

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, April 9, 1985

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. Spalding, Recording Secretary

CALL TO ORDER

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

APPROVAL OF MINUTES

Commissioner Arnold moved, seconded by Commissioner Dean, to approve the minutes of the Commissioners' meeting of Tuesday, April 2, 1985. Motion carried.

APPROVAL OF BILLS

Commissioner Aud moved, seconded by Commissioner Sayre, to approve payment of the bills as submitted. Motion carried.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) APPOINTMENTS  
BOARDS, COMMITTEES AND COMMISSIONS

Commission on Aging

Commissioner Arnold moved, seconded by Commissioner Aud, to appoint Lila Ridgell Hofmeister to the Commission on Aging to fill an unexpired term ending June 30, 1986. Motion carried.

State Advisory Council on Children & Youth

Commissioner Arnold moved, seconded by Commissioner Dean, to submit the nomination of Valerie von Allmen to the Governor to serve as St. Mary's County's representative on the State Advisory Council to the State Office for Children and Youth. Motion carried.

2) BUDGET AMENDMENT NO. 85-74  
PUBLIC WORKS

The County Administrator presented the referenced Budget Amendment recommended for approval by the Budget Director with the following justification: Emergency repairs to Tall Timbers Shore Erosion District. County Commissioners' decision on March 26, 1985. Transfer of Lexington Park Storm Drainage Taxing District. Replace in FY '86.

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

3) CORRESPONDENCE TO GOVERNOR'S BOARD ON HOMELESSNESS

The County Administrator presented correspondence for the Commissioners' signatures addressed to the Governor's Board on Homelessness endorsing request for funds to finance a needs assessment for emergency shelters in the Southern Maryland area. The Commissioners agreed to sign and forward said letter.



4) JOB TRAINING PARTNERSHIP ACT  
JOB SERVICE PLAN

The County Administrator presented for the Board's approval the Job Service Plan for the Job Training Partnership Act for the period July 1, 1985 - June 30, 1986. He stated that the plan, a tri-county effort, also requires approval by the Private Industry Council and should be approved subject to the Council's approval.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve and authorize Commissioner President Aud to sign the Job Service Plan with the Maryland Department of Employment and Training. Motion carried.

5) CLEARINGHOUSE PROJECT NO. MD850311-0407  
HISTORIC NOMINATION - CHESAPEAKE BAY SKIPJACK FLEET  
JACK RUSSELL'S DEE OF ST. MARY'S

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.

6) CLEARINGHOUSE PROJECT NO. MD 84-6-683  
EXCESS STATE PROPERTY - 3.5 ACRES - WEST OF MD. RT. 4

The County Administrator advised that the referenced clearinghouse project has been reviewed by various county departments and it is recommended that the County express no interest in the property. The Commissioners gave their concurrence.

7) COMMUNITY COLLEGE AT ST. MARY'S  
REQUEST FOR FUNDS

The County Administrator presented correspondence dated March 5, 1985 from the Community College Advisory Committee requesting \$25,000 for additional electrical work at the Community College at St. Mary's. He stated that these funds could either be in FY '86 by increasing the capital budget for FY '86 for that amount or by taking the funds that are recommended for FY '86 for improving the parking area.

The Commissioners agreed to direct the County Administrator to prepare correspondence to the Community College Advisory Board indicating that there are funds in the Recommended FY '86 budget for improvements to the parking area and if the Board would like to complete the electrical work, those funds for the parking area could be used.

8) PERSONNEL

The County Administrator presented the following personnel items for the Commissioners' review and consideration:

a) Department of Public Works  
Engineer - Grade 13

Memorandum dated April 8, 1985 from Personnel Officer requesting authority to hire an Engineer, G-13, position in the Department of Public Works which was vacated by Jerry Maldonado.

Commissioner Arnold moved, seconded by Commissioner Dean, to accept this recommendation. Motion carried.



b) Department of Public Works  
Appointment of Fiscal Clerk III

Memorandum dated April 9, 1985 from Personnel Officer recommending the appointment of Adrienne Gilbert, who is currently a Fiscal Clerk II in that Department.

Commissioner Arnold, moved, seconded by Commissioner Dean, to accept this recommendation. Motion carried.

9) TRANSFER OF OLD HOSPITAL PROPERTY

The County Administrator presented the following documents relative to the construction of the new nursing home and the transfer of the old hospital property:

a) Correspondence to St. Mary's Hospital Board of Directors in which the County commits itself to an appropriation of \$150,000 for new equipment, and further agreeing to the date of June 1, 1985 that the hospital will be free and clear of all furnishings.

