, January 20, the County Administrator requested authorization by the Board for Commissioner President McKay to sign said application in the amount of \$46,906, approximately \$3000 being the County's share of total cost.

Commissioner Millison made a motion to authorize Commissioner President McKay to sign the grant application for submission to LEAJ for the Resident Trooper Program, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

COMPLETION OF PRINTING OF COUNTY CODE

The County Administrator advised that correspondence was received from General Code Publishers stating that the printing has been completed of the County Code and, therefore, Mr. Cox requested concurrence by the Board for the Code to be submitted to the legislators for adoption. The Commissioners gave their concurrence.

AICUZ DISCUSSION

Present: Frank Gerred, Director, Land Use and Development
Capt. Gillespie
Al Bingman
Jim Kenney, Atty. for Cedar Cove
Dorsey Hughes, Cedar Cove
Paul Johnson, representing County Attorney
Mr. Jacobson, Patuxent Park developer

The above-referenced individuals appeared before the Commissioners to discuss the proposed Resolution relative to Article 21 of the St. Mary's County Zoning Ordinance and other matters related to the AICUZ. In opening the discussion, Commissioner Dean stated that in the establishment of Article 21 and the AICUZ zone around the Naval Air Station, the matter of

vested rights of recorded and platted subdivisions was not addressed and that the proposed resolution regarding Article 21 is intended to address this issue.

Mr. Kenney submitted a letter on behalf of the developers of Cedar Cove stating their position with regard to the resolution. Said letter is on file in the Commissioners' Office.

In addition, Capt. Gillespie read from a letter that he presented to the County Commissioners setting forth the Navy's position on the proposed resolution, which is also on file.

During discussion, it was agreed that the Navy would work in conjunction with the County and the developers of Cedar Cove in more clearly delineating the AICUZ boundary line and how it impacts Cedar Cove and other developments with the hope of working out a mutual agreement.

Further, the Navy and County agreed to work together to explore various possibilities of federal funding for the purchase of unbuilt-on lots in approved subdivisions within the AICUZ.

In conclusion, it was understood that the Board of County Commissioners at a subsequent time would take into account all the factors in the matter and the various comments received and would address the matter of whether or not to adopt the Resolution as written or to amend it accordingly.

PROCLAMATION NO. 78-04
DRUG ABUSE PREVENTION WEEK

Present: Ken Sola
Dr. Pat Hawkins

The Commissioners presented the above-referenced Proclamation proclaiming the week of January 16, 1978 through January 22, 1978 as Drug Abuse Prevention Week in St. Mary's County.

PROCLAMATION NO. 78-05
FEBRUARY-AMERICAN HEART CAMPAIGN MONTH

Present: John LeFort
Norma Jean Jubeck
Darlene Hammett
Brent Sharf

The Commissioners presented the above-referenced Proclamation proclaiming the month of February as American Heart Month and urging all citizens to support the Heart Fund Campaign.

PROCLAMATION NO. 78-06
1978 NATIONAL CHILDREN'S DENTAL HEALTH WEEK

Present: Dr. David Cooper

The Commissioners presented the above-referenced Proclamation proclaiming the week of February 5 through February 11, 1978 as Children's Dental Health Week in St. Mary's County.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise
Sunny Schust, "
Dave Fox, WKIK
Ingrid Buehler, Beacon
Florence Ballangee, Beacon

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

SHERIFF'S DEPARTMENT PERSONNEL

Present: Sheriff Joseph Somerville

Sheriff Somerville advised the Commissioners that he is in the process of filling vacancies in the Sheriff's Department and requested authority to hire James K. Raley as Patrolman, Grade 10, Step 1 (\$10,553), effective Monday, January 23, 1978. Mr. Raley presently works in the Office of Land Use and Development as a Zoning Inspector. After discussion, Commissioner Millison made a motion to authorize the Sheriff to employ Mr. Raley at Grade 10, Step 1, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

CURBING REQUIREMENTS (ZONING ORDINANCE)

Present: John Norris, County Engineer
Dan Inchniowski

Mr. Norris displayed drawings indicating prior and recently proposed interpretations of minimum requirements for curbing as contained in the St. Mary's County Zoning Ordinance. He requested concurrence from the Board that the more recent interpretation be adopted as policy and that these drawings be submitted to surveying firms for use in preparing site plans to be submitted to the County. The Commissioners gave their concurrence.

