

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, June 9, 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

The meeting was called to order at 9:10 a.m.

APPROVAL OF VOUCHERS

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

TRAFFIC INVESTIGATION

Present: Sheriff Joseph Somerville  
Lt. Bill Miedzinski, MSP  
Tom Oliver, Director, EOC

The County Commissioners requested from those present a clarification of the intent and ramifications of correspondence dated May 19, 1981 from Sheriff Somerville to Mr. Oliver regarding traffic investigations. Sheriff Somerville indicated that the intent of the letter is to clarify General Order No. 18 which describes the placement of calls to the County's police agencies. The Sheriff further stated that all the deputies in his department have been trained in traffic investigation procedures and will be able to improve police service to the citizens. The Commissioners asked if increased traffic investigations by the Sheriff's Department will detract from the work performed by the Maryland State Police. The Sheriff indicated that it will not, but will simply augment the services provided by the Maryland State Police relative to traffic investigations.

The Commissioners emphasized that there should be no changes exercised in the County's communication procedures which would either detract from services to the County's citizens or detract from any given police agency's role. The above-named individuals agreed to meet concerning this matter and review the County's communication procedures relative to traffic investigations.



RESOLUTION NO. 81-49  
DESIGNATION OF PRIMARY LAW ENFORCEMENT AGENCY  
PRECIOUS METALS - GEM DEALERS

Present: Sheriff Somerville  
Lt. Bill Miedzinski

The Commissioners discussed with the referenced individuals the proposed Resolution designating the primary law enforcement agency for St. Mary's County in the referenced matter.

After discussion with Lt. Miedzinski and Sheriff Somerville, the Commissioners agreed to designate the Sheriff's Department as the primary law enforcement agency responsible for fulfilling the requirements of Article 56, Sections 416 through 427, and, therefore, Commissioner Dean moved, seconded by Commissioner Arnold, to adopt and sign Resolution No. 81-49. All Commissioners voted in favor.

In closing, Lt. Miedzinski requested that the Sheriff furnish his Department with a copy of the reports that come in from the dealers.

NAACP/COMMUNITY AFFAIRS COMMITTEE  
AFFIRMATIVE ACTION/EQUAL OPPORTUNITY REVIEW

Present: William Greene, Community Affairs Committee  
Donald Curtis, " " "  
Larry Davis, " " "

The referenced individuals appeared before the Commissioners to present the NAACP/COMMUNITY AFFAIRS COMMITTEE's review of St. Mary's County's Affirmative Action/Equal Opportunity Program. Mr. Greene reviewed with the Commissioners the review which was based on findings from a review of the racial composition of the County's workforce. A copy of the report is on file in the Commissioners' Office.

By way of a chart presentation, Mr. Davis displayed graphs depicting the number of blacks in each County department, pay scales and the ratio of blacks in new hires for the years 1978 through 1980.

The members of the NAACP/Community Affairs Committee expressed their concern over the under-representation of blacks in the County workforce and, at the conclusion of their report, outlined recommended affirmative action measures for St. Mary's County Government.

After discussion, the Commissioners agreed to meet again with the NAACP representatives on July 7, at 9:30 a.m. to discuss the review by NAACP and its recommendations.



CEDAR POINT LIGHTHOUSE

Present: Beth McCoy  
Ed Beitzell  
Fenner Boyd  
Alfred Dillow  
Jackie Bowes  
Bob Russell, NAS  
Al Bingman, NAS

Mrs. McCoy explained that the purpose of this meeting was to discuss with the Commissioners the preservation of the Cedar Point Lighthouse and to request assistance in the mechanics of removing and relocating the cupola from the lighthouse. There was discussion as to where it could be placed, and Mrs. McCoy recommended that it be placed at the Naval Air Test Museum. Also discussed were the costs involved in lifting the cupola, transporting and renovating it.

After discussion, it was agreed that it was important to save the cupola and get it on shore at a location where it can be stored temporarily, after which a committee can be appointed to make recommendations as to the restoration and its location.

In conclusion, the Commissioners requested Mr. Russell to ask Captain Flanary if the Navy could provide assistance in the relocation of the lighthouse and what kind of assistance is needed from the County.

ADDITIONAL FUNDING FOR TRI-COUNTY COUNCIL

The County Administrator advised the Commissioners that the Tri-County Council is requesting, in addition to their \$9,000 allocation, \$11,854 in order to hire two additional people - an Environmental Scientist and an Economic Analyst Development Specialist.

After discussion, Commissioner Dean moved, seconded by Commissioner Aud, to authorize the increased funding in the amount of \$11,854 as set forth above. Three Commissioners voted in favor with Commissioners Millison and Arnold voting against. Motion carried.

