

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, March 8, 1978

Present: Commissioner James M. McKay, President  
Commissioner Ford L. Dean  
Commissioner J. Patrick Jarboe, M.D.  
Commissioner Larry Millison  
Commissioner John K. Parlett (via telephone hook-up)  
Edward V. Cox, County Administrator  
Judith A. Mullins, Recording Secretary

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

READING AND APPROVAL OF MINUTES

The minutes of March 1, 1978 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. Commissioner Jarboe made a motion to approve payment of the bills, as submitted, seconded by Commissioner Dean. All Commissioners voted in favor.

CASH FLOW STATEMENT

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the Cash Flow Statement for the period March 1 through June 30, 1978 and advised the Commissioners that he would be requesting quotations from the bank for investment of certain amounts of money for certain periods of time. These quotations will be reviewed, after which time a definite bid will be arrived at for the banks. This should be accomplished by Friday, March 10. In addition, Mr. Sterling advised the Commissioners that the County will receive a bank activity report at approximately the first Commissioner meeting each month.

REQUEST FOR BUILDING PERMIT FEE ABATEMENT  
HOLY ANGELS CHURCH

The County Administrator presented a request from the pastor of Holy Angels Church requesting an exemption from the county building permit fee for the construction of an addition to the church hall.

Inasmuch as Holy Angels Church qualifies for exemption under Resolution NO. 75-35, Commissioner Jarboe made a motion to grant this request, seconded by Commissioner Millison. All Commissioners voted in favor.

ECONOMIC IMPACT FEE AGREEMENT  
CHICKASAW RUN SUBDIVISION, SECTION I

The County Administrator presented the Economic Impact Fee Agreement by and between Jeremy J.H. Gillam and the Board of County Commissioners of St. Mary's County, setting forth the method of payment of the economic impact fee for Chickasaw Run Subdivision, Section I. Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign said Agreement, seconded by Commissioner Dean. All Commissioners voted in favor.

STATUS OF ECONOMIC IMPACT FEE AGREEMENTS

As had been earlier requested by the County Commissioners, the County Administrator presented the status of subdivisions having economic impact fee agreements as prepared by the Officer of Land Use and Development. All agreements have been recorded, fee are being collected and it appears there are no outstanding problems in the administration of the economic impact fee agreements.

OVERTIME FOR CID DEPUTIES

The County Administrator submitted a request from the State's Attorney's Office dated March 3, on behalf of the deputies in the CID Unit for payment of 59 1/2 hours of overtime.

Commissioner Dean made a motion to approve this overtime request, seconded by Commissioner Jarboe. All Commissioners voted in favor.

NOTIFICATION OF GRANT AWARD  
COMMISSION ON AGING - TITLE IV TRAINING GRANT

The County Administrator presented the Notification of Grant Award for the Commission on Aging Title IV Training Grant in the amount of \$800.

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

SETTLEMENT FOR LOT 54 OF BELVEDERE WOODLAND  
TECH CENTER HOUSE PROJECT NO. 2

The County Administrator presented correspondence and various documents relative to the settlement for Lot 54, Belvedere Woodland, which was purchased by John F. and Owene C. Sobola.

Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign all appropriate documents, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

REQUEST FROM SEVENTH DISTRICT RESCUE SQUAD

The County Administrator presented correspondence from Seventh District Rescue Squad requesting a loan from the County in the amount of \$100,000.

Inasmuch as this is the first request since enabling legislation was adopted, the Commissioners requested the County Administrator to acknowledge receipt of this letter and indicate that the Commissioners will be developing a policy under the legislative authority and will respond to the request in the near future.

PINEY POINT COAST GUARD PROPERTY

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett presented an Application to the Department of Interior by St. Mary's County through the Department of Recreation and Parks for Federal Surplus Property for Public Parks/Recreation Purposes for the transfer of the Piney Point Coast Guard Station property, with attached Agreement and resolution to be adopted by the Board of County Commissioners.

