

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, April 26, 1988

Present: Commissioner Robert T. Jarboe, Vice-President
 Commissioner W. Edward Bailey
 Commissioner John G. Lancaster
 Edward V. Cox, County Administrator
 Judith A. Spalding, Recording Secretary

(Commissioner President Carl M. Loffler was not present at the beginning of the meeting. Commissioner Vice President Robert Jarboe presided over the meeting.)

(Commissioner Rodney Thompson was not present.)

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

APPROVAL OF MINUTES

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, April 12, 1988. Motion carried.

APPROVAL OF BILLS

Commissioner Lancaster moved, seconded by Commissioner Bailey, to approve payment of the bills as presented. 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 Director of Finance was justifications as indicated:

- a) #88-51
Procurement
Non-Public Transportation

Justification: To fund part-time clerk typist position (\$3,000)

- b) #88-52
County Administrator

Justification: To fund survey for Education Advisory Council (\$700)

- c) #88-53
Procurement

Justification: To fund additional rent for May and June due to revision of lease for Social Services and Environmental Health at the Miedzinski Building. (\$400)

Commissioner Bailey moved, seconded by Commissioner Lancaster to approve the budget amendment. Motion carried.

2) AIDS TASK FORCE

The County Administrator presented correspondence dated April 21 from the Health Department with a list of individuals to be appointed to the AIDS Task Force.

Commissioner Bailey moved, seconded by Commissioner Lancaster, and motion carried, to appoint the following individuals to the AIDS Task Force as recommended:

Lorraine Fulton, Supervisor of Instruction, Public Schools
Claudia Knowlton, Green Holly School
Terry Verbic, St. Mary's Hospital
Patricia Hawkins, Walden, Sierra Counseling Center
William J. Marek, M.D., Health Officer
Dr. Liz Reisman
Lt. Roy Sanderson, NAS
Marian Beavan, St. Mary's Hospital
Diana McKinney, Health Department

3) CLEARINGHOUSE PROJECT NO. MD880404-0255
FmHA RURAL RENTAL HOUSING - HUNTERS WALK APTS.

The County Administrator presented the referenced clearinghouse project and advised that the Office of Planning and Zoning has reviewed the project and recommends that it be forwarded to the State with the comment that it is consistent with the County's programs and objectives. The Commissioners gave their concurrence.

4) METROPOLITAN COMMISSION
WASTEWATER OPERATOR POSITIONS

The County Administrator presented correspondence dated April 5 from the Metropolitan Commission requested the County Commissioners' approval for two operator positions in the Water Distribution/Wastewater Collection Division because of increased workload. The positions were approved by the Metropolitan Commission on March 17.

After discussion Commissioner Lancaster moved, seconded by Commissioner Bailey, to approve the request as set forth above. Motion carried.

OFFICE OF PLANNING AND ZONING

Present: Frank Gerred, Director
Betsy Anthony, Recording Secretary

DECISION

STSP 87-0545: RELIABLE AUTO PARTS (Doug Harris)

Requesting approval to allow additional office and inside storage space for sale of reconditioned vehicles and parts. The property contains 1.8 acres and is now used as a salvage yard. It is located on the west side of Rt. 5 in Mechanicsville and it is zoned I-1, Industrial, and the property is shown on Tax Map 9, Block 14 as Parcel 27.

Mr. Gerred reviewed the four conditions imposed by the Planning Commission. The conditions were as follows:

1. The fence on the southwest corner be extended 100' to prevent the view of inside the storage yard from Old Rt. 5;

2. As required by the Zoning Ordinance, only vehicles and parts reconditioned on the site may be sold from the site;
3. Excavation of the stormwater management basin to its original condition and fencing to prevent storage of vehicles in the basin; and
4. The Health Department will determine the type of protection to be used by the applicant with regards to protection of the drain fields.

Mr. Gerred explained that the Health Department had stated that they would require fencing around the drain fields.

Commissioner Bailey moved, seconded by Commissioner Lancaster, and unanimously passed, to approve the site plan for signature.

UPDATE ON CRITICAL AREAS REVIEW TASK FORCE COMMITTEE

Present: Ford Dean, Chairman

Mr. Dean gave a brief overview of what the committee had accomplished to date. He indicated that the committee had received the comments from the State Critical Advisory Commission. The Commission had indicated that June 11, 1988 was mandated in the law as being the final date for the program to be adopted. Mr. Dean explained that the Review Task Force had completed its review of the plan and had drafted 80% of the amendments. Mr. Dean estimated that the Task Force would complete its work sometime in the month of June and would then report to the County Commissioners, Planning Commission, and the Chesapeake Bay Critical Areas Commission. The revised program would then be brought forth for the public hearing process.

Mr. Dean informed the Commissioners that the county's land would be divided into three categories: Resource Conservation Area (RCA), Limited Development Area (LDA), and Intense Development Area (IDA). How those classifications would be made would determine how the property could be used in the future.

Mr. Dean explained the grandfathering provision of the program specifically highlighting item #5: "Any planned unit development which received final zoning approval from the Board of County Commissioners prior to December 1, 1985, and which have met the requirements of the Critical Area criteria insofar as possible." Mr. Dean was asking for the approval of the Commissioners to articulate what the Commissioners position would be to the Commission.

Regarding the county's 5% allocation, Mr. Dean felt that the county should retain it for future use.

The Commissioners concurred that Mr. Dean should definitely speak to the Chesapeake Bay Critical Areas Commission.

Mr. Dean commented that the date for the grandfathering provision might have to be changed from December 1, 1985 to June 1, 1984.

