

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, November 25, 1980

Present: Commissioner George R. Aud, President
Commissioner Larry Millison, Vice-President
Commissioner Ford L. Dean
Commissioner Richard D. Arnold
Commissioner David F. Sayre
Edward V. Cox, County Administrator
Margaret Nelson, Recording Secretary

TRI-COUNTY COUNCIL SEMINAR

On December 11, 1980 a Seminar is scheduled by the Tri-County Council, including a work session, at the Chesapeake Country Club in Lusby. Commissioners Millison, Arnold and Dean will attend the work session, lunch and dinner; Commissioner Aud will attend afternoon work session and dinner; Commissioner Sayre will not attend the Seminar.

BUDGET AMENDMENT

NO. 81-24 - OFFICE ON AGING

The County Administrator presented the referenced Budget Amendment for the Commissioners' review and approval. The Budget Officer was asked to explain to the Board the need for the Reserve for Contingency transfer of \$16,301. Commissioner Dean moved, seconded by Commissioner Arnold to approve the Change Order to increase Account No. 1537 - Various (see change order) \$79,323; decrease Account No. 1537-2981 (Operating Expense Undistributed) \$63,021 and 2610-26912 (Reserve for Contingency) \$16,301. Motion was approved and carried.

CLEARINGHOUSE PROJECTS

Cooperative Watershed Program - No. 81-11-377; County Administrator recommended forwarding as not being inconsistent with agency's plans.

Self-Help Rehabilitation Technical Assistance Grant - 81-10-283; County Administrator recommended forwarding as not being inconsistent with agency's plans.

HAZARDOUS WASTE

Present: Frank Gerred, Director, Planning & Zoning

Mr. Gerred informed the Board that an Ordinance is being prepared by County Attorney Ernie Bell.

Commissioner Millison requested the following statement be added to the draft of the Ordinance. "It shall be unlawful to import hazardous waste." Commissioner Millison questioned if the County was being grandfathered under the laws as they exist. He added that we need a County Ordinance and a State Bill regarding the hazardous waste transfer.

CORRESPONDENCE FORWARDED FROM THE COMMISSIONERS

Governor Harry Hughes - requesting appointment to the Potomac River Fisheries Commission of a waterman from Maryland giving more direct representation.

Mr. Robert M. Norris, Jr., Potomac River Fisheries Commission - Oyster harvesting - request that in the Cornfield Harbor area, the Maryland standard for attached spat be used.

Mr. James Forrest - Board of Education - Request to transmit surplus of \$261,005 in current expense funds to the county; and explanation for overexpenditure of budget authority of \$242,379.

St. Mary's County Chamber of Commerce

The County Administrator informed the Board that via Mr. Alfred Mattingly, Chamber of Commerce liaison with the Commissioners, they have been invited to breakfast with the Chamber at Hill's Club and a tour of their new facilities afterward. All Commissioners approved the date of December 16, 1980 to attend.

FAIRGROUNDS TASK FORCE

The County Administrator presented to the Board the Lease Agreement as approved by the Fairgrounds Task Force.

The County Administrator was asked by the Board to send the Agreement to the Fair Board for their review and approval or disapproval before the Commissioners' decision.

REQUEST FOR NEW POSITION/COMMISSION ON AGING

The County Administrator presented a request by the Senior Services Coordinator to the Commissioners for a new position funded through the unexpended balance of \$8,000 plus \$3,000 from Title III-B.

The County Commissioners decided that the funds would be used for a direct service and not for a new position.

The Budget Officer recommended that the monies be used for the original purpose of purchasing a vehicle.

It was decided to withhold a decision on the disposition of the funds until a later date.

DEED OF RESOLUTION/HOLLYWOOD SHORES

Present: John Norris, County Engineer

Mr. Norris presented the Resolution to the Board of County Commissioners requesting allowing the streets in Hollywood Shores to be maintained by the County highway system.

Mr. Arnold moved, seconded by Mr. Dean that all Commissioners accept the deed to put the streets in Hollywood Shores as referred to in the Deed of Resolution, in the County Highway system. Motion approved and carried.

RIGHT-OF-WAY - BERNARD A. NORRIS

After a brief discussion, the right-of-way was denied Mr. Norris.

DISTRICT COURT RENOVATIONS

Present: John Norris, County Engineer

The County Engineer brought to the attention of the Board of the District Court renovation program and informed them that the County would be expected to pay one-half of the costs which included the mechanical and electrical work; GSA would also pay one-half of the costs for the renovations.

HEAT - LEXINGTON PARK LIBRARY

Commissioner Millison requested the County Administrator check into complaints received concerning the heating situation at the Lexington Park Library. The County Administrator stated he had checked into the problem and thought it had been resolved, but would check again.