Commissioner Jarboe made a motion to adopt said resolution and authorize Commissioner President McKay to sign all appropriate documents, pending review by the County Attorney, seconded by Commissioner Dean. All Commissioners voted in favor.

LEASE FOR ST. CLEMENTS MUSEUM PROPERTY

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett presented the 25-year lease with the State for the St. Clements Potomac River Museum property for the Commissioners' review and approval. The Commissioners agreed to defer action on this lease until further consideration.

EXECUTIVE SESSION

Present: John Baggett, Director, Recreation and Parks

The Commissioners agreed to meet in Executive Session in order to discuss possible land acquisition. The Session was held from 10:35 a.m. to 11:00 a.m.

PLUMBING BOARD MATTERS

Present: Dan Raley, Chief, Permits and Inspection  
Vernon Saunders, Chairman, Plumbing Board  
B. I. Mattingly, Plumbing Board

SANITARY FACILITIES - Mr. Raley presented a letter to the Commissioners from the Plumbing Board bringing to the Commissioners' attention a problem concerning lack of sanitary facilities at construction sites or within large mutli-lot subdivisions during development. The Commissioners indicated that they would consider this matter and make a decision at an early date.

MASTER PLUMBING LICENSE - Mr. Raley explained that in 1974, the Board of County Commissioners appointed a County Plumbing Board and executed plumbing license procedures. County plumbers were given restricted State Master Certificates allowing them to operate only in St. Mary's County, and requests have been received by plumbers to have this restriction lifted to allow them to operate state-wide. Therefore, Mr. Raley presented a letter for Commissioner McKay's signature to the State Board of Practical Plumbing requesting that the restriction be lifted.

Commissioner Dean made a motion to authorize Commissioner President McKay to sign said letter, seconded by Commissioner Jarboe. Four Commissioners voted in favor with Commissioner Parlett abstaining as he had not had an opportunity to review the letter.

FINAL INSPECTION PERMITS - Mr. Raley advised the Commissioners that the County has allowed individuals to install plumbing in their homes, after obtaining proper permit, however, some procedure is needed to persuade the do-it-yourselfers to obtain their final inspection permit. The Plumbing Board has recommended that these individuals post a \$50 cash bond, which would be fully returnable once final inspection approval is received.

The Commissioners agreed to give consideration to this matter and make a decision at next week's meeting.

NAVAL AIR TEST & EVALUATION MUSEUM

Present: Ward Miller, Economic Development Coordinator  
Robert Gabrelcik, President, Navy Museum  
Valerie VonAllman, Executive Asst. to Bd. of Directors

The above-referenced individuals appeared before the Commissioners to present a request by the Naval Air Test & Evaluation Museum for the remaining \$5,000 of the \$11,000 that had been requested from the FY 77-78 budget. Mrs. VonAllman submitted a letter to the Commissioners setting forth the plans and progress of the Museum and stated that the Board of Directors is preparing an exhibition area for the general public by July 4, 1978, which will serve as the Grand Opening of the Museum. She stated that these funds are needed in order to enable them to carry forward their plans.

The Commissioners agreed to refer this request to the Budget Officer asking him to determine a source of funds and submit a recommendation to the Commissioners.

In addition the Museum representatives requested to be considered in the FY 78-79 Budget in the amount of \$23,000.

In view of the fact that other requests are being received by the County from various tourism attractors, the Commissioners agreed to have the staff (County Administrator, Budget Officer and Ec. Dev. Coord.) compile these requests in a package for the Commissioners' review in a work session.

MR. L. W. BURGESS - REQUEST FOR SPECIAL MEETING  
WATERSIDE DRIVE - BRUBACHER SUBDIVISION

Present: Mr. L. W. Burgess

Mr. Burgess appeared before the Commissioners to inquire from each one whether they would have any objection to allow him to have a meeting on the conditions of the above-referenced matter. Each Commissioner expressed a willingness to grant Mr. Burgess this meeting and suggested that it be held at the site. Mr. Burgess stated he would contact the Commissioners when his main witness returns from Florida to schedule this meeting.