Commissioner Aud moved, seconded by Commissioner Arnold, to sign and forward said letter. Motion carried.

b) Partial Release of Mortgage and Statements of Continuation, Partial Release, Assignment, Etc. -

Commissioner Dean moved, seconded by Commissioner Arnold, to approve and authorize Commissioner President Aud to sign said documents. Motion carried.

c) Option Agreement to St. Mary's Nursing Home, Inc. to purchase Parcels A & B for the construction of a new nursing home.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve and authorize Commissioner President Aud to sign said Option Agreement. Motion carried.

Mr. Cox stated that the Option Agreement is subject to a yet-to-be presented subsidiary agreement which will identify all understandings that have been negotiated concerning the transfer of all property.

TOURISM ADVISORY COMMITTEE

Present: Jack Candella  
Christine Cihlar,  
Carolyn Stamford  
Ann Marum  
Peggy McCabe  
Darryl DeCesar  
Larry Olsen  
Gary Hodge

The referenced representatives of the Tourism Advisory Committee appeared before the Commissioners to request reconsideration of the \$26,000 supplemental budget request, which had not been included in the FY '86 Recommended Budget, and further to request approval of the concept of joint private/public cooperative tourism efforts.

Ms. Cihlar explained that a Special Budget Subcommittee was formed, of which she was Chairperson, which identified a number of priority activities, such as research, education, special events, planning and development, marketing and promotion. It was the subcommittee's recommendation that these activities should not just be a county government



effort, but a cooperative public/private sector effort. A supplemental request of \$26,000 was submitted to the County and a similar amount will be requested from the private sector. The funds would be used for the purchase of advertising in newspapers, magazines, radio, contributions to Tri-County County to assist in regional tourism promotion, for printing of brochures, and a travelling exhibit.

After discussion the Commissioners expressed their concurrence in the concept of public/private sector cooperative tourism effort, but advised that the budget request would be considered with all other requests during the budget cycle.

DEPARTMENT OF PUBLIC WORKS

Present: John Norris, Director

1) TEMPORARY RIGHT OF ENTRY EASEMENTS  
TALL TIMBERS SHORE EROSION DISTRICT

Mr. Norris advised that the Army Corps of Engineers is requesting authorization from property owners and the County for right-of-entry for the purpose of surveying, making test borings, etc. to complete its investigation of the Herring Creek (Tall Timbers) Shore Erosion protection project. Therefore Mr. Norris presented a number of Temporary Right-of-Entry Easement Agreements to be approved by the Board and stated that there will be additional Easements forthcoming as they are prepared.

Commissioner Arnold moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign the Easements as presented as well as additional Easements when they are submitted. Motion carried.

2) ST. MARY'S COUNTY AIRPORT PROJECT

Mr. Norris advised the Commissioners that FAA had reviewed the FY '86 project for the St. Mary's County Airport and concurred in the award of the engineering contract to Greiner Engineer Services in the amount of \$33,073 on a 90-5-5 basis. The specific tasks to be accomplished are:

- a) Update of Airport Master Plan;
- b) Expansion of the apron tie-down area;
- c) The preparation of the construction documents to clear the safety area, the easements on which are currently being acquired.

FAA was unable to participate in the planning for the layout of the industrial area.

After discussion, Commissioner Aud moved, seconded by Commissioner Dean, to authorize Commissioner President Aud to sign the contract documents with Greiner Engineering Services and further to approve and authorize the President to sign the Budget Amendment relative to the above project when it is submitted by the Budget Director. Motion carried.

3) CONTRACT FOR INSPECTION SERVICES  
SURFACE TREATMENT PROGRAM

Mr. Norris presented a Contract for Inspection Services for the Surface Treatment Program with Mr. George Payne at the same rate as in the previous year.

Commissioner Millison moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign said Contract. Motion carried.



EXECUTIVE SESSIONS

As a follow up to previous discussion, Commissioner Millison moved that a recorder be used during Executive Sessions; that the tapes be placed in a secure place, only to be made public when it became necessary. The motion died for lack of a second.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Dean moved, seconded by Commissioner Arnold, to meet in Executive Session in order to discuss a matter of land acquisition followed by a matter of personnel. The Session was held from 10:15 a.m. to 11:25 a.m.

JOINT USE OF WELLS  
PROPOSED RESOLUTION

Commissioner Dean indicated that he has been working with the Health Department, Metropolitan Commission, and Planning and Zoning in the development of a Resolution for the Joint Use of Wells. A copy of the proposed Resolution was distributed and Commissioner Dean suggested that it be a matter of discussion at next week's meeting. The Commissioners gave their concurrence.