PROPOSED REVISION TO ROAD STANDARDS

Present: John Norris, County Engineer
Dan Inchniowski

The County Engineer submitted to the Commissioners and reviewed the proposed revision to the standards and specifications for road construction. If approved by the Commissioners, these standards would have no impact for

approximately a year as those developers who have presently submitted concept or preliminary plans would come under the current standards. The Commissioners advised they would take this matter under consideration and make a decision in approximately two weeks.

SUBDIVISION REGULATIONS UPDATE - WORK SESSION

Present: Frank Gerred, Director, Land Use and Development
Jeff Poley, Zoning/Subdivision Administrator

At this time, the Commissioners reviewed with Mr. Gerred and Mr. Poley the proposed revisions to the Subdivision Regulations and also offered suggested amendments.

Commissioner Dean suggested, and the Commissioners concurred, that the amendments by the Subdivision Regulations Update Review Committee and the County Commissioners be incorporated into the proposed regulations, after which time they should be resubmitted to the Committee and then return to the Commissioners for consideration for adoption.

RESOLUTION NO. 78-09
PLANNING, ZONING, AND PLUMBING FEES

RESOLUTION NO. 78-08
BUILDING PERMIT FEE SCHEDULE

Present: Frank Gerred, Director, Land Use and Development
Jeff Poley, Zoning/Subdivision Administrator

After review of the above-referenced Resolutions, Commissioner Dean made a motion to adopt Resolution No. 78-09 setting a revised schedule of Planning, Zoning, and Plumbing Fees as attached thereto and further to adopt Resolution No. 78-08 establishing the Building Permit Fee Schedule as attached thereto, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

ARTICLE 4.9 - ST. MARY'S COUNTY ZONING ORDINANCE

Present: Frank Gerred, Director, Land Use and Development
Jeff Poley, Zoning/Subdivision Administrator

Mr. Gerred submitted a memorandum to the Commissioners setting forth certain recommendations relative to the amendment of Article 4.9 of the St. Mary's County Zoning Ordinance. After discussion, the Commissioners agreed to schedule a public hearing on this matter on February 15 at 1:00 p.m.

GROUP HOSPITALIZATION INSURANCE

Present: Harris Sterling, Director of Finance

Mr. Sterling explained to the Commissioners that the cost of the County's group hospitalization insurance plan with John Hancock Insurance Company has increased by 12%, and recommended that the County accept this increase; however, in the meantime, he would contact Insurance Buyer's Council to request that they investigate other plans for the

County. Mr. Sterling also recommended that the County contribute 80% of the cost for the employees instead of the current 75% in order to help offset the employee's increased costs.

Commissioner Dean made a motion to accept the Director of Finance's recommendations, seconded by Commissioner Millison. All Commissioners present voted in favor.

ADDITIONAL COSTS FOR GOVERNMENTAL CENTER

The County Administrator advised that there will be additional costs not provided for in the original contract for the renovation of the governmental center at Leonard Hall and requested approval from the Commissioners to proceed to identify these items, the cost and source of funding. The Commissioners gave their concurrence.

ECONOMIC IMPACT FEE AGREEMENT
QUIET ACRES, SECTION ONE

The County Administrator presented the Economic Impact Fee Agreement by and between Jennes C. Nelson, Jr. and Nonny E. Nelson and the Board of County Commissioners of St. Mary's County setting forth the method of payment of the economic impact fee for Quiet Acres Subdivision, Section One, containing 22 lots. Commissioner Jarboe made a motion to approve said Agreement, seconded by Commissioner Dean. All Commissioners present voted in favor.