VISIT BY LT. GOVERNOR BOGLEY

Present: Lt. Governor Sam Bogley  
Jim Dent, President, MACo  
Delegate John Knight Parlett  
Delegate John William Quade

Lt. Governor Bogley advised the Commissioners that he is visiting each of the Counties in Maryland to discuss matters of mutual concern. He advised the Commissioners of the fiscal constraints which will be coming forth next budget year and expressed the desire for cooperation by all the counties.



Discussion ensued as to particular areas of concern by St. Mary's County; i.e., dualization of Route 235, lack of funding for TRICCA, Adjudicatory Hearing process and other matters.

The Commissioners thanked the Lt. Governor for visiting the County and expressed appreciation for the State's support and the hope for continued cooperation.

(Commissioner Sayre left the meeting to attend the Adjudicatory Hearing on the request by Aquafoods International for additional groundwater).

ALPD #81-0042 - WILLIAM D. BOYD, SR.

Present: Jim Kenney, Attorney for Applicant  
Linda Bronsdon, Assistant Planner  
Anita Meridith, Recording Secretary

(Request to establish an Agricultural Land Preservation District located on Md. Rt. 238 in the 4th Election District, on Tax Map 17, Block 23, Parcel 56. The property contains approximately 188 acres and is currently zoned AR-2, Agricultural-Residential.)

County Commissioner President George Aud opened the hearing with Commissioner members Richard D. Arnold, Ford Dean and Larry Millison in attendance.

Miss Bronsdon noted that this request had been processed through the County's Agricultural Land Preservation Committee and the Planning Commission, with recommendations for approval being conveyed by both of those bodies.

The staff, finding no discrepancy or irregularity to State requirements, recommended approval.

Commissioner Aud asked if there was anyone present who wished to speak either in favor or opposition to this request. There was no response.

Commissioner Arnold moved, seconded by Commissioner Aud, that following the staff's preparation of the appropriate Resolution, the Board would make a recommendation to approve this request and subsequently sign the needed documentation. All Commissioners present voted in favor.

The hearing was closed.



SHERIFF'S DEPARTMENT  
AGREEMENT FOR SITE FOR BASE STATION

The County Administrator presented an Agreement dated June 8, 1981 by and between St. Mary's County Sheriff's Department and the Bay District Volunteer Fire Department for the provision of a site for the base station radio and antenna attachment for the St. Mary's County radio network. Said Agreement implements a previous decision by the Board.

Commissioner Dean moved, seconded by Commissioner Aud, to authorize Commissioner President Aud to sign said Agreement. All Commissioners voted in favor.

COOPERATIVE REIMBURSEMENT PROGRAM AGREEMENT

The County Administrator presented an Agreement by and between the State of Maryland and St. Mary's County for the Cooperative Reimbursement Program which is administered by the Department of Social Services and the State's Attorney's Office. The Agreement is in the amount of \$44,601.31 and is for the period June 1, 1981 through June 30, 1982.

Commissioner Dean moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign said Agreement contingent upon a future supplemental request covering the 6% cost-of-living increase plus related fringe benefits.

WOODEN & BENSON  
AUDIT OF COUNTY'S FINANCIAL RECORDS

Commissioner Dean moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign the Agreement with Wooden and Benson to perform the Fiscal Year 1980-1981 Audit at a cost of \$16,000 under the terms and conditions stated in the Letter of Agreement dated May 28, 1981.

APPOINTMENTS  
COASTAL RESOURCES ADVISORY COMMITTEE

Commissioner Dean moved, seconded by Commissioner Arnold and unanimously carried, to make the following appointments to the Coastal Resources Advisory Committee:

Frank Gerred - Local Government Representative  
Linda Bronsdon - Local Government Representative Alternate  
Marianne Chapman - Citizen Representative



POWER PLANT SITE - ELMS PROPERTY

The County Administrator brought to the attention of the Commissioners Senate Bill 405 which was passed by the 1981 Maryland General Assembly and briefly described its stipulations. In addition to the County receiving certain funds, there is a requirement to appoint an advisory committee to recommend temporary uses of the power plant site. The Committee formed by the Board of Education for environmental education use of the site has recommended itself as the County's advisory committee. The Commissioners agreed to give consideration of this matter and make a decision at a later date.

ST. MARY'S COUNTY CODE UPDATE  
GENERAL CODE PUBLISHERS - SUPPLEMENTAL SERVICE AGREEMENT

The County Administrator presented correspondence from General Code Publishers with a Supplemental Service Agreement which increases the per page cost to update the St. Mary's County Code from \$20 to \$22.

Commissioner Dean moved, seconded by Commissioner Millison, to authorize Commissioner President Aud to sign said Agreement. All Commissioners voted in favor.

