

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, July 2, 1985

Present: Commissioner George R. Aud, President  
Commissioner Richard D. Arnold  
Commissioner David F. Sayre  
Edward V. Cox, County Administrator  
Judith A. Spalding, Recording Secretary

(Commissioners Larry Millison and Ford Dean were not present.)

CALL TO ORDER

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

APPROVAL OF MINUTES

Commissioner Arnold moved, seconded by Commissioner Aud, to approve the minutes of the Commissioners' meeting of Tuesday, June 25, 1985. Motion carried.

APPROVAL OF BILLS

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

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) BUDGET AMENDMENTS

The County Administrator presented the following budget amendments recommended for approval by the Budget Director with justifications as indicated:

- a) No. 85-96  
Various

Justification: General Fund transfers to close out budgetary revised accounts in accordance with outlays where applicable FY '85.

- b) No. 85-97  
Various

Justification: Capital Fund transfers to close out budgetary revised project accounts in accordance with outlay where applicable, FY '85.

- c) No. 86-01  
Public Works

Justification: To establish new division cost center in the Department of Public Works entitled Vehicle Maintenance Division.

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

2) APPOINTMENTS  
BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Sayre moved, seconded by Commissioner Aud, with motion carried, to appoint the following individuals with terms as indicated:

Commission for Women

Roberta Kaskel for a term to expire June 30, 1988

Tri-County Group Home Board

Michael Whitson for a term to expire June 30, 1988.

3) NOTIFICATION OF GRANT AWARD  
OFFICE ON AGING  
GATEWAY I

The County Administrator presented the referenced Notification of Grant Award for the Gateway I project in the amount of \$16,905 for the period of July 1, 1985 - June 30, 1986.

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

4) CORRESPONDENCE TO ATTORNEY DAVID JENNY

The County Administrator presented correspondence for the Commissioners' review addressed to Attorney David Jenny advising that the County is willing to accept the settlement agreed upon in the Executive Session on June 25, 1985 concerning Joseph S. Harding's claim against the Board.

Commissioner Sayre moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign said letter. Motion carried.

5) ART ASSOCIATION BUDGETARY REQUEST

The County Administrator advised that the Art Association submitted a letter dated June 25 requesting budgetary consideration in the amount of \$2800; therefore, Mr. Cox presented a response for Commissioners' approval advising that the County will appropriate \$2625 as has been done in the past.

Commissioner Sayre moved, seconded by Commissioner Aud, to authorize Commissioner President Aud to sign said letter. Motion carried.

6) PINEY POINT SEWAGE PROJECT  
DRAFT CONSENT ORDER

The County Administrator advised that the Draft Consent Order regarding the Piney Point sewage treatment pipeline has been reviewed by the County Health Department and Metropolitan Commission, and it is recommended that it be forwarded back to the State with one modification as suggested by the Metropolitan Commission. The letter to the State Health Department has been signed by the Metropolitan Commission and authorization is needed for Commissioner President Aud to sign it.

Commissioner Arnold moved, seconded by Commissioner Sayre, to authorize Commissioner President Aud to sign said letter. Motion carried.

7) PERSONNEL  
OFFICE OF PURCHASING AND LOGISTICS  
CONVERSION OF POSITION TO FULL TIME

The County Administrator presented a memorandum dated July 1, 1985 from Personnel Officer stating that due to the resignation of Christina Jackson in the Copy Center, it is recommended that Nancy Kolwey's appointment be converted from permanent part time to full time, effective July 2, 1985.

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

8) ACCEPTANCE OF DEED  
OLD HOSPITAL PROPERTY

With regard to previous negotiations concerning the old hospital property on which the new nursing home will be built, the County Administrator presented a Deed dated March 22, 1985 by and between St. Mary's Hospital and the Board of County Commissioners of St. Mary's County transferring the property to the County.

Commissioner Aud moved, seconded by Commissioner Arnold, to accept said Deed. Motion carried.

9) PIPER & MARBURY  
BOND COUNSEL FOR ISSUANCE OF GENERAL OBLIGATION BONDS

The County Administrator presented correspondence dated June 28, 1985 from Piper & Marbury submitting a proposal to serve as bond counsel to the County Commissioners on the issuance of General Obligation Bonds.

Commissioner Sayre moved, seconded by Commissioner Arnold, to accept the proposal from Piper & Marbury as submitted. Motion carried.

10) STORMWATER MANAGEMENT GRANT  
NOTIFICATION OF GRANT AWARD

The County Administrator presented the Grant Agreement by and between State of Maryland Department of Natural Resources, Water Resources Administration and St. Mary's County in the amount of \$80,494 for the Stormwater Management Program. Authorization is requested for Commissioner President Aud to sign said Agreement and further to sign a letter of protest to the State indicating that the program is not being funded as had been promised.

