

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, April 19, 1983

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

(Commissioner Arnold was not present at the beginning of the meeting.)

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

APPROVAL OF VOUCHERS

Commissioner Millison moved, seconded by Commissioner Aud, to approve payment of the bills as submitted by the Director of Finance. Motion unanimously carried.

APPROVAL OF MINUTES

Commissioner Dean moved, seconded by Commissioner Aud to approve the minutes of the Commissioners' meetings of April 5, 1983 and April 12, 1983. Motion unanimously carried.

PRIVATE INDUSTRY COUNCIL

The County Administrator advised that notification has been received from the State that the Governor has appointed the state-wide Private Industry Council. Therefore, the Commissioners should give consideration to make six appointments from the County to the 18 member Tri-County Private Industry Council. This will be an item for discussion next week.

STATE'S ATTORNEY

COOPERATIVE REIMBURSEMENT PROGRAM AGREEMENT

The County Administrator presented the Cooperative Reimbursement Program Agreement for FY '84 for the Commissioners' review and approval. Commissioner Sayre moved, seconded by Commissioner Dean, to approve and authorize Commissioner President Aud to sign said Agreement. Motion unanimously carried.

(Commissioner Millison left meeting - 9:20 a.m.)

CORRESPONDENCE TO LEONARDTOWN COMMISSIONERS  
TAX DIFFERENTIAL

The County Administrator presented correspondence for the Commissioners' review and signatures addressed to the Leonardtown Commissioners regarding a tax differential. During discussion of the correspondence, Commissioner Dean recommended, and the Board concurred, that if the County was going to give the grant, there should be no restrictions as to Leonardtown's tax rate. Mr. Cox stated he would redo the letter and represent next week.

EXECUTIVE SESSION

Present: Ted Weiner, County Attorney

Commissioner Dean moved, seconded by Commissioner Sayre, to meet in Executive Session in order to discuss a matter of litigation. The Commissioners continued in Executive Session with John Norris, County Engineer, to discuss a matter of personnel. The Session was held from 9:35 a.m. to 10:35 a.m.

(Commissioner Millison returned - 10:45 a.m.)



OFFICE OF COUNTY ENGINEER ITEMS

Present: John Norris, County Engineer

(1) BAY CENTER PROPERTY

Regarding the request by the owner/developer of the referenced property, Mr. Irving Jones, for an entrance onto Md. Rt. 4, St. Andrews Church Road, Mr. Norris requested authorization for Commissioner President Aud to sign the Easement Agreement. He stated that Mr. Jones has requested to use a portion of the railroad right of way for a westbound exit onto Md. Rt. 4 from the Bay Center property. The Easement Agreement is currently with Southern Maryland Electric Cooperative for execution and will be returned to the County.

Commissioner Sayre moved, seconded by Commissioner Millison, to authorize Commissioner President Aud to sign the Easement Agreement as set forth above. Motion unanimously carried.

(2) FAIRGROUNDS ROAD

Mr. Norris advised the Commissioners that litigation between the County and Mr. Suit regarding the drainage problem at Fairgrounds Road was decided in favor of St. Mary's County in Circuit Court on Tuesday, April 12. He further advised that there was still some work to be done in that there was a need for the County to correct a drainage problem adjacent to Mr. Suit's property. Therefore, Mr. Norris requested the Commissioners' authorization to perform this work. The Commissioners gave their concurrence.

(3) ST. GEORGE'S CREEK

Mr. Norris advised the Commissioners of the status of the St. George's Creek dredging project whereby the Army Corps of Engineers has indicated a strong desire to perform the work this construction season. He stated that the County would be bidding the construction of the spoil site July 1. He indicated that he had two additional easements to obtain prior to that bid. He explained the timing of the bidding of the dredging project that the County was responsible for with respect to the Army Corps of Engineers dredging project due to the funding and procedural limitations imposed by the Maryland Department of Natural Resources.

(4) CONCRETE BOX CULVERTS - McINTOSH ROAD BRIDGE

Mr. Norris advised that he had finally received approval from State Highway Administration for the County to execute a contract with the lowest bidder, Bates & Associates, for construction of a triple cell, reinforced concrete box culvert for McIntosh Road Bridge. Mr. Norris requested authorization for Commissioner President Aud to sign the necessary contractual documents upon submission of same. Commissioner Sayre moved, seconded by Commissioner Millison, to grant this request. Motion unanimously carried.