LEGISLATIVE PACKAGE PROPOSALS

The County Administrator presented the legislative proposals to the Board and the County Commissioners agreed the bills should be put in the following three categories:

No. 1- Those bills being presented to the legislature for prefiling which are:

- I. - ECONOMIC DEVELOPMENT COMMISSION (Staff Pensions)
- II. - INCREASED LIMIT FOR COMPETITIVE BIDDING
- III. - TREASURER'S OFFICE IN COURTHOUSE
- XIII. - ALCOHOLIC BEVERAGE BOARD (License Renewal Time)
- XIV. - PROHIBITING SALE OF DRUG PARAPHENALIA
- XVI. - MOBILE HOME LICENSES
- XVII. - OFFICE OF PLANNING & ZONING (Name Correction)
- XVIII. - REPEAL COUNTY INSPECTOR PROVISIONS
- XX. - TRANSFER OF TAXICAB INSPECTION DUTIES

LEGISLATIVE PACKAGE PROPOSALS (Con't)

- XXII. - BUILDING PERMIT FEES
- XXIII. - CERTIFICATE OF USE AND OCCUPANCY ISSUANCE
- XXIV. - CONSTRUCTION COMMENCEMENT DEADLINE

Category No. 1

- XXV. - EXTENSION OF BUILDING PERMITS
- XXVII. - BOARD OF ELECTRICAL EXAMINERS (Maintenance of Records)
- XXX. - COUNTY CAPITAL BOND PROGRAM
- XXXIV. - CONTROL OF TRANSFER OF HAZARDOUS WASTE
- XXXVI. - MUNICIPAL PENALTY FOR ZONING INFRACTION (Should not be criminal)
- XLI. - FEMALE DOGS IN HEAT

No. 2 - Those bills being forwarded with no comment from the County Commissioners:

- VII. - METROPOLITAN COMMISSION (Water/Sewer Line Connections)
- VIII. - METROPOLITAN COMMISSION (Notice Requirements)
- IX. - CONTROL OF PUBLIC DRINKING
- XI. - ENFORCEMENT OF ALCOHOLIC BEVERAGE PROVISION
- XII. - GAMING DEVICES FOR FUND-RAISING PURPOSES
- XXIX. - EQUALIZATION OF SALARIES FOR GRANT EMPLOYEES
- XXXVII. - REGULATING TRADERS OF GOLD & SILVER - STATEWIDE
- XXXX. - "BINGO IN ST. MARY'S COUNTY"

No. 3 - Those bills requiring more attention:

- IV. - COUNTY COMMISSIONERS' SALARIES
- V. - COUNTY TREASURER'S SALARY
- VI. - SHERIFF'S SALARY
- X. - AUTHORITY OF STATE'S ATTORNEY'S INVESTIGATOR
- XV. - TRAILER TAX (Method of Payment)
- XIX. - REPEAL FENCE REQUIREMENT
- XXI. - TRANSFER OF ISSUANCE OF SCAVANGER LICENSES
- XXVI. - BUILDING CONSTRUCTION
- XVIII. - BOARD OF ELECTRICAL EXAMINERS (Master Electrician Requirements)
- XXI. - RECREATION AND PARKS (Control of Behavior in Parks)
- XXXII. - SHERIFF'S DEPUTIES (Retirement System)
- XXXIII. - COMPENSATION FOR LIVESTOCK KILLED BY DOGS
- XXXV. - ELECTED BOARD OF EDUCATION
- XXXIX. - STATE'S ATTORNEY'S SALARY
- XLII. - SALE OR TRANSFER OF LOTS IN UNAPPROVED SUBDIVISIONS.

CRIME LAB - SHERIFF'S DEPARTMENT

Present: Joseph P. O'Dell, Budget Officer

The Budget Officer presented to the Board of County Commissioners the request from the Sheriff's Department for the purchase of a Crime Lab. He explained that due to the purchase of nine vehicles, a deficit of \$9,133 has been created. In order to purchase the Crime Lab during this fiscal year budget, that overexpenditure would have to be resolved.

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The Budget Officer recommended that the Crime Lab purchase be deferred until the FY 82 budget.

The County Administrator was requested to forward correspondence to the Sheriff's Department regarding the above related decisions.

EXECUTIVE SESSION

APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Dean moved, seconded by Commissioner Arnold to convene Executive Session in order to consider personnel (appointments to Boards, Committees and Commissions.) Executive Session was held from 11:50 a.m. to 1:10 p.m.

PUBLIC HEARING

AGRICULTURAL LAND PRESERVATION DISTRICT

ALPD # 80-1624: JOHN W. CLABAUGH, JR.

ALPD # 80-2520: BERNARD I. JOHNSON

ALPD # 80-1948: CAROL K. WATHEN

Present: Frank Gerred, Director, Planning and Zoning
Richard Polk, Enterprise Reporter
Trilla Ramage, Beacon Reporter
Anita Meredith, Recording Secretary

The Commissioners conducted a Public Hearing to establish Agricultural Preservation Districts off Maryland Rt. 245, south Rt. 235 in the 3rd and 6th Election Districts, Tax Map 26, Block 21, Parcel 121, containing approximately 330 acres; on Bushwood Wharf Road, approximately ¼ mile east of Maryland Rt. 239, 7th Election District, Tax Map 38, Block 3, Parcel 2, containing approximately 220 acres; of Wathen Road in the 3rd Election District on Tax Map 31, Block 24, Parcel 15, containing approximately 150 acres.

