

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, April 12, 1978

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

The meeting was called to order at 9:20 a.m.

READING AND APPROVAL OF MINUTES

The minutes of the meeting of April 5, 1978 were read and corrected. Commissioner Jarboe made a motion to approve the minutes as corrected, seconded by Commissioner Parlett. 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 Jarboe made a motion to approve payment of the bills, as submitted, seconded by Commissioner Parlett. All Commissioners voted in favor.

"DO-IT-YOURSELF" PLUMBERS

Present: Dan Raley, Chief, Permits and Inspection

Mr. Raley, on behalf of the Plumbing Board, presented to the Commissioners proposed notices to be sent to "Do-It-Yourself" Plumbers relative to arranging for final plumbing inspections. After some disagreement as to the importance of forwarding such notices, Commissioner Jarboe made a motion that the notices as proposed be approved, seconded by Commissioner Parlett. Three Commissioners voted in favor, with Commissioners McKay and Millison voting against.

THE OLD MILL - ST. MARY'S COUNTY ART ASSOCIATION

The County Administrator explained that there has been some confusion between the request of the Art Association for the Old Mill and the request of the Crafts Guild for the Christmas Store. To implement the Commissioners prior indication of approval, the County Administrator recommended that the Commissioners approve \$1,050 for operating costs at the Old Mill and authorize the placement of a CETA position as manager/bookkeeper and to rescind the

approval of March 29, 1978 of \$2,000 to the Crafts Guild for the Christmas Country Store since that transaction will be covered in the FY '79 budget.

Commissioner Millison made a motion to accept the County Administrator's recommendation, seconded by Commissioner Jarboe. All Commissioners voted in favor.

ST. MARY'S ROOM

The Commissioners reviewed correspondence from Mr. Briscoe and Mr. Miller of the EDC relative to their office needs and the county appropriated space for the St. Mary's Room. The Commissioners visited the EDC office to review the space allocation and decided to request the St. Mary's Room Planning Committee to prepare a recommendation for the Commissioners to include the nature and contents of the proposed St. Mary's Room and the best site for its location.

CERTIFICATE OF OCCUPANCY - AICUZ ZONE

By memorandum received April 10, 1978 the Director of Land Use and Development requested that the County Commissioners approve the requiring of a Certificate of Occupancy for dwellings located in the AICUZ zones pursuant to provisions of Article 15.10 of the Zoning Ordinance in order that the Office of LUD can assure compliance with the sound attenuation requirements of AICUZ. The Commissioners agreed that further discussion is needed on this matter with Mr. Gerred before a decision is made.

ECONOMIC IMPACT FEE AGREEMENT
FENWICK MANOR, SECTION IV

The County Administrator presented the Economic Impact Fee Agreement by and between Hugh Allston, Jr. and Helen C. Allston and the Board of County Commissioners of St. Mary's County setting forth the method of payment of the Economic Impact Fee for Fenwick Manor, Section IV. Commissioner Parlett made a motion to accept said Economic Impact Fee Agreement, seconded by Commissioner Jarboe. All Commissioners voted in favor.

CLEARINGHOUSE PROJECT NO. 78-CHU-31
STATE-OWNED REAL PROPERTY (CHANGE-IN-USE) (RIGHT-OF-WAY OR EASEMENT)
PROPOSED UTILITY EASEMENT TO SOUTHERN MARYLAND COOPERATIVE INC. THROUGH
ST. MARY'S RIVER STATE PARK.

The County Administrator presented the above-referenced Clearinghouse Project and stated that it had been reviewed by the Director of Land Use and Development and it is recommended that it be forwarded to the State with the comment that it is not

inconsistent with this agency's plans, programs or objectives and that a note be included that the County will have additional opportunity to look at specific details.

The Commissioners gave their concurrence.

CLEARINGHOUSE PROJECT NO. 78-4-857
FAMILY ABUSE PROGRAM

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

The Commissioners gave their concurrence.

BLESSING OF THE FLEET

The Commissioners reviewed correspondence from the Publicity Chairman of the annual Blessing of the Fleet requesting the county's assistance by way of equipment and labor for the event as had been done in the past. Commissioner Parlett made a motion to grant this request, seconded by Commissioner Jarboe. All Commissioners voted in favor.

PERMANENT STATUS

By memorandum dated April 12, the Personnel Officer advised that the following two individuals have satisfactorily completed their probationary periods and it is recommended by their supervisors that they be given permanent status:

Melva D. Abell, Clerk Stenographer in the Commission on Aging Office;

Claudia T. Phillips, Permits Clerk in the Office of Land Use and Development.

Commissioner Jarboe made a motion to approve the permanent status of the above individuals effective April 30, 1978, seconded by Commissioner Millison. All Commissioners voted in favor.

VACANCY IN SHERIFF'S DEPARTMENT

By memorandum dated April 12, 1978, the Personnel Officer requested authority to fill the vacant Patrolman First Class position with the Sheriff's Department (Grade 11-0) as a promotional opportunity and then to fill the resulting Patrolman vacancy (Grade 10-0).

