

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, July 28, 1981

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

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

The meeting was called to order at 9:05 a.m.

HOUSING AUTHORITY PROJECTS

Present: Joseph Mitchell, Public Housing Coordinator
Glenn Ruggles, HUD

HOMEOWNERSHIP - TUBMAN DOUGLAS As suggested by Commissioner Millison at last week's meeting, Mr. Mitchell reported to the Commissioners on the progress being made in the area of home-ownership for the residents of Tubman Douglas. He stated that this was discussed with HUD officials last week and was advised that HUD would be providing funds for sanitary sewer connections and curb and gutters which would improve the appearance and also make them eligible for FHA funding. Mr. Mitchell went on to explain three alternatives for home ownership.

1. The County could purchase Tubman Douglas through bond issue or state financing program and sell off individual houses;
2. Sell several houses staged over a period of a year;
3. Sell the entire project and let the purchaser sell the houses.

Mr. Mitchell advised that there are currently 12 families who are qualified and would like to buy their houses now. A committee from the Housing Authority has been formed to set up a mechanism in which the transfer could take place.

The Commissioners agreed that every possible effort should be made to allow those people who live in the houses to purchase them. Mr. Mitchell set October 1, 1982 as a goal to accomplish this.

HOUSING AUTHORITY PROJECTS (Cont'd.)

SECTION 8 HOUSING PROGRAM Mr. Ruggles brought the Commissioners up to date relative to the Section 8 Housing Program (Rental Assistance) stating that there are 150 families in the program. This program could also be a vehicle for home-ownership. The Commissioners agreed that this should be pursued.

Mr. Mitchell requested authorization from the Commissioners to sign the five year renewal contract of the Section 8 Rental Housing Assistance Program with the Department of HUD and the Housing Authority. The Commissioners gave their concurrence.

SHIFT PAY DIFFERENTIAL

The County Administrator presented correspondence for the Commissioners' signatures addressed to Roger Myerberg, attorney representing the Sheriff's deputies, setting forth the reasons for the denial of the request for back pay and current pay adjustments for shift pay differential at this time; however, the request will be studied during the next year's budget process.

1982 LEGISLATIVE PACKAGE PROCESS

The County Administrator presented the packet of information including a time schedule that will be forwarded to all agencies, boards, committees and commissions soliciting proposals for the 1982 Legislative Package.

REQUEST FOR OVERTIME PAYMENT
SHERIFF'S DEPARTMENT

In light of the resignation of PFC William J. Frost, the Personnel Officer in a memorandum dated July 28, 1981 advised that the vacancy will be filled by promotion from within the Sheriff's Department which will result in a patrolman vacancy. The County Administrator advised that the PFC position is being held up until such time as the testing process is completed. However, because of the amount of time involved, authorization is requested to proceed with the hiring process for the patrolman position. The Commissioners gave their concurrence.

PROGRAM MANAGER POSITION
HOUSING AUTHORITY

By memorandum dated July 24, 1981 from the Personnel Officer, authorization was requested to hire Dennis Nicholson as Program Manager, Grade 12, in the Housing Authority Office. Commissioner Millison moved, seconded by Commissioner Dean, to grant this request. All Commissioners present voted in favor.

LEASE FOR LEXINGTON PARK SHERIFF'S DEPARTMENT

The County Administrator discussed with the Commissioners the lease with Westlex Holding Corporation for office space for the Lexington Park's Sheriff's Office. Mr. Cox recommended that, because of the uncertainty of the permanence of this office, there be, instead of a three-year renewal as in the past, a one year renewal on a year to year basis, subject to a six month notice by either party.

The Commissioners gave their concurrence with this recommendation.

APPROVAL OF VOUCHERS

Commissioner Millison moved, seconded by Commissioner Arnold, to approve payment of the bills, with the exception of the voucher payable to The Belvedere. All Commissioners present voted in favor. Commissioners Aud, Dean and Arnold voted in favor of paying the voucher to The Belvedere.

REQUEST TO ACQUIRE SURPLUS VAN

By letter dated July 24, 1981, the St. Clements Island Potomac Museum requested permission to acquire the 1972 Chevrolet Van declared surplus by the Sheriff's Department. The Commissioners gave their concurrence and stated that maintenance and upkeep will be at the museum's expense.