REZONING HEARING CASE NO. 77-126 - JOHN H. AND CLAUDINE NORRIS

Present: Frank Gerred, Director, Land Use and Development  
 Jeff Poley, Zoning/Subdivision Administrator  
 Michael Davis, Attorney for applicant  
 John H. and Claudine Norris, Applicant  
 Michael Harris )  
 Joseph Raley ) proponents  
 Philip Burch )  
 Bernard Morgan )  
 Sarah Moore )  
 Doris Banton ) opponents  
 Pat Godwin )

Application was made by John H. and Claudine Norris to have approximately 42.35 acres located off of Cat Creek, a tributary of the Patuxent River, Sixth Election District rezoned from R-1, Rural Residential, to CM, Commercial Marine.

The complete file and tape of the proceedings is on file in the Office of Land Use and Development.

(Commissioner Millison left the meeting - 2:00 p.m.)

ST. MARY'S CITY SUMMER ARTS FESTIVAL

Present: Charles Hewitt, St. Mary's Creative Arts Forum  
 Burt Kummerow, St. Mary's City Commission  
 John Rushbrook, St. Mary's College  
 Clara Woody, Tri-County  
 Eileen Smith, St. Mary's City Commission  
 Bud Adams, St. Mary's League of Craftsmen  
 Jan Roe, " " " " "  
 Sylvia Briscoe  
 John Baggett, Director, Recreation and Parks

Mr. Kummerow distributed papers explaining the St. Mary's City Summer Arts Festival and the Summer Arts Festival Budget and explained in detail each activity of the festival and a breakdown of its costs. During discussion of the budget Mr. Kummerow explained the various grants, received and anticipated, and requested funding from the County in the amount of \$25,000.

The Commissioners explained that all requests of this nature are going to be assembled in a package by the county staff for the Commissioners' review and the Summer Arts Festival request will be taken under consideration at that time.

ST. MARY'S COUNTY ZONING ORDINANCE - ARTICLE 4.9

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

The Commissioners reviewed the proposed amendments to Article 4.9 of the St. Mary's County Zoning Ordinance and made further amendments which the Commissioners directed the Director of Land Use and Development to incorporate into the Ordinance.

Having conducted a public hearing on the above-referenced Matter, Commissioner Dean made a motion to adopt the amended Article 4.9 of the St. Mary's County Zoning Ordinance, along with the definition of "Lot, Zoning", effective March 9, 1978, seconded by Commissioner Jarboe. All Commissioners voted in favor.

CARE FOR THE ELDERLY TASK FORCE

Present: Dr. Krompholz, State Office on Aging  
 Mrs. MacDonald, " " " "

Dr. Krompholz and Mrs. MacDonald appeared before the Commissioners to explain the study being conducted by the Care for the Elderly Task Force. The study will be two-fold; an inventory of existing services provided for the elderly and a survey of

approximately 700 elderly people in the county to determine their backgrounds, activities, physical and mental health and what services are needed. With regard to the survey, it was explained that there has been difficulty in obtaining a list of the households in St. Mary's County with individuals 65 years of age or older.

In closing, the Commissioners offered to contact the Social Security Office in order to obtain the needed information in order to conduct the survey.

NAMING OF LEXINGTON PARK AND PINEY POINT PARK

Commissioner Millison made a motion to submit to the Recreation and Parks Board the following recommendations for the naming of the above referenced parks for their consideration: Lexington Park - "Jarboesville Park" and the proposed Piney Point park - Phillip H. Dorsey, Jr. Park," seconded by Commissioner Dean. All Commissioners voted in favor.