Commissioner Dean made a motion to grant this authority, seconded by Commissioner Parlett. Four Commissioners voted in favor with Commissioner McKay abstaining.

NAMING OF PARKS

By correspondence dated March 31, 1978, the Director of Recreation and Parks advised the Commissioners that it was the recommendation of the Recreation and Parks Board to name the recently constructed park behind Lexington Park Elementary School "Jarboesville Park" and the Seventh District Park "Seventh District Community Park."

Commissioner Dean made a motion to accept the recommendation of the Recreation and Parks Board, seconded by Commissioner Parlett. All Commissioners voted in favor.

PLANNING GRANT PREAPPLICATION

The County Administrator presented for Commissioner approval a Planning Grant Preapplication in the amount of \$40,000, to be submitted to Department of State Planning, to accomplish various planning activities for the County.

After some discussion, Commissioner Jarboe made a motion to forward the preapplication, seconded by Commissioner Dean. Four Commissioners voted in favor, with Commissioner Millison voting against.

PART-TIME EMPLOYEE - HEALTH DEPARTMENT

Present: Walter Raum, Director, Environmental Hygiene

Mr. Raum appeared before the Commissioners to request that funds in the amount of \$4,000 that had been budgeted for FY '79 for environmental purposes to the Health Department be used to employ Walter Miles on a part-time basis to do water samplings around possible spray irrigation sites. The Commissioners gave their concurrence.

"WELCOME TO PATUXENT RIVER" MOVIE

Present: Al Bingman, Public Works, NAS
Robert M. Russell, Public Works, NAS
John Thomas, Naval Photographic Center
Nick Smith, Chamber of Commerce

At this time, representatives of the Naval Air Station presented a film that will be shown to the F-18 Squadron and their families who will be coming to the Patuxent River Naval Air Station.

HAYDEN SUBDIVISION

Present: John Norris, County Engineer
Tommy Hayden

The County Engineer appeared with Mr. Hayden to discuss with the Commissioners the resolution of certain problems connected with outstanding bond relative to Hayden Subdivision, off of Clarks Landing Road, Sixth Election District.

After an explanation of related problems, the County Engineer recommended that since the three affected property owners were in agreement that the road not be completed and not become a public road, the County Attorney be requested to draw up the necessary documents to be signed by the property owners and the County Commissioners.

The Commissioners gave their concurrence to this course of action.

TELEPHONE HOOKUP

Commissioner Parlett advised the Commissioners that he felt that in about two weeks he would no longer need the telephone hookup system that was installed during his illness; however, in order to save installation costs, the County may be interested in keeping the system for their use in talking to various department heads or county attorney. It was agreed to leave the system and review the need again after 90 days.

ST. CATHERINE'S SUBDIVISION

Present: John Norris, County Engineer
John Wise, Developer

Mr. Norris appeared with Mr. Wise to discuss the road bonding problems relative to Joyce Lane in St. Catherine's Subdivision, Seventh Election District, and the various alternatives for solutions. The road in question is approximately 1,000 feet in length and serves three homes.

After discussion, the Commissioners agreed that the County Engineer develop cost estimates to surface treat this road for approximately 1,000 feet at a reduced width to 18 feet as opposed to what the developer had been required to do in 1967, after which time Mr. Wise would turn the cost to complete the road and the road over to the County and the County would be responsible for maintenance.

(Commissioner Millison left the meeting - 1:15 p.m.)

EXTENSION OF TIME FOR ASSIGNMENT OF FUNDS

Present: John Norris, County Engineer

The County Engineer presented an Agreement by and between Mercantile Mortgage Corporation and the Board of County Commissioners of St. Mary's County granting an extension of Assignment of funds from April 21, 1978 to June 30, 1978 for Land O' Lakes Subdivision, Section IIA and IIB.

Commissioner Dean made a motion to accept said Agreement and authorize Commissioner President McKay to sign same, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

RIGHT-OF-WAY DEED (LARREDORE ROAD)

Present: John Norris, County Engineer

The County Engineer presented a Deed dated April 6, 1978 by and between Charles F. Foster and Helen L. Foster and Charles R. Foster and Virginia R. Foster and the Board of County Commissioners of St. Mary's County for certain land necessary for the reconstruction of Larredore Road.

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

PATUXENT PARK (CONCRETE IMPROVEMENTS)
PROJECT NO. SM 78-1-6

Present: John Norris, County Engineer

The County solicited proposals on two occasions for bids to repair sidewalks in Patuxent Park Subdivision. Because the County Engineer felt the bids were high, he obtained proposals from other firms to do the same work with the County acting as general contractor. However, the firms are unable to obtain bonding as required by state law. Therefore, even though the savings of approximately \$8,000 will not be realized, the County Engineer recommended that the Commissioners accept the bid from Dean Construction Company (low bidder) for Items 601 and 602 or the bid from Avino Construction Company if Dean Construction Co. no longer desires to perform the work.

The Commissioners gave their concurrence.