TRANSPORTATION OF PRISONERS AND JUVENILE OFFENDERS

Commissioner Millison suggested that some type of legislation be initiated addressing the transportation of prisoners and juvenile offenders. He stated that with the fuel shortage it would be more economical for a state bus to go to each county picking up prisoners who are being transferred from county facilities to other prisons. The County Administrator stated that he would look into this possibility.

BRETON BAY SHORE EROSION CONTROL

Present: John Norris, County Engineer

Mr. Norris advised that correspondence dated July 22, 1981 was received from Mr. L.M. Larese-Casanova, the Director of Shore Erosion Control recommending that the Breton Bay Shore Erosion Control project be closed out; however, since there are additional items that need correction, the property owners disagree with this decision. Therefore, Mr. Norris presented a draft of a letter to the Deputy Secretary, Capital Programs Administration appealing Mr. Casanova's decision and requesting that it be made a part of the project work. The Commissioners agreed that the letter be prepared for Commissioner President Aud's signature and forwarded.

CORRESPONDENCE TO METROPOLITAN COMMISSION
ST. CLEMENTS SHORES PROJECT

Present: John Norris, County Engineer

Mr. Norris presented draft correspondence for the Commissioners' signatures addressed to the Metropolitan Commission requesting that the roads and grounds be maintained in good condition through the length of the sewer line installation project in order that none of the problems that occurred at the Mattapany Road project surface again. The Commissioners agreed that the letter be prepared for their signatures and forwarded.

PROJECT NO. SM 81-5-2
OAKVILLE TRANSFER STATION

Present: John Norris, County Engineer

Mr. Norris presented Voucher No. 037787 payable to Johnson Builders in the amount of \$8,193.15 representing Payment No. 2 on the referenced project. The Commissioners authorized payment of said voucher.

PROJECT NO. SM 81-1-10
SURFACE TREATMENT PROJECT

Present: John Norris, County Engineer

Mr. Norris presented a voucher payable to Dean Construction Company in the amount of \$199,917.66 representing Estimate No. 1 for the referenced project. The Commissioners authorized payment of said voucher.

PROJECT NO. SM 82-1-2
CENTERLINE STAKEOUT
MATTAPANY ROAD

Present: John Norris, County Engineer

Mr. Norris presented a request for payment to Lorenzi, Dodds and Gunnill in the amount of \$2,595.00 for the provision of a centerline stakeout and related work for the Mattapany Road project. The Commissioners authorized said payment.

PROJECT NO. SM 81-3-4
TALL TIMBERS BULKHEAD

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheets for the referenced project and requested the Commissioners to acknowledge the lowest bidder, Colliflower and Peterson, and that the bid would be awarded after acceptance of the Contractor by the property owners. The Commissioners accepted Mr. Norris' recommendation and acknowledged the bid of Colliflower and Peterson in the amount of \$24,800.

PROJECT NO. SM 82-1-1
BITUMINOUS CONCRETE OVERLAY

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheet for the referenced project and recommended awarding the bid to the lowest bidder, Arundel Asphalt Company, in the amount of \$209,723.50.

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

GOVERNMENTAL CENTER
SEWER LINE CAPACITY

Present: John Norris, County Engineer

As a follow up of direction given the County Engineer by the Commissioners to look into the feasibility of the Social Services building being located at the Governmental Center grounds, Mr. Norris displayed a map of the proposed sewer line work to be done by the Town of Leonardtown and stated that it appears that there is no capacity for the Social Services building or any other new buildings.

Therefore, the Commissioners directed the County Engineer to coordinate a review and meetings with the engineering consultants for the Town, Metropolitan Commission and the Town Commissioners toward the goal of establishing the most favorable plan.

REVIEW OF EXPIRED ROAD BONDS

Present: John Norris, County Engineer

Mr. Norris reviewed with the Commissioners the status of the various Personal, Corporate and other bonds that have expired. The following subdivisions were discussed specifically:

Big Oak Subdivision Mr. Norris advised the Board that the majority of the roads had been accepted by the County; however, there are still some streets that are not completed, but the developer has proposed to deplat some, if not all, of them.

Gillens Grove Mr. Norris advised the Commissioners that there was less than \$2,000 of work to be done. He stated that the subdivision has been in this status for over a year.

