

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, April 14, 1987

Present: Commissioner Joseph P. O'Dell, President
 Commissioner W. Edward Bailey, Vice-President
 Commissioner Robert Jarboe
 Commissioner John G. Lancaster
 Commissioner Rodney Thompson
 Edward V. Cox, County Administrator
 Judith A. Spalding, Recording Secretary

CALL TO ORDER

The meeting was called to order at 9:25 a.m.

APPROVAL OF BILLS

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

APPROVAL OF MINUTES

Commissioner Thompson moved, seconded by Commissioner Jarboe, to approve the minutes of the Commissioners' meeting of Tuesday, April 7, 1987. Commissioner O'Dell abstained in that he was not present at last week's meeting. Motion carried.

SENATOR SARBANES REPRESENTATIVE

Present: Nancy Simpson

Ms. Simpson appeared before the Commissioners to introduce herself as Senator Sarbanes' representative in the Southern Maryland area. She provided each Commissioner with a packet of information and discussed such issues as contracting out at Patuxent River, EMPRESS II Project, TACAMO transfer, tobacco industry, telephone listings for seniors, etc. During her discussion, Ms. Simpson informed the Board of the various constituent services made available by Senator Sarbanes' office such as setting up of tours, providing flags flown over the Capitol, copies of federal publications, etc.

The Commissioners thanked Ms. Simpson for her presentation and advised that they would be in touch as the needs arise.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) MARYLAND DEPARTMENT OF TRANSPORTATION
PUBLIC HEARING

The County Administrator advised that the Maryland Department of Transportation has scheduled a public hearing on Tuesday, May 5 at 7:30 p.m. at Great Mills High School relative to improvements to Md. Rt. 246. The Commissioners agreed that this hearing will represent the County Commissioners' evening meeting of that week.

2) CORRESPONDENCE TO TRI-COUNTY COUNCIL
PHASE I INTERIM EMERGENCY COMMUTER TRANSPORTATION

The County Administrator presented correspondence addressed to the Executive Director of Tri-County Council setting forth the County's endorsement of the referenced project and further advising that the Area Agency on Aging Director will be working with TCC staff on this project.

3) FISCAL PROCEDURES

The County Administrator explained that on March 24 a memorandum dated July 15, 1986 regarding fiscal procedures which had been adopted by the former Board was presented for the current Board's endorsement. He stated that the minutes of March 24, 1987 only indicate the approval of the change of name from "Budget Officer" to "Director of Finance" and not a re-endorsement of the fiscal procedures as set forth in the memorandum.

Therefore, Commissioner Bailey moved, seconded by Commissioner Lancaster, to re-endorse the fiscal procedures as set forth in the July 15, 1986 memorandum. Motion carried.

4) MOSQUITO CONTROL AGREEMENT

The County Administrator presented the Mosquito Control Agreement with the Maryland Department of Agriculture for the purpose of allocating funds for the management and control of mosquitos in the County. Mr. Cox advised that the Agreement commits the County to an increase in funds over 1987; however, the County has agreed to hold all programs at the FY '87 level. The Commissioners agreed to defer action until later in the budgetary process.

5) PERSONNEL
APPOINTMENT OF ACCOUNTANT

The County Administrator presented a memorandum dated April 14, 1987 from the Personnel Office recommending the selection of Martha Jones to the Accountant, Grade 12, position, effective April 20, 1987.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to accept the recommendation as presented. Motion carried.

6) ROAD RESOLUTION NO. 87-22
RENAMING LONG NECK ROAD TO FRESH POND NECK ROAD

The Commissioners conducted a public hearing on April 7, 1987, and the County Administrator presented Road Resolution No. R87-22 renaming Long Neck Road (County Route No. 3404) to Fresh Pond Neck Road.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to authorize Commissioner President O'Dell to sign the Road Resolution as presented. Motion carried.

7) GOVERNOR'S YOUTH CAMPAIGN

The County Administrator presented correspondence addressed to Governor Schaefer submitting the names of five local business persons who will be attending on behalf of the Commissioners the April 21 meeting in Annapolis on the Governor's Youth Campaign. The Commissioners agreed to sign and forward the letter.