(5) AIRPORT PROJECT - PREAPPLICATION

Mr. Norris advised the Commissioners that last week he requested Commissioner approval for the signing of a Preapplication Grant to Federal Aviation Administration for a project at the County Airport. He stated that the request was misleading in that the Commissioners had previously approved and signed a similar grant in a like amount, however they were two different grants. He stated that in that it was a Preapplication that had been signed last week, that the Commissioners let it stand and a decision could be made at the time the grant documents are presented. He added that this Grant had not been included in the Budget. This project is for land acquisition at a total cost of \$211,111 (County's share - \$10,555)



(6) CAPITAL PROJECTS - FY '84

Mr. Norris reviewed with the Commissioners certain items that were not included in the Recommended Budget and requested reconsideration for inclusion:

I. Engineer

- A. Leonardtown Library - \$107,000
  - 1. Shelving Cabinets
  - 2. Site Work
  - 3. Relocation
  - 4. Roofing
- B. Grand Jury Renovation - \$26,000
  - 1. Replacement Funds
  - 2. Second Courtroom
- C. Northern Branch Library - (\$147,000)
  - 1. Requires Construction Funds FY '85
- D. Airport Easement Acquisition - \$140,000
  - 1. County Appropriation - \$7,000
  - 2. FAA Requirement

II. Highways

- A. Chancellors Run Drainage - \$262,000
  - 1. Design Complete 9/83
  - 2. Construction - Spring 84
- B. Hewitt Road - \$11,000
  - 1. Award Engineering Proposal
  - 2. Design Complete 2/84
  - 3. R.O.W. to be funded
- C. Morris Drive Drainage - \$5,000
  - 1. Design
- D. Spring Valley Drainage - \$15,000
  - 1. Design
- E. Lexington Park Drainage Taxing District - \$18,000
  - 1. Design
- F. Slurry Seal - \$100,000

III. Landfill

- A. Equipment - \$126,000
  - 1. Flatbed Truck, Grader, 10 W Tractor, Salt Spreader
  - 2. Reduced from \$226,000
- B. St. Andrews Expenditure - \$13,000
  - 1. Close out old cell (Health Department)
- C. 5th District Transfer Station
  - 1. Commissioners' decision - \$70,600



The Commissioners agreed to give considerations to the requests and make a decision during the budgetary process.

350TH ANNIVERSARY CELEBRATION COMMITTEE  
FY 83-84 BUDGET

Present: John Bohanan, Jr. Coordinator

Regarding the FY '83-'84 Recommended Budget, Mr. Bohanan appeared before the Commissioners to request reconsideration of the recommended amount for the 350th Anniversary Celebration. The original amount requested was approximately \$85,000 and the amount in the Recommended Budget is \$28,697. Mr. Bohanan stated that after reviewing certain factors regarding the Celebration, it appeared that \$43,150 would be an adequate amount. Having found office space at the Governmental Center helped create certain savings.

In conclusion, the Commissioners agreed to give consideration to this request during the budgetary process.

BOND REFUNDING ISSUE

Present: Joseph O'Dell, Director, Budget & Data Services

Mr. O'Dell advised that the underwriter for the bond refunding issue, Alex Brown & Sons, has requested that the negotiations for the sale be at the end of a week when marketing conditions are better. He stated the date of Thursday, June 2 as the date for negotiations. The Commissioners gave their concurrence and agreed to reschedule their meeting that week from Tuesday, May 31 to Thursday, June 2.

BUDGET AMENDMENT NO. 83-56  
SHERIFF'S DEPARTMENT

The County Administrator presented the referenced Budget Amendment recommended for approval by the Director of Budget & Data Services as follows: Based on County Commissioner decision of April 12, 1983 to rent office space for the Sheriff's Department (CID Unit).

Commissioner Dean moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign said Budget Amendment. Motion unanimously carried.

PERSONNEL  
RELOCATION SPECIALISTS  
NAVY HOUSING RELOCATION ASSISTANCE PROJECT

The County Administrator presented a memorandum dated April 18, 1983 from the Personnel Officer regarding the appointment of Relocation Specialists (Grade 10) for the referenced project. It was recommended that John C. Meyers be appointed to in place of Cecilia Markham (who was approved by the Commissioners on April 12, but could not be located). It was further recommended that Mary C. Brien and Carolyn H. Smith be appointed to enter duty at a later date.

Commissioner Sayre moved, seconded by Commissioner Dean to accept the above recommendations. Motion unanimously carried.