COMMUNITY COLLEGE ADVISORY COMMITTEE (FINAL REPORT)

Present: Ed Cole, Co-Chairman
 John Wissler, Co-Chairman
 Dr. Robert King
 Dr. J. N. Carsey
 John G. Fletcher
 John F. Slade
 E. Leslie Shaw
 Mrs. Mary Lillian Hewitt

The above members of the Community College Advisory Committee, appointed by the Commissioners in December 1977 to assess the need for postsecondary educational opportunities for residents in St. Mary's County, presented the Committee's final report to the Commissioners. The report contains six options for fulfilling this need, with Option No. Six (Satellite Center) being the unanimous recommendation of the Committee. It was recommended that the St. Mary's County Commissioners contract with Charles County Community College to operate a satellite center in St. Mary's County in fiscal year 1979.

Discussion ensued about numbers of students, costs, location and when to start the program.

Later in the day the Commissioners indicated concurrence with the Community College Advisory Committee by directing that the amount recommended by the Committee (\$150,000) be designated in the FY '79 budget for a community college.

JAIL INVESTIGATION STUDY COMMITTEE

Commissioner Jarboe presented a paper regarding the jail facilities in the County and recommended the appointment of a task force to investigate this matter. After discussion, Commissioner Jarboe made a motion, seconded by Commissioner Dean to establish a task force on jail administration and that it be composed of seven members as follows:

1. Sheriff
2. Judge Sterling
3. Juvenile Master
4. County Administrator
5. President of Bar Association or designee
6. County Health Officer
7. Citizen at Large (Frank Gorley)

All Commissioners present voted in favor. The County Administrator was requested to coordinate setting up the task force.

OVERTIME FOR DEPUTIES

After thorough discussion of the Sheriff's request for payment of overtime for deputies in his department for a 28 day period in February totalling \$1106.86, Commissioner Jarboe made a motion to approve payment of the \$1106.86, and to establish a policy of a maximum of \$6,000 a year for overtime for FY '79 based on \$500 per month, and further to approve an allocation of \$1500 for overtime for April, May and June, seconded by Commissioner Dean. All Commissioners present voted in favor.

SPECIAL TAXING DISTRICT - ROADS

The Commissioners discussed legislation which enables the County to fund the re-construction and repair of private roads at the request of property owners by means of establishing a special taxing district of those benefiting from the road improvements. The Commissioners directed the staff to prepare a list of citizens groups thus far indicating interest in participating in the special taxing district program for roads and to develop a cost estimate for each project.

1978 NATIONAL ELECTRICAL CODE

In response to a written request dated March 17, 1978 from the Board of Electrical Examiners of St. Mary's County, Commissioner Dean made a motion to indicate to the Board that they have the authority to adopt the 1978 National Electrical Code and any subsequent revisions that they deem appropriate, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

REVIEW OF BUDGETARY ITEMS

Present: Joseph O'Dell, Budget Officer

In conjunction with various budgetary questions raised by the Commissioners at their budget review session on the evening of April 10, the Budget Officer presented various clarifying points, which the Commissioners requested be incorporated into the preliminary budget document that they will be reviewed at the meeting of April 19.

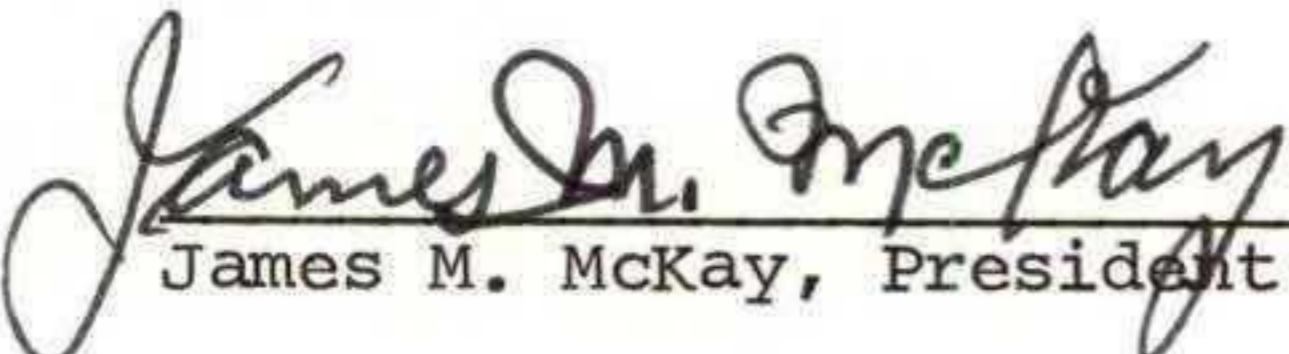
PROPOSED RESOLUTION

REQUIREMENT OF SANITARY FACILITIES AT CONSTRUCTION SITES

The Commissioners agreed to schedule a public hearing on the above-referenced proposed resolution, after review of the document by the County Attorney to determine the County's authority in this matter.

The meeting adjourned at 4:15 p.m.

Approved,


James M. McKay, President