8) HISTORY OF TOBACCO

The County Administrator advised that Charles County has initiated a film on the history of tobacco and its influence on Southern Maryland. Calvert and St. Mary's Counties are being requested to join in this project. The Commissioners will review this request and make a decision at next week's meeting.

9) JOB TRAINING PARTNERSHIP ACT

The County Administrator presented a memorandum dated April 14, 1987 explaining the JTPA Program which is overseen by a Private Industry Council of 18 members. He stated that since St. Mary's receives the most benefit, it serves as the program applicant and administrator for Southern Maryland. Mr. Cox indicated that the previous Board had granted him signature-approval authority and inquired whether the Board wished to continue delegation of this authority.

After discussion Commissioner Bailey moved, seconded by Commissioner Jarboe, to give the County Administrator continued authority as set forth above. Motion carried.

Mr. Cox also described a new Program Application by the Private Industry Council named Investment in Job Opportunities Program in the amount of \$85,000. He will execute the documents on behalf of St. Mary's County.

DONCASTER YOUTH CENTER

Present: Mary Novotny, Doncaster Youth Center Advisory Board Member
Thomas Morris, Facility Director, Doncaster Youth Village

The referenced individuals appeared before the Commissioners to explain the Doncaster Youth Center's purpose and programs. Doncaster, located near Nanjemoy, is a forty bed residential treatment facility for adjudicated male delinquents and licensed by the Juvenile Services Administration. Mr. Morris explained that the goal of the program is to prepare the young men for successful adjustment to community living. Education opportunities are provided on site with G.E.D. instruction made available.

Mrs Novotny pointed out that the site is in Charles County and has been designated for the tri-county area and southern Prince George's County. She explained that this was one of the concerns of the Advisory Committee is that the facility should not be used by other areas of the State.

During discussion Mr. Morris invited the Commissioners to visit the Youth Center.

In closing Mrs. Novotny indicated that the Advisory Board will keep the Commissioners apprised of any future events.

ST. MARY'S PUBLIC SCHOOLS
INTERAGENCY ON SCHOOL CONSTRUCTION

Present: Jerry Himmelhaber
Dennis Younkin, Director, Fiscal 7 Administrative Services

The referenced individuals appeared before the Commissioners to review the procedures for a school capital improvement project in the state public school construction program. Mr. Himmelhaber distributed an organizational chart and explained that capital improvement projects are approved by the Board of Public Works. Also distributed was an Outline of the Procedures.

Mr. Himmelhaber pointed out the need for more accurate enrollment projects and suggested that the development/building permit process would be of help. Commissioner O'Dell suggested regular meeting with the Office of Planning and Zoning in this effort.

After review Commissioner O'Dell suggested that Dr. Lorton look at what initiatives could be developed locally for submission to our Legislative Delegation to make the School Construction Program operate more effectively for rural counties.

PUBLIC BUDGET HEARINGS

Present: Charles Wade, Jr., Director of Finance

Mr. Wade appeared before the Commissioners to present the Agenda for the Public Hearings on the FY '88 Budget.

The Commissioners gave their concurrence with the schedule.

ZONE #85-1597

OLIVER R. GUYTHER

CLARIFICATION OF MINUTES

Present: Robin Guyther, Planner, OPZ
Betsy Anthony, Recording Secretary, OPZ

At the request of the Commissioners, the referenced OPZ staff appeared before the Board to discuss the wording of the zoning decision discussion portion of the March 24 minutes on the referenced case.

After discussion, Commissioner Thompson moved, seconded by Commissioner Jarboe, to rescind the portion of the March 24, 1987 minutes for ZONE #85-1597. Commissioner Bailey voted against the motion; Commissioner O'Dell abstained. The motion carried with a vote of three-one-one.

The Commissioners directed the Planning and Zoning staff to reword the rescinded portion and return with the amendment on April 21. The amended section should indicate the specific elements being approved or disapproved and should clearly distinguish between the rezoning request and the establishment of a buffer.

The Commissioners noted for the record that because Mr. Gerred was absent due to illness, Mr. Guyther was requested by the Commissioners to engage in this discussion in order to provide staff technical assistance even though he had previously excused himself from this case.

