

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, May 19, 1981

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

(Commissioner Sayre was not present at the opening of the meeting.)

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

APPROVAL OF BILLS

Commissioner Millison moved, seconded by Commissioner Dean, to approve payment of the bills as submitted by the Director of Finance. All Commissioners voted in favor.

EXECUTIVE SESSION

Present: Neal Myerberg, State's Attorney
Richard Vorhaar, Sheriff's Deputy
John Rhodes, Sheriff's Deputy

The Commissioners agreed to meet in Executive Session in order to discuss a matter of personnel. The Session was held from 9:25 a.m. to 10:10 a.m.

CARVER ANNEX BUILDING

The County Administrator reviewed with the Commissioners the request by two individuals, Mr. Williams and Mrs. Nolan, regarding use of the Carver Annex Building for a clothes manufacturing business. He stated that as directed, the County Attorney, Director of Planning and Zoning and County Engineer were requested to review this matter. The County Engineer has advised that a structural analysis needs to be made of the building; the Director of Planning and Zoning has reported on the area's zoning.

Commissioner Millison suggested that the Director of Planning and Zoning work with these people in order to try to obtain a MIDFA Loan.

After discussion, the Commissioners agreed to assemble all the available information and table any decision until next week's meeting.

HOUSE BILL 1221 - PRECIOUS METALS AND GEM DEALERS

The County Administrator advised that House Bill 1221 was passed by the General Assembly and it is requested that the Commissioners appoint the chief police agency to administer and supervise this program. He stated that it has been recommended that the Sheriff's Office be so designated. The Commissioners gave their concurrence and directed that the County Administrator prepare the appropriate Resolution.

RESOLUTION NO. 81-47
TEXT CHANGES TO THE ZONING ORDINANCE
YARD REQUIREMENTS, ETC.

Commissioner Dean moved, seconded by Commissioner Aud, to approve and sign Resolution No. 81-47, Yard Requirements, Etc. All Commissioners voted in favor.

ZONING AMENDMENT RESOLUTION NO. Z-81-09
LEONARD S. FULCHER
ZONE #80-2651

Commissioner Aud moved, seconded by Commissioner Arnold, to approve and sign Zoning Amendment Resolution No. Z-81-09 approving the rezoning of Lots 500-1 through 500-5 in Hermanville Estates form AR, Agricultural Residential, to C-1, Commercial. Three Commissioners voted in favor with Commissioner Dean voting against. Motion carried.

REQUEST TO FILL FISCAL CLERK I POSITION
OFFICE ON AGING

The County Administrator presented a memorandum dated May 15, 1981 from the Personnel Officer requesting approval to fill the Fiscal Clerk I, Grade 6, position which was vacated by the promotion of June Long to Programs Director.

Commissioner Dean moved, seconded by Commissioner Arnold, to authorize the filling of Fiscal Clerk I position in the Office on Aging. All Commissioners voted in favor.

LEXINGTON PARK STORM DRAINAGE SYSTEM
PROJECT NO. SM 81-1-2
STATE AID GRANT #037-0332

The County Administrator presented a memorandum dated May 7, 1981 from the County Engineer to the Budget Officer advising that St. Mary's County is a recipient of a grant from Small Urban Area funds to design the Lexington Park Storm Drainage System and related work with a fund ratio of 75% federal/25% county. The grant is estimated to be in the amount of \$16,000 and requires approval by the County Commissioners. Receipt of this grant will reduce the County's expenditures in the amount of \$9,506.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve acceptance of the referenced Grant. Three Commissioners voted in favor, with Commissioner Millison abstaining.

CLEARINGHOUSE PROJECT NO. 81-5-877
TRI-COUNTY COMMUNITY ACTION PROGRAMS 81-82

The County Administrator presented the 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, programs, or objectives.

The Commissioners gave their concurrence.

CLEARINGHOUSE PROJECT NO. 81-5-846
DEPARTMENT OF NATURAL RESOURCES
FOURTH YEAR IMPLEMENTATION GRANT AND COASTAL ZONE MANAGEMENT PROGRAM

The County Administrator presented the 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, programs or objectives with attached comments from the Office of Planning and Zoning. The Commissioners gave their concurrence.

WALDEN COUNSELING CENTER
PROJECT NO. 81-4-11 - SIDEWALK CONSTRUCTION

Present: John Norris, County Engineer

The County Engineer submitted proposals for the referenced project and recommended awarding the contract to the lowest bidder, Gatton Concrete, in the amount of \$2,485. Commissioner Arnold moved, seconded by Commissioner Dean, to accept the County Engineer's recommendation. All Commissioners voted in favor.

NURSING HOME DRAINAGE PROBLEM
COUNTY'S MAINTENANCE FUNCTION

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners of the drainage problem at the Nursing Home in that storm water between the two buildings is coming through the walls into the boiler room.