LETTER TO DEPARTMENT OF HUMAN RESOURCES  
OFFICE NEEDS OF SOCIAL SERVICES DEPARTMENT

Commissioner Jarboe presented a letter for the Commissioners' review to the Department of Human Resources concerning the housing needs of the local Social Services Department. Commissioner McKay signed said letter.

LETTER FROM DAVID FLEISCHAKER  
SAVAGE ADJUDICATORY PROCEEDING

The Commissioners discussed the letter dated March 3, 1978 from David Fleischaker concerning a meeting with Mr. Blanco of EPA on March 20 on the above-referenced matter. The Commissioners requested the County Administrator to contact Jerry McKinney of Tri-County Council to coordinate the meeting with the other two counties.

RESOLUTION NO. 78-23 "NO NEW DEVELOPMENT"

Commissioner Dean made a motion to adopt and sign Resolution No. 78-23 entitled "Interpretation of the Meaning of the Phrase 'No New Development' as it Applies to Article 21 of the St. Mary's County Zoning Ordinance," effective March 8, 1978, seconded by Commissioner Jarboe. Four Commissioners voted in favor with Commissioner McKay voting against stating that he was of the opinion that the referenced Resolution is much too involved to be regarded as a simple meaning of the phrase "no new development."

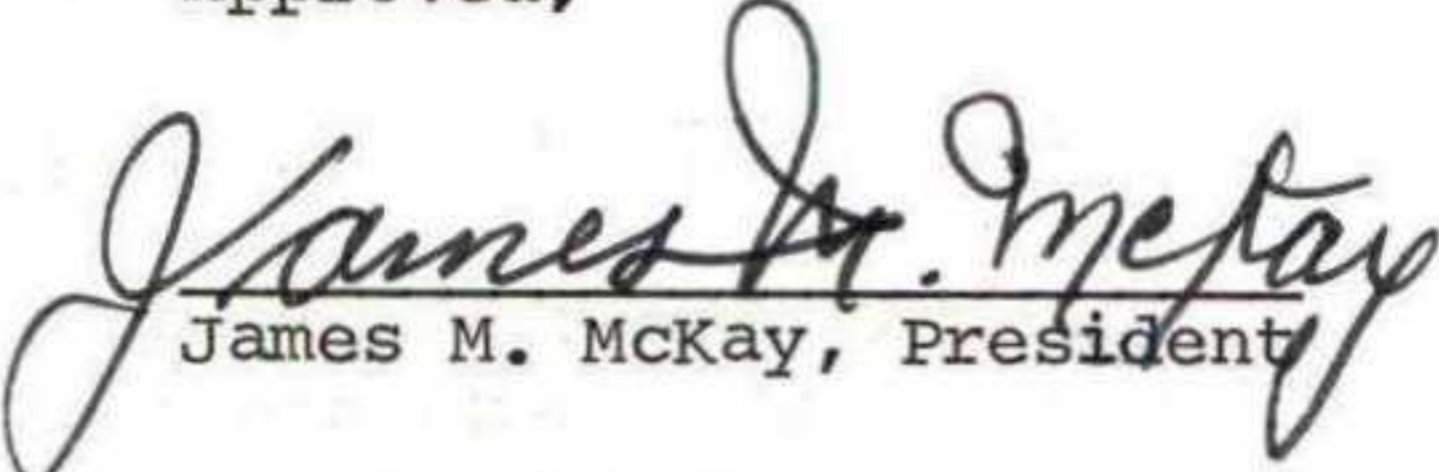
LETTER FROM HEALTH DEPARTMENT  
LEONARDTOWN HEALTH DEPARTMENT BUILDING

With regard to the letter from Dr. Marek of the Health Department indicating a need for assessment of the heating and electrical

system at the Leonardtown Health Department building, the Commissioners requested that this matter be referred to the County Engineer for recommendations.

The meeting adjourned at 4:20 p.m.

Approved,

  
James M. McKay, President