Patuxent Park, Section 4 The Commissioners authorized commencement of procedures for deplattting.

REVIEW OF EXPIRED ROAD BONDS (Cont'd.)

Tenn-Wood Acres Mr. Norris advised that approximately \$5,000 worth of work is left to be done and that the work that has been completed and accepted is being damaged by the lack of completion to where even the asphalt is washing and eroding away. Mr. Norris inquired if the Board would work with the developer to see that the work is completed.

Mt. Pleasant Subdivision, Section IV Mr. Norris advised that the County Attorney had filed a Request for Summary Judgment.

Cedar Cove, Resubdivision of Section I Mr. Norris advised that the street has been completed.

Helen Farmettes Mr. Norris recommended extending the bond to September 1982 rather than the requested February 1982. He stated that inquiries have been made as to the completion by property owners.

Indian River, Section III Mr. Norris advised that the project was 90% complete; however, asphalt samples failed and therefore there is considerable work to be done.

Ponderosa Estates Mr. Norris advised that the Commissioners had previously made a commitment and accepted responsibility for the work.

St. Catherine's Subdivision Mr. Norris advised that the County concurred to accept \$6,000 from the developer and would complete the work within one year's time. SHA estimate was approximately \$7,000, however, the Commissioners felt the work could be done for the \$6,000 limit.

Town Creek, Section 8 Mr. Norris advised the Commissioners that the subdivision had been resubmitted and the street design plans had already been approved.

Town Creek, Section 1-C Minor work left for the completion of the roads.

ANNUAL RECREATION AND PARKS PROGRAM REPORT

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett reviewed with the Commissioners the Annual Report for FY '81 of the Recreation and Parks programs indicating number of attendees, number of sessions and source of funds to support the programs.

ROLLER SKATING TRUCK

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett stated that the truck currently being used for the roller skating program is a 1956 Ford and should be replaced. Funds would come from surplus from the roller skating admissions with additional money to come from a transfer at the end of the year from available funds in the Recreation and Parks budget.

The Commissioners gave their concurrence.

EXECUTIVE SESSION

Present: John Baggett, Director, Recreation and Parks
Frank Gerred, Director, Office of Planning and Zoning
Robin Guyther, Assistant Planner

The Commissioners agreed to meet in Executive Session in order to discuss a matter of possible property acquisition. The Session was held from 10:20 a.m. to 11:10 a.m.

COMMISSION ON AGING
BUDGETARY CONCERNS

Present: David Hammett, Chairman
Eloise Pickrell, COA
John Blakeley, COA
Pearl Lee, COA
Viola Gardner
Billye McGaharn, Senior Services Coordinator

Commission on Aging members stated that they had met with the County Administrator and Budget Officer to discuss the funding problems relative to a shortage of revenues and understood the consequent difficulties. However, the Commission requested consideration from the County Commissioners for funding of certain position losses through the curtailment of the CETA program since they believed these positions are necessary for the continued effectiveness of the Commission's programs.

The County Commissioners through the Budget Officer explained in detail the funding problems and the fact that there is no contingency fund from which monies are available to fund the requested positions.

After some discussion, the County Commissioners agreed to find funding sources for two of the four requested positions and requested the Budget Officer to report at his earliest opportunity the sources for said funds. Potential funding sources in order of priority of use would be: (1) Monies in escrow pending determination of Davis-Bacon wages for renovation of Senior Center, (2) Additional funds from State or Federal government beyond

COMMISSION ON AGING (Cont'd.)

those currently projected for Commission on Aging, (3) unappropriated fund surplus from FY 81. The Commission members stated that they would re-examine the priorities of their program and other possible sources of funding to attempt to find the necessary funds for the remaining two jobs.

The Commission thanked the County Commissioners for their continued support of the County's services to the elderly.