Later in the day, the Commissioners rediscussed the maintenance function should be consolidated in the Office of the County Engineer. The County Administrator was directed to speak with the Director of the Department of Purchasing and Logistics and the County Engineer to effect a smooth transition. The County Engineer should be requested to review the drainage problem at the Nursing Home and resolve the problem in the best manner.

GRASS CUTTING - RECREATIONAL FACILITIES

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett presented an overview of the grass cutting and recreational facilities maintenance which has been placed under his supervision and explained the many sites scattered throughout the County and the required scheduling of personnel and equipment to accomplish the duties and responsibilities now assigned to him under the County's consolidation of grass cutting and recreation facilities maintenance under his department.

After discussion, the Commissioners agreed that all related equipment should be transferred to the Department of Recreation and Parks from the Office of County Engineer and that the Department of Recreation and Parks would be responsible for all the grass cutting obligations.

After Mr. Baggett's presentation, the Commissioners commended Mr. Baggett and his department for doing a good job.

AREA AGENCY ON AGING PLAN

Present: Billye McGaharn, Senior Services Coordinator

As a follow up to last week's presentation, Mrs. McGaharn appeared before the Commissioners with the referenced Grant Application which she stated that she had made several amendments to the Affirmative Action Agreement, the Organizational Chart, and proposed staffing.

After discussion, Commissioner Dean moved, seconded by Commissioner Arnold, to approve the submittal of the Office on Aging's Area Agency Plan subject to the following understandings:

1. Revenues - The revenues cited in the Plan are \$55,145 short of estimates provided by the Senior Service Coordinator in the County's FY '82 Budget.
2. If supplemental funds are not forthcoming from the State of Maryland, the budget authority given to the Office on Aging will be reduced on the basis of each one dollar lost in federal/state aid, a corresponding budgetary reduction of \$1.28 in budget authority.
3. That the salary levels of any position in the Office on Aging must go through the County's reclassification process.

Commissioner Dean further moved to authorize the President of the Board to sign the referenced Grant Application. All Commissioners present voted in favor.

100/200 DAY SICK LEAVE CLUB

Present: Gerda Manson, Personnel Officer

The Commissioners presented Certificates to the following employees who have accumulated 200 days of sick leave: Tom Oliver and Norman Pilkerton.

In addition, the Commissioners presented Certificates to the following employees who have accumulated 100 days of sick leave: Howard Adams, Edward Cox, Walter Downs and Jay McGrath.

TAXPAYERS' ASSOCIATION

Present: Representatives of Republican Central Committee
Representatives of Republican Women's Club
Representatives of Taxpayers' Association
(Claude Jarboe, Spokesman)

Taxpayers' Association representatives requested that the Commissioners reduce the property tax rate in St. Mary's County to the Constant Tax Yield Rate of \$1.87, or if that is impossible to at least maintain the present tax rate of \$1.99. Other issues discussed were expanding the economic base of the County by attracting industry, and the temporary contractual position established in the Board of Election Supervisors' Office. The Commissioners thanked the citizens for their interest and presentation.

Commissioner Sayre entered the meeting at 1:00 p.m.

BOARD OF EDUCATION
FY '82 BUDGET REVIEW

Present: Dr. Larry Lorton, Superintendent of Schools
James Forrest, President, Board of Education
John McFadden, Member, Board of Education
Joseph P. O'Dell, Budget Officer

The referenced representatives of the Public Schools and Board of Education appeared before the Commissioners to present the revised FY '82 Budget of the Board of Education as requested by the Commissioners in correspondence dated April 21. Dr. Lorton indicated that the package included the arbitrator's decision concerning the previous impasse agreement; namely, the 6% cost-of-living increase and additional fringe benefit improvements. Commissioner Dean inquired concerning whether or not the plan retained the current student/teacher ratio to which Dr. Lorton responded in the affirmative.

In conclusion, the Commissioners commended Dr. Lorton, the Public School Staff and the Board of Education on the preparation of the amended budget.

FY '82 BUDGET REVIEW

Present: Joseph P. O'Dell, Budget Officer

Mr. O'Dell reviewed with the Commissioners his recommended changes to the FY '82 Budget based on the Commissioners comments on the Recommended Budget. The Commissioners expressed their concurrence with the recommended changes with the exception of the \$16,500 to fund the Assistant State's Attorney's position (Page 32 - Line 20) and requested that it be placed in the Economic Development Commission category for discussion at a later time with regard to the Economic Development Coordinator position.

With regard to the Surface Treatment Program, Commissioner Dean moved, seconded by Commissioner Arnold, to authorize the County Engineer to use the \$350,000 from the Surface Treatment Program prior to the end of this fiscal year. All Commissioners voted in favor.

Relative to the School Bus Contractors' additional funding (.01¢ additional per mile and \$217.00 per bus) for FY '82, Mr. O'Dell advised that he would contact the Board of Education as to source of funding.

In conclusion, the Commissioners directed the Budget Officer to prepare the FY '82 Budget in final form for consideration of approval at next week's meeting.