STATE OFFICE ON AGING
AGING ISSUES

Present: Richard Kirchner, Deputy Director, State Office on Aging
Billye McGaharn, Director, Area Agency on Aging

Mr. Kirchner explained that Governor Schaefer has directed that all agency heads or deputies meet with each subdivision in the State in order to obtain more direct contact and to be responsive to local government on issues of concern. During discussion Mr. Kirchner offered the cooperation of his agency regarding any aging issues of the County.

In addition, Mr. Kirchner reported that the legislators have appropriated additional funds for aging agencies in the State. Commissioner O'Dell indicated that because the Federal Government is funding at the same level of the previous year, perhaps more funds could be allocated by the State.

Mrs. McGaharn pointed out that she would like to have benefit areas reviewed as well as additional funding for operation of the senior centers.

The Commissioners thanked Mr. Kirchner for his presentation and advised that they appreciated his offer of assistance.

DEPARTMENT OF RECREATION AND PARKS
WICOMICO SHORES GOLF AND COUNTRY CLUB

Present: John V. Baggett, Director
(President, Chaptico Recreation Corp.)

1. AMERICAN INSTITUTE FOR LEISURE RESOURCES
WICOMICO SHORES FEASIBILITY STUDY

As President of the Chaptico Recreation Corporation, Mr. Baggett presented an Agreement with American Institute for Leisure Resources in the amount of \$15,400, plus out-of-pocket expenses, for the purpose of conducting a feasibility study of the Chaptico Recreation Corporation.

Commissioner Thompson moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President O'Dell to sign the Agreement as presented. Motion carried.

2. CONVEYANCE OF GOLF CARTS TO CHAPTICO RECREATION CORPORATION

Mr. Baggett presented a document for the conveyance of the 65 golf carts from the County to the Chaptico Recreation Corporation and requested the Board's approval of the document.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to convey all rights, title and interest in the 65 golf carts. Commissioner O'Dell voted against the motion. Motion carried four to one.

3. FINANCING OF GOLF CARTS

As a follow up to last week's discussion, Mr. Baggett reported that he investigated methods of acquiring the 15 replacement golf carts for Wicomico Shores--to buy them outright or commercial lease/purchase arrangement. During discussion Mr. Baggett inquired whether the County would advance \$50,000 for the purchase of the replacement carts.

After discussion of the various financing alternatives, Commissioner Bailey moved, seconded by Commissioner Jarboe, to authorize the Chaptico Recreation Corporation to purchase 15 replacement golf carts, to trade in the old ones, and to direct Mr. Baggett to find the most favorable financing and return to the Board with a recommendation. Commissioner O'Dell voted against. Motion carried four to one.

HUMAN SERVICES TOUR

At this time the Commissioners left for a tour of various human services facilities.

(THE EVENING SESSION BEGAN AT 6:00 P.M.)

SOUTHERN MARYLAND ELECTRIC CO-OPERATIVE, INC.
230 KV TRANSMISSION LINE - LEXINGTON PARK TRANSPORTATION PLAN

Present: Dick McCoy, SMECO
Alfred Gough, "
John Norris, Director, Department, Dept. of Public Works

The referenced representatives of SMECO appeared before the Commissioners to express concern regarding the impact of the Lexington Park Transportation Plan on the proposed 230 KV transmission line in Lexington Park.

Mr. McCoy gave the history of the transmission line and explained the agreement between SMECO and St. Mary's County regarding the acquisition of the railroad right-of-way, the proposed location of the the line. He stated that public hearings had been conducted and the prior Board had approved of the location. Mr. McCoy further pointed out that the substation and easements along the right-of-way were of great importance to SMECO.

Mr. Norris displayed the map of the proposed FDR Boulevard and the location of the lines were reviewed.

In closing the Commissioners, Department of Public Works and SMECO agreed to work together in resolving any problems that may arise.

DEPARTMENT OF PUBLIC WORKS

Present: John Norris, Director

1) ST. ANDREWS LANDFILL
PHASE I PERMIT APPLICATION

Mr. Norris requested the Board's concurrence for submission to the State Health Department an application to secure a permit to begin Phase I of the St. Andrews Landfill Site Evaluation.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to submit the application for the permit for Phase I. Motion carried.