NOTIFICATION OF GRANT AWARD  
RETIRED SENIOR VOLUNTEER PROGRAM (GRANT 440-3597/3)

The County Administrator presented the Notification of Grant Award from ACTION dated April 7, 1983 for the Retired Senior Volunteer Program for the period April 1, 1983 through March 31, 1984. Commissioner Dean moved, seconded by Commissioner Sayre, to authorize Commissioner President Aud to sign said NGA. Motion unanimously carried.



CLEARINGHOUSE PROJECT NO. 83-4-466  
SCOPING LETTER - PROPOSED ELECTROMAGNETIC PULSE  
RADIATION ENVIRONMENT SIMULATOR FOR SHIP FACILITY

The County Administrator presented the referenced clearinghouse project and recommended Item No. 2 - that it is not inconsistent with this agency's plans, programs or objectives, but adding certain correcting information.

The Commissioners gave their concurrence.

STATE SURPLUS PROPERTY  
MD. RT. 235 and EVERGREEN PARK DRIVE

Mr. Cox represented correspondence dated March 29, 1983 from the Department of Transportation advising of state surplus property located at Md. Rt. 235 and Evergreen Park Drive. St. Mary's County has first right of refusal. After review of the plan the Commissioners requested the County Administrator to indicate back to the State that the County has no interest in the property.

EXECUTIVE SESSION

Present: John Baggett, Director, Recreation and Parks

Commissioner Aud moved, seconded by Commissioner Sayre, to meet in Executive Session as requested by Mr. Baggett on a matter of litigation. The Session was held from 11:35 a.m. to 11:55 a.m.

PROCLAMATION NO. 83-27  
CONSUMERS' WEEK

Present: Billye McGaharn

The Commissioners presented the referenced Proclamation designating the week of April 24-30 as Consumer Week in St. Mary's County.

PUBLIC HEARING - INDUSTRIAL REVENUE BOND  
PATUXENT ASSOCIATES LIMITED PARTNERSHIP, INC.  
RESOLUTION NO. 83-14

Present: John R. Barr, Attorney to Partnership  
Irwin Cooperman, Partner  
David Morgan, Economic Development Coordinator

(Public Hearing for the consideration of the issuance by the County of Economic Development revenue Bonds in the aggregate principal amount not to exceed \$2,500,000 for the purpose of acquisition, construction and equipping of a 20,000 plus square foot building for research and development facility. Said facility to be located at the intersection of Md. Rt. 235 and Maple Road in the Lexington Park area. The project will be owned by Patuxent Associates Limited Partnership and leased to Dynamac, Inc.)

The public hearing was opened and comments requested by the Board.

Mr. Barr displayed the plans for the project and explained the structural concept.

Mr. Morgan reported that the Industrial Revenue Bond Committee has reviewed the application and has recommended Commissioner approval.

After discussion Commissioner Dean moved, seconded by Commissioner Millison, to approve and sign Resolution No. 83-10 along with Exhibit No. 1 - Agreement to Issue Bonds. Motion unanimously carried.

(Commissioner Arnold entered meeting - 1:30 p.m.)



BOARD OF EDUCATION  
FY '83-'84 BUDGET

Present: Dr. Larry Lorton, Superintendent of Schools  
Gordon Smith, Supervisor, Budget & Finance, Bd. of Ed.  
Henry Kanowicz, Dir., Business Operations, " " "  
James Forrest, Board of Education  
John McFadden, " " "  
Joseph O'Dell, Director, Budget & Data Services

The referenced representatives of the Board of Education appeared before the Commissioners to request reconsideration of the FY '83-'84 budgetary request. Dr. Lorton proceeded to describe to the Board the complete Board of Education budget process and explained that the focus is on services not dollars.

In summing up the needs of the Board of Education, Dr. Lorton presented a memorandum dated April 19 setting forth certain significant cost items of their budget proposal. Dr. Lorton indicated that there still remains to be presented the response to the County Commissioners' previous correspondence in which certain information was requested.

After discussion, the Commissioners advised that they would give consideration to the request and make a decision during the budgetary process after Dr. Lorton's response is received.

PROPOSAL  
ST. MARY'S COUNTY HIGHWAY MAINTENANCE DEPARTMENT

Present: John Norris, County Engineer  
Joseph O'Dell, Director, Budget & Data Services

Mr. Norris appeared before the Commissioners to present a proposal for a County Highway Maintenance Department in order to provide a coordinated effort for all activities on County roads. Mr. Norris went on to explain organization, location, summary of costs and advantages.

After discussion, the Commissioners agreed to review the proposal and make a decision at a later date.

ADJOURNMENT

The meeting adjourned at 3:30 p.m.

Approved,

  
George R. Add, President