CLEARINGHOUSE PROJECT NO. 81-4-920  
VA FEASIBILITY  
WILDEWOOD SUBDIVISION, NEIGHBORHOOD TWO, CLUSTER TWO

The County Administrator presented the referenced clearinghouse project and recommended forwarding it to the State with the comment that it is not inconsistent with this agency's plans, programs and objectives. The Commissioners gave their concurrence.

CLEARINGHOUSE PROJECT NO. 81-6-962  
SOUTHERN MARYLAND TRI-COUNTY COMMUNITY ACTION COMMITTEE  
TRI-COUNTY HEAD START PROGRAM FOR FY 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.

BUDGET AMENDMENT NOS. 81-54, 81-55, 81-56

The County Administrator presented the referenced Budget Amendments recommended for approval by the Budget Officer as follows:



Budget Amendment No. 81-54 (Director of Finance)

Increase Account No. 2410-12412 (State Highway Bond Interest) by \$131,250;

Decrease Account No. 2410-12411 (State Highway Bond Principal) by \$60,387; and Account No. 2410-12410 (New Issue - FY '81) by \$70,871.

Budget Amendment No. 81-55 (Housing Authority, Planning and Zoning)

To increase a variety of accounts to provide budget authority for Federal and State grants not budgeted previously.

Budget Amendment No. 81-56 (Health Department)

Increase Account Nos. 1312-29810 (Undistributed Budget Allocation - Non-matching) by \$13,212 and 1312-23010 (Budget Refunds) by \$39,829.

Decrease Account No. 1311-29810 (Undistributed Budget Allocation - matching) by \$53,041.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve the referenced Budget Amendment Nos. 81-54, 81-55 and 81-56. All Commissioners voted in favor.

1981 NACo ACHIEVEMENT AWARD  
SENIOR VOLUNTEER PROGRAM

The County Administrator announced to the Commissioners that the County has been named a 1981 NACo Achievement Award winner for its Senior Volunteer Program submitted by the Commission on Aging. The Commissioners welcomed the receipt of the award and congratulated Mrs. McGaharn and the Commission on Aging for developing this award program.

MENTAL HEALTH/ALCHOLISM ADVISORY COUNCIL

Present: Dr. Richard Martin, Chairman

Dr. Martin appeared before the Commissioners to express, on behalf of the Advisory Council, appreciation for the Commissioners reinstating funds in the budget for mental health and alcoholism. He stated that these were two important programs and thanked the Commissioners for listening to this need and responding.



EXECUTIVE SESSION

Present: Billye McGaharn, Senior Services Coordinator  
Edward V. Cox, County Administrator  
Joseph P. O'Dell, Budget Officer

The Commissioners agreed to meet in Executive Session in order to discuss a matter of personnel. The Session was held from 2:00 p.m. to 3:10 p.m.

DEED FOR VILLA ROAD

Present: John Norris, County Engineer

Mr. Norris submitted a Deed dated June 9, 1981 by and between John D. Lawrence and the Board of St. Mary's County Commissioners for a 50-foot right-of-way for the reconstruction of Villa Road.

Commissioner Dean moved, seconded by Commissioner Arnold, to accept said Deed. All Commissioners voted in favor.

TEMPORARY CLOSING OF VILLA ROAD

Present: John Norris, County Engineer

Mr. Norris requested authorization from the Commissioners for the temporary closing of Villa Road except to local traffic from 8:00 a.m. until the finish of work each day. The Commissioners gave their concurrence.

PROJECT NO. SM 81-1-10  
CONTRACT OF SURFACE TREATMENT PROGRAM

Present: John Norris, County Engineer

Mr. Norris presented a Contract with Dean Construction Company for the Surface Treatment Program. Commissioner Arnold moved, seconded by Commissioner Millison, to authorize Commissioner President Aud to sign said Contract. Three Commissioners voted in favor, with Commissioner Dean abstaining. Motion carried.

PROJECT NO. SM 81-5-2  
CONCRETE RETAINING WALL - OAKVILLE LANDFILL

Present: John Norris, County Engineer

Mr. Norris presented an Agreement by and between William J. Johnson (Johnson Builders) and the St. Mary's County Commissioners for the construction of a reinforced concrete retaining wall for the Oakville Transfer Station.

Commissioner Arnold moved, seconded by Commissioner Millison, to authorize Commissioner President Aud to sign said Agreement. All Commissioners voted in favor.



INSPECTION SERVICES CONTRACT  
CAPITAL IMPROVEMENT PROJECTS

Present: John Norris, County Engineer

Mr. Norris presented a Contract with George Raley for inspection services at various Capital Improvement Projects at the rate of \$8.00 per hour, \$.18 per mile.