Commissioner Sayre moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign the Agreement and further to sign the letter of protest after it has been prepared. Motion carried.

DEPARTMENT OF PUBLIC WORKS

Present: John Norris, Director

1) LOITERING AND PARKING CONCERNS  
COUNTY ROADS

Also Present: Joseph Densford, Asst. County Attorney

Mr. Norris brought to the Commissioners' attention complaints that have been received concerning individuals loitering and parking cars and other related general safety problems at the terminus of certain county roads. Mr. Densford stated that he had researched the Transportation Article to look for a solution and indicated that the County had two options: (1) to make the road a private one, or (2) to place a sign along the county right-of-way to not allow stopping, standing or parking.

After discussion the Commissioners agreed to the placement of "NO STANDING, STOPPING OR PARKING AT ANY TIME" in order to correct the safety problems as described by Mr. Norris, and specific action at a particular location would be taken by the Board by Resolution.

2) EXTRA WORK AUTHORIZATION NO. 1  
COUNTY ROAD STRIPING PROJECT

Mr. Norris presented for the Commissioners' review and approval the Pavement Striping Program for FY '86 which indicated total miles to be stripied at 83.56. In addition Mr. Norris presented an Authorization for Extra Work No. 1 in the amount of \$8,999.97 payable to Allied Striping, Inc. for the purpose of increasing linear feet of striping on various county roads.

Commissioner Arnold moved, seconded by Commissioner Sayre, to approve the Striping Program and the Extra Work Authorization to Allied Striping as presented. Motion carried.

3) RESOLUTION NO. 85-16  
AMENDMENT TO ROAD ORDINANCE

The Commissioners having conducted a public hearing on May 28, 1985 on proposed text changes to the Road Ordinance and held subsequent discussion, Commissioner Arnold moved, seconded by Commissioner Aud, to approve and sign said Resolution. Motion carried.

4) COUNTRY LAKES SUBDIVISION - SECTIONS TWO AND THREE  
ADDENDUM TO PUBLIC WORKS AGREEMENT

Mr. Norris advised that he has received the amended Irrevocable Letter of Credit in the amount of \$30,000 for Country Lakes and is awaiting receipt of the Addendum to the Public Works Agreement by and between Benjamin H. Burroughs Jr. and Board of St. Mary's County Commissioners extending the deadline for completion of the roads to December 1, 1985. Mr. Norris requested approval by the Board to authorize Commissioner President Aud to sign the Addendum to the Public Works Agreement when submitted.

Commissioner Arnold moved, seconded by Commissioner Sayre, to accept and authorize Commissioner President Aud to sign said Addendum. Motion carried.

5) FOREST RUN SUBDIVISION, SECTION I  
ACCEPTANCE OF DEED  
RELEASE OF FINAL DRAW

Mr. Norris presented a Deed dated March 7, 1983 by and between Edward J. Cook and County Commissioners of St. Mary's County accepting Forest Run Drive into the County's Highway Maintenance System for the Commissioners' approval. With the acceptance of the Deed, the final draw in the amount of \$43,800 can be released.

Commissioner Arnold moved, seconded by Commissioner Sayre to accept the Deed as presented and further to release the final draw. Motion carried.

6) PUBLIC WORKS AGREEMENTS  
WILDEWOOD, NEIGHBORHOOD II, CLUSTER III  
WILDEWOOD BOULEVARD  
WHITE OAK PARKWAY

Mr. Norris presented the following documents pertaining to Wildewood Subdivision, Neighborhood II, Cluster III:

Public Works Agreement dated June 24, 1985 by and between Paragon Builders, Inc. and St. Mary's County Commissioners guaranteeing completion of construction of Wildewood Boulevard (Station 11+60 to Station 19+90) by July 1, 1986. A deed conveying Wildewood Boulevard (Station 8+22 to Station 19+90) is to be presented to the Commissioners for inclusion into the County's Highway Maintenance System on August 1, 1985.

Addendum to Public Works Agreement by and between Paragon Builders, Inc. and St. Mary's County Commissioners extending the deadline for completion of White Oak Parkway (Station 0+00 to Station 9+50) to August 1, 1985 and amending the letter of credit in the amount of \$9,000. A deed conveying this property to the County will be presented to the Commissioners for inclusion into the County's Highway Maintenance System on August 1, 1985.

Commissioner Arnold moved, seconded by Commissioner Sayre, to accept the referenced documents as presented by Mr. Norris and authorize Commissioner President Aud to sign same. Motion carried.