AGRICULTURAL TASK FORCE REPORT

Commissioner Dean stated that in response to the Agriculture Task Force's presentation of their report on January 22, 1985, the following is recommended:

To prepare correspondence to the Task Force thanking them for the report and stating that the Commissioners are in general agreement with the recommendations with the following exceptions:

- a) barn tax credit;
- b) funding for land preservation program;
- c) changing the County Zoning Ordinance to make slaughter houses and meat processing plants as a permitted use rather than a conditional use.

Further, that the next step is to enter into Phase II for the implementation of the recommendations, possibly through the Task Force in concert with the County and the County's Department of Economic & Community Development.

The Commissioners gave their concurrence in Commissioner Dean's recommendations.

ZONING AMENDMENT RESOLUTION NO Z85-05  
EDWARD J. COOK (TOSCA)  
ZPUD #84-1477

(Requesting rezoning of approximately 167 acres from R-2, Low Density Urban Residential, to PDR 4.5, Planned Development Residential. The property is the site of the proposed "TOSCA" development (750 dwelling units) located on Great Mills Road in Lexington Park, Eighth Election District; shown on Tax Map 51, Block 3, as Parcel 147.)



The Commissioners have conducted a public hearing and held subsequent discussions, Commissioner Dean moved, seconded by Commissioner Aud, to approve and sign Zoning Amendment Resolution No. Z85-05 subject to the applicant, Edward J. Cook, signing the Resolution accepting the conditions as set forth therein. Motion carried.

INTERSECTION OF MD. RT. 4 and MD. RT. 235

Commissioner Dean requested that the State Highway Administration be requested to look at the intersection of Md. Rt. 4 and Md. Rt. 235 because of safety concerns that have been expressed. Commissioner Dean suggested that perhaps it could be recommended that the "right turn on red" be eliminated on Rt. 4 going south on Rt. 235.

The Commissioners agreed to have such a study made.

DEER CROSSING SIGNS

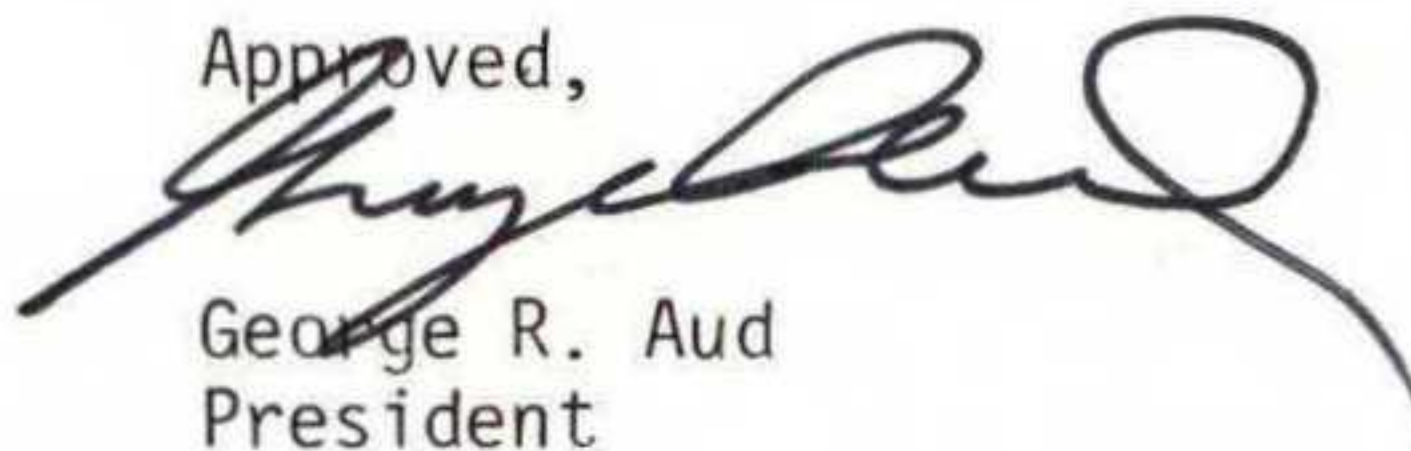
Commissioner Sayre advised that there have been a number of accidents on Md. Rt. 249 due to deer crossing the roads. He recommended that the SHA be requested to place "Deer Crossing" signs at three locations on this road: at the gate to Steuart's, at Andover Estates, at Springer Road. He further recommended that a "Deer Crossing" sign be placed on Fairgrounds Road.

The Commissioners gave their concurrence.

ADJOURNMENT

The meeting adjourned at 12:20 p.m.

Approved,



George R. Aud  
President