The Commissioners unanimously gave their concurrence to authorize Commissioner President Aud to sign said Contract.

TRANSFER OF ST. ANDREW'S CHURCH ROAD TO STATE HIGHWAY ADMINISTRATION  
REQUEST FOR TRANSFER OF FUNDS

Present: John Norris, County Engineer

In light of the upcoming transfer of St. Andrew's Church Road to the State Highway Administration, Mr. Norris requested that funds left in that account be allocated to other construction projects:

1. Hewitt Road
2. Drainage problem at bottom of Chancellors Run Road
3. Design for Indian Bridge Road

The above projects are all State Aid Funded and reimbursable to St. Mary's County at 70%.

The Commissioners gave their concurrence to the County Engineer's recommendation as set forth above.

INCREASE IN CONTRACT FOR DESIGN OF MACINTOSH ROAD AND BRIDGE

Present: John Norris, County Engineer

Mr. Norris advised that the Contract for the design of the referenced project was awarded to The Ballard Company in January and because of the holdup of federal funds, the Contractor is requesting an increase in the dollar value of the Contract in the amount of \$3,403 for the bridge and \$671 for the road. Mr. Norris advised that the funding will be supported by the Federal Grant.

The Commissioners gave their concurrence.



PROJECT NO. SM 80-5-6 (THIRD BID)  
TIMBERING RIGHTS - ST. ANDREWS LANDFILL

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheet for the timbering rights at St. Andrews Landfill. After discussion, Commissioner Aud moved, seconded by Commissioner Arnold, to award the bid to H.V. McLeod in the amount of \$999. All Commissioners voted in favor.

COURTHOUSE  
HEATING AND AIR CONDITIONING SYSTEM

Present: John Norris, County Engineer

Mr. Norris recommended award the Contract for the preparation of drawings and specifications for the heating and air conditioning modifications at the Courthouse to D. Brooks Cross.

Commissioner Arnold moved, seconded by Commissioner Aud, to accept the County Engineer's recommendation. All Commissioners voted in favor.

REQUEST FOR AUTHORIZATION  
OVEREXPENDITURE OF ASPHALT ACCOUNT

Present: John Norris, County Engineer

Mr. Norris requested authorization from the Commissioners for an overexpenditure in an amount not to exceed \$20,000 in the Asphalt Account. The Commissioners gave their concurrence and requested that the Budget Officer determine source of funding.

POLICY MEMORANDUM NO. 81-1

As a follow-up to last week's discussion, the Commissioners agreed to issue Policy Memorandum 81-1 which clarifies Policy Memorandum No. 80-2 as follows:

1. As a general rule, unless approved otherwise by the Department Head, no County-owned vehicle is to be driven to and from home and worksite. Vehicles will be parked at designated areas and used only during work hours.
2. Those employees authorized to commute in a County-owned vehicle will be required to reimburse the County at an established mileage rate. The currently approved rate is \$.18 per mile.
3. Certain vehicles are assigned to individuals for both business and unreimbursed personal use (e.g., Sheriff's Deputies), but no unauthorized person is permitted in the vehicle. This will avoid insurance liability.



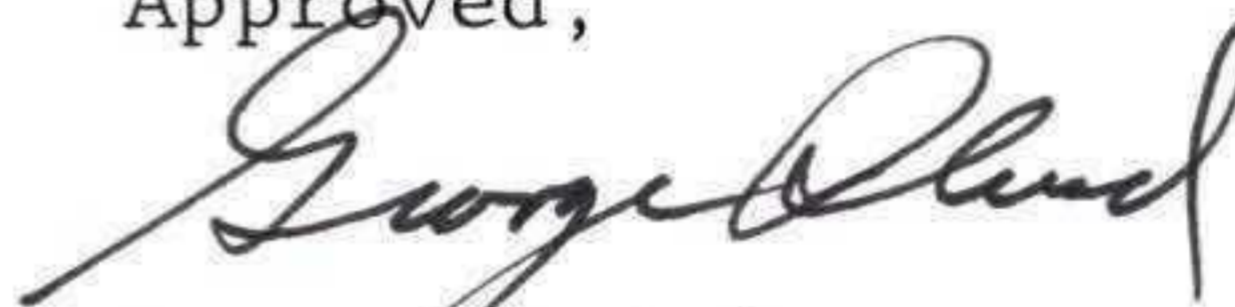
The above clarifications will be effective July 1, 1981. Each Department Head is requested to review the agency's vehicle usage and prepare appropriate changeover procedures.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

The Commissioners agreed to meet in Executive Session in order to discuss matters of personnel (consideration of appointments to Boards, Committees and Committees). The Session was held from 4:00 p.m. to 4:40 p.m.

Approved,



George R. Aud  
President