2) RUBBLE LANDFILL COSTS

For the Commissioners' information, Mr. Norris presented information regarding rubble landfill costs for FY '87 which set forth the various classes of rubble, amount of tonnage, and revenue received. Mr. Norris reported that it cost approximately \$12 per ton to operate the rubble landfill.

Mr. Norris advised that he would return with figures for costs of operation and maintenance of landfills and transfer stations and the costs that will be incurred because of new Health Department regulations.

3) HYDRAULICALLY ACTUATED REFUSE PACKER TRAILER
BID TALLY SHEET

Mr. Norris presented a bid tally sheet for the purchase of a hydraulically actuated refuse packer trailer and recommended awarding the bid to Fallsway Truck Equipment, the lowest bidder in the amount of \$46,881. He further recommended that the acceptance of the trade-in amount of \$4,000 be held in abeyance until a decision is made concerning the possible conversion of the Clements Landfill to a transfer station.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to award the purchase of the refuse packer trailer in the amount of \$46,881 as recommended and not exercise the \$4,000 trade in until a decision is made relative to a transfer station at Clements Landfill. Motion carried.

4) CIVIL PENALTIES
SEDIMENTATION CONTROL ORDINANCE

As a follow up to previous discussion, Mr. Norris requested the Board's concurrence that he schedule a public hearing on the amendment to the Sedimentation Control Ordinance to include civil penalties.

The Commissioners gave their concurrence to schedule the hearing.

COUNTY COMMISSIONER TIME

1. 4-H Agent Commissioner Lancaster reviewed correspondence from the Extension Advisory Committee to the Cooperative Extension Service requesting action regarding the hiring of a 4-H agent in St. Mary's. The position has been vacant since May 1986. The Commissioners directed the County Administrator to prepare correspondence for their signatures requesting action on this matter.

2. Tall Timbers Commissioner Jarboe suggested that all material regarding Tall Timbers be provided to Senators Sarbanes and Mikulski and Congressman Dyson in order to enlist their assistance in this matter.

3. Public Forum Commissioner O'Dell suggested that at the request of a citizen that the Public Forum be scheduled as the first item on the agenda in the evening session. The Commissioners gave their concurrence and directed that the forum be scheduled at 6:00 p.m.

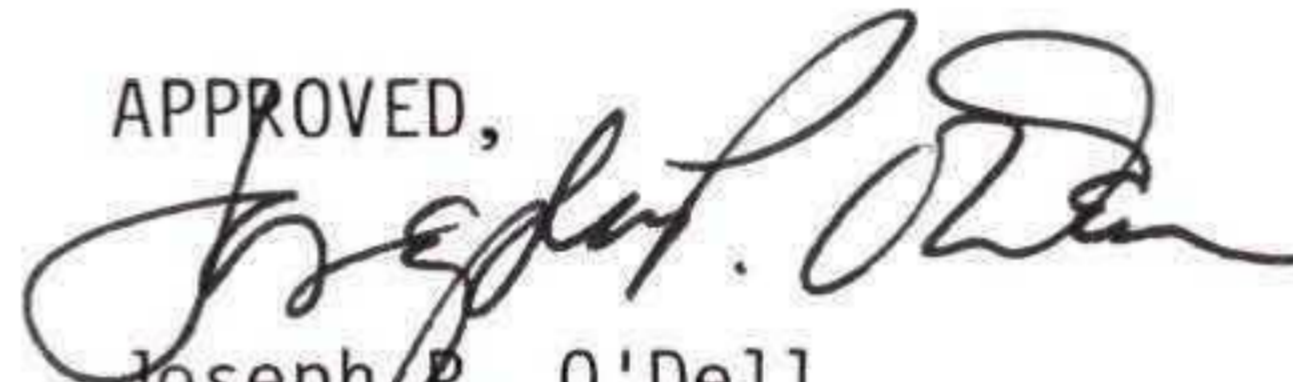
PUBLIC FORUM

At this time the Commissioners conducted a public forum and received questions and comments from the audience.

ADJOURNMENT

The meeting adjourned at 7:45 p.m.

APPROVED,



Joseph P. O'Dell
President