The Commissioners concurred, that following the staff's preparation of the appropriate resolution, the Board would make a recommendation to approve the requests and sign the needed documentation.

ST. MARY'S COUNTY WATERMEN'S ASSOCIATION

Present: Robert T. Brown, President

On behalf of the Watermen's Association, Mr. Brown asked the Board of County Commissioners' assistance in having the oyster bed area of Jones Shore policed. He stated that clammers have been observed in that area and to date the watermen have not been given the assistance requested of the Marine Police to make the oyster bed areas off limits to the clammers.

The County Administrator agreed to forward correspondence to the appropriate parties regarding the situation.

BOARD OF EDUCATION - CAPITAL IMPROVEMENT PROGRAM FY 82-FY 87

Present: James Ogden, Acting Superintendent of Schools
Henry Kanowicz, Asst. Sup. of Business
James Forrest, President, Board
James Raley

The Board of Education Capital Improvement Program for FY 82 to FY 87 was presented to the Board of County Commissioners for review and suggestions. Mr. Raley indicated that a response was necessary from the Commissioners prior to January 1, 1981. He was assured the response would be forwarded to the Board of Education by the middle of December, 1980.

ALCOHOL FUEL PROGRAM

Present: Henry Leskinen

Mr. Leskinen presented a report on the progress of the Alcohol Fuel Program to the Board of County Commissioners and informed them of the symposium scheduled at Leonardtown High School on January 17, 1981.

Mr. Leskinen was commended on the progress of the program. Commissioner Millison requested that local citizens be included in the invitations to witness the progress made.

The County Commissioners approved Mr. Leskinen's tentative report, as presented.

RENOVATION OF BUILDING NO. 2

Present: Joseph Mitchell, Housing Coordinator
Robin Guyther, Block Grant Coordinator

Mr. Mitchell presented to the Board of County Commissioners the update on the renovation of Building No. 2. He stated that approval to proceed had been received from HUD. The Board was also informed of a wage differential that has occurred due to the Davis Bacon Wage Requirements that could result in a \$25,000 adjustment.

Mr. Mitchell was instructed to proceed with the project. Should there be a wage differential adjustment, the county would solicit the support of our elected State/Federal officials for monetary assistance.

PINE HILL RUN SEWAGE TREATMENT PLANT

Present: Joseph Gough, Planning Commission
J. Frank Raley, Planning Commission
Mike Marlay, Metropolitan Commission
Mr. Mander, Metropolitan Commission
Steve King, Metropolitan Commission
Walter Raum, Environmental Health

Commissioner Dean presented the meeting to the Board as a work session.

A lengthy discussion ensued regarding the possibility of having to borrow from the Navy and/or State more capacity for County use until the time the County's Equivalent Dwelling Units (EDU's) are increased.

Dean
Commissioner presented a "Statement of the Issues Surrounding Available Capacity of the Pine Hill Run Sewage Treatment Plan" with three attachments. No. 1 Attachment - Subdivision/Development with Record Plat/Site Plan and Public Works Agreement of Formal Agreement with Metropolitan Commission; No. 2 Attachment - Approved Lot or Parcel Not Connected to Sewer, but Paying Benefit Assessment Charge; No. 3 Attachment - Contemplated or Proposed Subdivision/Developments, No Record Plat or Finalized Public Works Agreements.

The Statement and Attachments were referred to throughout the work session. In conclusion, Commissioner Dean moved, seconded by Commissioner Arnold that the Commissioners adopt interim policy until such time a more formal allocation policy be promulgated and adopted, no more than ten (10) EDU's be issued to any person on Attachment Nos. 1 and 2. Motion carried.

VOUCHER APPROVAL

Commissioner Millison moved, seconded by Commissioner Arnold to approve all bills submitted for payment through the county voucher system. Motion carried.

COUNTY PROPERTY INSURANCE

Present: B. Harris Sterling, Director of Finance

The Director of Finance presented to the Board for discussion and approval the increase by the Continental Insurance Company, the increase of 15% updating county property to the inflation value.

It was agreed by the Board to table the discussion until more research can be done.

WATERSHED DIRECTIONAL SIGN

Commissioner Millison requested that a directional sign be placed indicating the location of the St. Mary's Watershed area.

BUDGETARY INFORMATION

Present: Joseph P. O'Dell, Budget Officer

The Budget Officer informed the Board of anticipated revenue levels and necessary curtailment of costs for developing the FY 82 budget. He stated that a letter for Board approval for inclusion in the budgetary package would be presented next week; material concerning the target amounts being forwarded also.

It was agreed by the Board that the Board of Education would be invited to attend a Commissioners' meeting when their target amount is set.

The meeting adjourned at 5:00 p.m.

Approved,



George R. Aud
President