EPISCOPAL CHURCH PROPERTY

Regarding last week's decision on the survey and topography of the Episcopal Church property, site of the proposed Fifth District Elementary School, Commissioner Dean stated that Commissioner Parlett had offered the following justifications for having the topography of the entire 97 acres rather than the 15 as approved last week:

1. To determine the best location for the 15-acre elementary school site within the 97 acres;
2. If there is any additional development of the property, a topography will be needed and it would cost less to have it done now as part of the entire project rather than later as a separate project.

Therefore, Commissioner Dean made a motion that a letter be drafted to the Board of Education indicating that they have the County Commissioners' approval to proceed to solicit proposals from surveying firms to accomplish a metes and bounds survey of the 15 acre school site, a metes and bounds survey of the remaining 82 acres, a ground topography of the 15-acre school site, an aerial topography of the remaining 82 acres, at an approximate cost of \$7,650, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

FINANCIAL MANAGEMENT

Commissioner Dean requested, with the concurrence of the Board, that the Director of Purchasing and Logistics, County Engineer, Director of Finance, and Kay D'Esposito of the Treasurer's Office submit their comments on the Cash Financial Management Plan to the Commissioners in writing, after which time a meeting will be scheduled with the Commissioners to discuss the Plan.

WALDEN COUNSELING CENTER

Present: Paul Raley, Director of Purchasing and Logistics

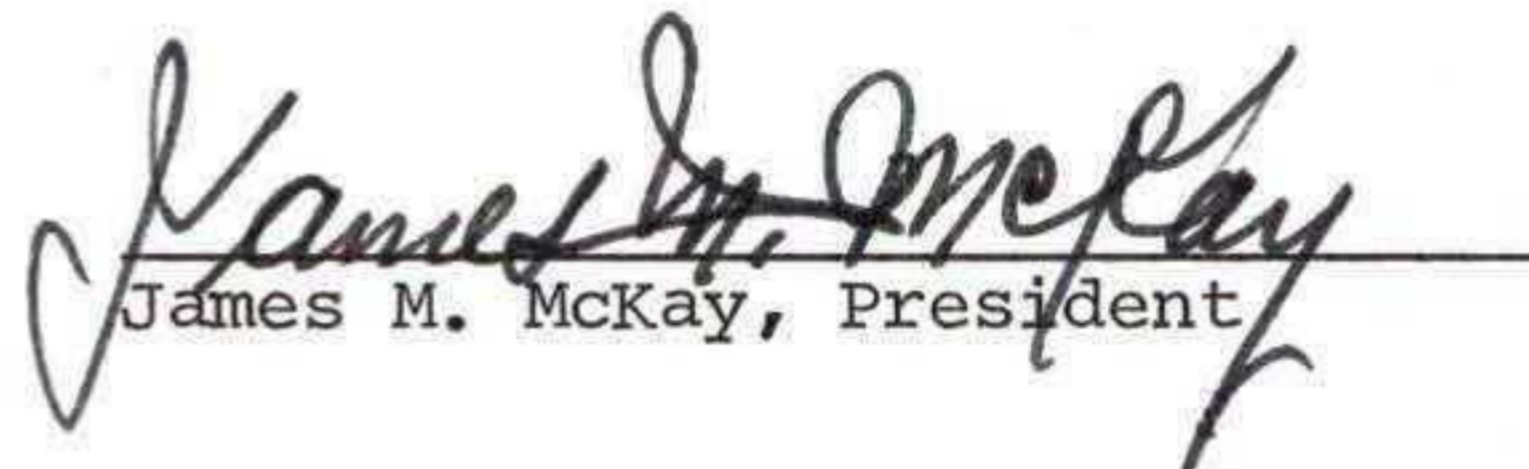
Commissioner Jarboe advised that he was informed that the basement at the Walden Center has not been completed and that grant funds will not be released until this is done. Mr. Raley indicated that his maintenance staff could accomplish this work at a cost of approximately \$5000 plus labor. The Commissioners gave their approval for Mr. Raley to proceed to have his staff do this work.

EXECUTIVE SESSION

The Commissioners agreed to meet in Executive Session in order to discuss considerations for appointments to Boards, Committees, and Commissions. The Session was held from 4:30 p.m. to 5:30 p.m.

The meeting adjourned at 5:30 p.m.

Approved,


James M. McKay, President