METROPOLITAN COMMISSION
PINE HILL RUN FACILITIES PLAN

Present: Mike Marlay, Director, Metropolitan Commission
Steve King, Metropolitan Commission
Harry Knight, Metropolitan Commission
Benjamin Beavin, Beavin Co., Engineers
Tom Dallapalu, Beavin Company
Frank Gerred, Director, Office of Planning and Zoning
Robert T. Brown, President, Watermen's Association
Harry and Virginia Huseman

The referenced representatives of the Metropolitan Commission appeared before the Commissioners to review the current status of the Pine Hill Run Facilities Plan which has been submitted to the Office of Environmental Protection and to advise the Commissioners of what changes have been made. Mr. Marlay advised that the Metropolitan Commission has been working on the Plan since 1976 and there have been delays because of various requirement changes:

1. Updated population projections;
2. Discharge Standards
3. Mini-facilities plans (Greenview Knolls, Great Mills, and Evergreen Park, etc.)

He further stated that because of the delays the cost has increased from \$4,000,000 to \$8,000,000 and it is important that they meet the October 1, 1981 deadline for submission to the Office of Environmental Programs in that there is reason to believe that the federal government will cut back on the amount of their grant for this project after that date.

At this point Mr. Dellapalu reviewed the various alternate routes of the discharge. He stated that discharge into the bay, as well as into the mouth of Pine Hill Run, was evaluated. Discharge into the Run would require tertiary treatment and discharge into the Bay would require secondary treatment.

Mr. Brown, representing the Watermen's Association expressed concern over the location of the pipeline into the Bay and requested that it be placed far enough from the oyster bars and clamming area - about 50 feet.

After some discussion, Commissioner Dean summarized the points made and stated that it appeared to be the general consensus of all present that the best location for the outfall would be into the Bay inasmuch as this would open up approximately 235 acres of oyster and clam areas at the mouth of Pine Hill Run which where the current outfall is located.

In conclusion, Mr. Marlay advised that a public hearing on the Plan has been scheduled for June 15, 1981, 7:30 p.m. at Frank Knox Elementary School, after which time the comments from that hearing and from today's meeting will be included in a report to Environmental Protection Agency and the Department of Environmental Health.

REQUEST FOR INITIATION OF PROSECUTION
CASE NO. 81-0688

Present: Frank Gerred, Director, Office of Planning and Zoning

Mr. Gerred appeared before the Commissioners to request authorization for the County Attorney to begin prosecution in the referenced case in that this individual has three dwelling units on one lot with no permits at all from the County.

The Commissioners gave their concurrence.

MARYLAND CERTIFIED COUNTIES PROGRAM (MCCP)

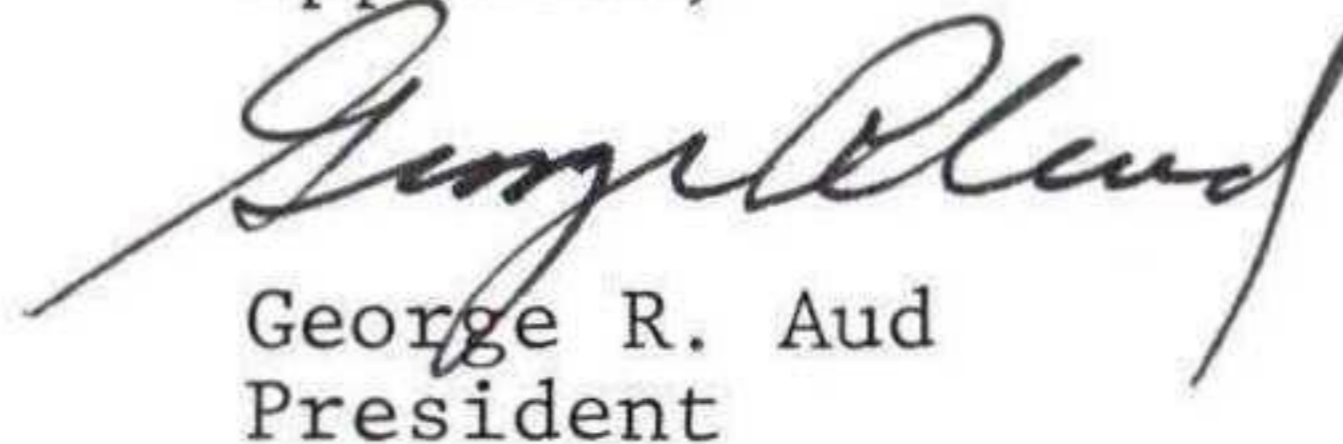
Present: Frank Gerred, Director, Office of Planning and Zoning

Mr. Gerred advised the Commissioners that his office has been working on the Maryland Certified Counties Program and that St. Mary's County will meet the State's requirements by June 15 and will become a Certified County. MCCP replaces the former title of this program which was Project Readiness Improving Maryland's Economy (PRIME). The County will be in receipt of \$10,000 from this program.

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The meeting adjourned at 4:25 p.m.

Approved,

A handwritten signature in cursive script, appearing to read "George R. Aud".

George R. Aud
President