DEPARTMENT OF PUBLIC WORKS

Present: John Norris, Director

1) TALL TIMBERS SPECIAL TAXING DISTRICT

Mr. Norris requested the Commissioners to reaffirm that the remaining 240 foot section be a part of Taxing District No. 1 and that the construction to be performed will be as recommended by the Department of Public Works and the Department of Natural Resources, a stone revetment and not a groin system.

After discussion, Commissioner Bailey moved, seconded by Commissioner Lancaster, to concur that the project be added to Taxing District No. 1 and to concur with the design for a stone revetment. Motion carried.

2) TIPPING FEE SCHEDULE

Mr. Norris presented a schedule for the tipping fees at the landfills. Kidde Company will be doing an economic analysis and a public hearing is scheduled for July. Collection of fees should begin in September.

3) EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator
John Norris, Director, Department of Public Works
Joseph Densford, Assistant County Attorney

Commissioner Bailey moved, seconded by Commissioner Lancaster, to meet in Executive Session in order to discuss matters of Personnel and Litigation and to continue in Executive with the Assistant County Attorney on a matter of Litigation. Motion carried. The Session was held from 10:15 a.m. to 10:35 a.m.

PROCLAMATION
NATIONAL VICTIMS' RIGHTS WEEK

Present: Dr. Patricia Hawkins
Kathy O'Brien
Doris Jones
Sue Gelrud

The Commissioners presented the referenced Proclamation designating the week of April 17-23, 1988 as National Victims' Rights Week.

(Commissioner Loffler entered the meeting at 10:45 a.m.)

VISIT TO SEVENTH DISTRICT

The Commissioners departed at 10:45 a.m. in order to visit property in the Seventh District.

FY '89 DEPARTMENTAL BUDGET REVIEWS

Present: Charles H. Wade., Jr., Director of Finance

The following departments/agencies appeared before the Commissioners to discuss allocations in the Recommended Budget:

Mosquito Control

Present: Stanley Joseph, Mosquito Control (State)
Mark Taylor, "
Joseph Harding, "

The Recommended Budget indicates deletion of the County's share of the program and that the community provide the entire local 50% share. Because agreements with the communities are approved the previous year for the following year's program, the Mosquito Control representatives advised that the deletion would affect this year's program. Funds for the calendar year 1988 spraying are in the FY '89 budget. However, the representatives indicated that they would be agreeable to the deletion in the FY '90 budget.

Sotterly Mansion

Present: Spence Howard
Hope Swann
Donna Ely

The referenced individuals appeared before the Commissioners to explain the importance of public assistance for a facility such as Sotterly. (The \$10,000 as requested is included in the Recommended Budget.)

TRICO

Present: James L. Hundemer, Vice President

Mr. Hundemer made the following requests of the Board of County Commissioners:

- 1) To officially recognize TRICO, its service divisions as being important, contributing services to the children, adolescents and families of St. Mary's County.
- 2) To provide a nominal budgetary allocation of \$4,800 to help defray overhead expenses during this next fiscal year as we continue vigorous fund-raising efforts.
- 3) To give consideration and approval for use of available county land for the therapeutic and other recreational programs of TRICO.
- 4) To give consideration and approval for use of available county-owned office spaces for the conduct of counseling, therapeutic activities, and administrative support.

Sheriff's Department

Present: Sheriff Wayne Pettit
Barbara Dotson

Sheriff Pettit appeared before the Commissioners to request restoration of the following funds:

\$ 24,441	-	To fund costs of recent promotions
3,770	-	To fund Captain's rank
40,820	-	To fund Patrolman First Class
47,549	-	To fund Sergeant position
14,250	-	Uniforms and Clothing
19,000	-	Vehicle Maintenance
10,000	-	Equipment - Office and Communication
27,426	-	Vehicles - New
4,000	-	Vehicle Equipment
<u>\$219,831</u>		TOTAL (Law Enforcement)
\$ 5,608	-	Correctional Personnel
<u>\$225,439</u>	-	TOTAL Restoration Request

Association for Retarded Citizens

Present: R. E. Johnson, Director

Mr. Johnson appeared before the Commissioners to explain the programs of ARC and to express appreciation to the Commissioners for their support. (The \$95,793 as requested is in the Recommended Budget.)

ENERGY TAX ORDINANCE

Present: Charles H. Wade, Jr., Director of Finance

Mr. Wade presented a draft of the proposed Energy Tax Ordinance and a time schedule of tasks to be completed.

Discussion ensued as to the percentage to present at the public hearing scheduled for May 17. Commissioner Lancaster moved, seconded by Commissioner Loffler to present the maximum of 5% at the hearing with the understanding that it could be less. The vote on the motion was one to two with Commissioner Loffler not voting. Motion defeated. Commissioners Jarboe and Bailey were of the opinion that the amount should be 3%.

DOMESTIC VIOLENCE/SEXUAL ASSAULT GRANT APPLICATION
HOMELESS SHELTER PROGRAM

The County Administrator presented a Grant Application for the Homeless shelter Program in the amount of \$49,079 (Total project: \$105,590).

Commissioner Bailey moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Loffler to sign the Grant Application as presented. Motion carried.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator
John Baggett, Director, Recreation and Parks
Joseph Mitchell, Director, Economic & Community Development

Commissioner Bailey moved, seconded by Commissioner Lancaster, to meet in Executive Session in order to discuss a matter of property acquisition and Personnel. Motion carried. The Session was held from 3:40 p.m. to 4:25 p.m. (Mr. Baggett and Mr. Mitchell left the Session at 4:10 p.m. and the Commissioners continued to discuss a matter of Personnel with the County Administrator.)

ADJOURNMENT

The meeting adjourned at 4:25 p.m.

Approved,


Carl M. Loffler, Jr.,
President