METROPOLITAN COMMISSION
PINE HILL RUN FACILITIES MASTER PLAN

Present: Mike Marlay, Director, Metropolitan Commission
Arthur "Biggie" Goode, Metropolitan Commission
Edward LaFaivre, Metropolitan Commission
Robert T. Brown, President, Watermen's Association
Tucker Brown, Watermen's Association
Harry Huseman, Watermen's Association

With regard to the proposed expansion of the Pine Hill Run Wastewater Treatment Plant, the referenced individuals appeared before the Commissioners to try to resolve the issue with the Watermen's Association relative to the location of the outfall pipe. Mr. Marlay discussed the three alternatives for the disposal of the sewage from the Pine Hill Run Sewage Treatment Plant:

1. Land disposal - Considered not to be cost effective;
2. Discharge into Pine Hill Run - Too expensive because of the requirement for tertiary treatment.
3. Discharge into the Bay - The only remaining viable alternative.

Mr. Marlay stated that the Plan calls for the outfall to be placed 7500 feet from shore making the total outfall 11,370 feet. He advised that the State would not approve extending the pipe any further out as had been suggested previously by the Watermen's Association. Because of the October 1, 1981 deadline, Mr. Marlay expressed the urgency for approval and submission of the Pine Hill Run Facilities Master Plan, which if delayed may cause the loss of state and federal funds. At a meeting held Friday, it was the recommendation of the Metropolitan Commission that the State's recommendation to place the outfall 7500 feet from shore be followed.

Tucker Brown, speaking on behalf of the Watermen's Association, expressed opposition to the outfall being placed at the proposed location in that the watermen are trying to replenish the oyster beds in that area and felt that the effects of the outfall would

METROPOLITAN COMMISSION (Cont'd.)

be devastating and would put their livelihood in danger. He also expressed concern over the effects the discharge would have at the recreational area at Elms Beach. With regard to the dechlorination process proposed in the Plan, Mr. Brown stated that the Watermen's Association would like a clear explanation of this process and its effects.

Discussion ensued as to possible alternatives and costs involved. The Watermen's Association (after a lunch break) advised the Commissioners that they would like to propose a compromise which would be to extend the pipe 2,000 feet with a capacity of the plant at 3 million gallons. With each million gallon increase, they request that the pipe be extended out another 2,000 feet until the plant reaches its full capacity of six million gallons.

The County Commissioners agreed to meet in Executive Session with the Director and members of the Metropolitan Commission (Mike Marlay, Arthur Goode and Edward LaFaivre) in order to discuss a matter of possible litigation. The Session was held from 2:00 p.m. to 2:15 p.m.

Upon conclusion of the Executive Session, the County Commissioners advised that they have agreed to the 2,000 foot extension, and the additional lengthening of the pipe would be determined when it was shown there was a detrimental effect from the outfall at that location. The Commissioners will draw up the appropriate document setting forth the Agreement which will be signed by the County Commissioners, the Metropolitan Commission and the Watermen's Association.

CANCERCARE INSURANCE
INTENSIVE CARE COVERAGE

The County Administrator presented a proposal from the American Family Life Assurance Company to add Intensive Care Insurance coverage to the already available Cancercare Insurance. The County is not asked to endorse the coverage but only to allow payroll deductions. The employees could opt for payroll deductions if they choose to take this additional coverage. The Commissioners gave their concurrence.

SILTING OVER OF CAT CREEK

Commissioner Dean requested that the County Engineer be directed to look into the matter of the silting over of the channel into Cat Creek and whether this would require dredging.

PINE HILL RUN SEWER ALLOCATION POLICY

In as much as the Pine Hill Run Sewer Allocation Policy expired July 1, 1981, Commissioner Dean recommended that contingent upon concurrence by the Metropolitan Commission and the Health Department, that a Resolution be prepared to extend the Policy for an additional six months. The Commissioners gave their concurrence.

LOCATION OF SEWAGE EASEMENT AREAS
APPROVED PLATS

Relative to the adoption of Resolution No. 81-53 by the Commissioners wherein the location of the sewage easement area would no longer be designated on the recorded plat, but kept with the Health Department, Commissioner Dean advised that the only way the Health Department can accomplish this is by making copies of the record plats. The Commissioners directed that the County Administrator determine the most cost effective way to accomplish this in light of the fact that the Health Department has no funds budgeted for this purpose.

APPROVAL OF MINUTES

Commissioner Dean moved, seconded by Commissioner Millison, to approve the minutes of the Commissioner's meeting of July 21, 1981. All Commissioners voted in favor.

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 commissions). The Session was held from 2:40 p.m. to 3:30 p.m.

The meeting adjourned at 3:30 p.m.

Approved,


George R. Aud
President