7) ROAD RESOLUTIONS

Mr. Norris presented the following Road Resolutions for the Commissioners' review and approval:

R85-33  
Lockes Hill Road (5th Election District)

Posting at 25 m.p.h. from Md. Rt. 5 for 3/10 of a mile; and 30 m.p.h. from that point to Md. Rt. 6.

R85-34  
Blacksmith Road (3rd Election District)

Posting at 25 m.p.h. and placement of curb signs for curbing located between hill past intersection with Cedar Lane.

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

RESOLUTION NO. 85-15  
PUBLIC HEARING  
ECONOMIC DEVELOPMENT REVENUE BOND  
SAN SOUCI SHOPPING CENTER

Present: Joseph Mitchell, Director, Dpt. of Economic & Community Dev.  
John William Quade, representative of applicant  
Irene Graves, representative of applicant

The Commissioners conducted a public hearing on the issuance by County Commissioners of St. Mary's County of economic development revenue bonds in an amount not to exceed \$1,800,000 for the purpose of financing the construction of a regional shopping center near Lexington Park at the intersection of Rt. 235 and Millstone Landing Road.

Ms. Graves displayed the plans for the regional shopping center and pointed out how the project will be an asset to the community with regard to tax base, jobs and local shopping convenience. Ms. Graves noted that a Letter of Intent has been received from Maryland National Bank.

Mr. Quade reviewed the application siting acreage, buildings, and employment potential.

Mr. Mitchell indicated that the County has fully authorized the amount of bond funding allocated by the State; however, if approved by the County Commissioners, a request from the State's reserve allocation will be made. The application has been reviewed by the County's Industrial Development Bond Committee and has recommended approval subject to state funding.

After Commissioner Aud inquired if anyone present had any comments and no one responded, Commissioner Arnold moved, seconded by Commissioner Sayre, to authorize Commissioner President Aud to sign Resolution No. 85-15 as set forth above. Motion carried.

A tape of the proceedings is on file in the Commissioners' Office.

#### EXECUTIVE SESSION

Commissioner Arnold moved, seconded by Commissioner Sayre, to meet in Executive Sessions as follows:

Land Aquisition with John Norris, Director, Public Works; Frank Gerred, Director, Office of Planning & Zoning; Joseph Densford, Assistant County Attorney; Edward V. Cox, County Administrator.

Personnel with John Norris, Director, Public Works and Edward V. Cox, County Administrator.

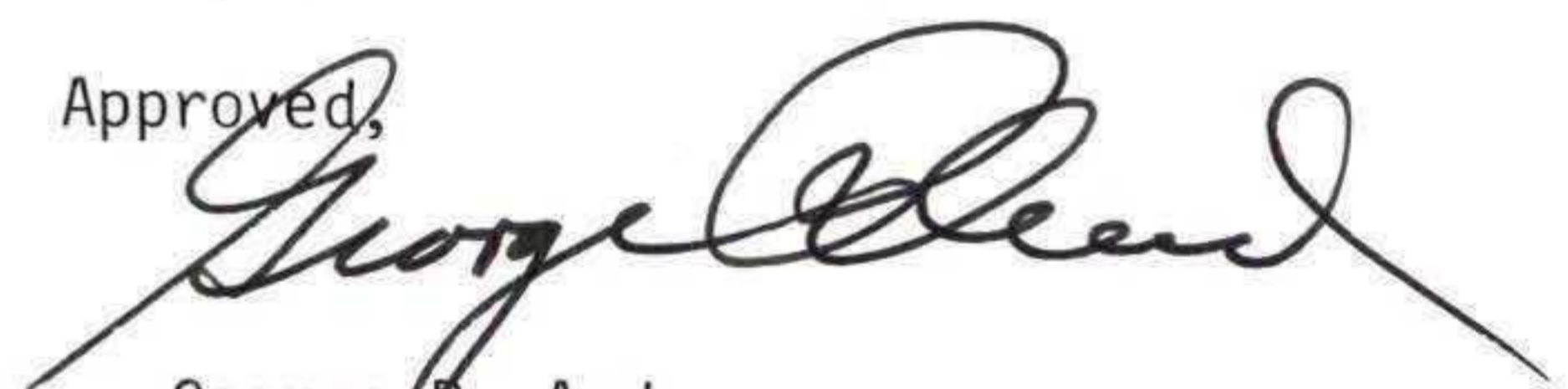
Personnel with Edward V. Cox, County Administrator.

The Session was held from 10:50 a.m. to 12:15 P.M.

#### ADJOURNMENT

The meeting adjourned at 12:15 p.m.

Approved,



George R. Aud  
President