

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, November 22, 1988

Present: Commissioner Carl M. Loffler, Jr., President  
 Commissioner W. Edward Bailey  
 Commissioner Robert T. Jarboe  
 Commissioner John G. Lancaster  
 Commissioner Rodney Thompson  
 Edward V. Cox, County Administrator  
 Judy L. Cusic, Recording Secretary

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

APPROVAL OF MINUTES

Commissioner Bailey, moved, seconded by Commissioner Thompson, to approve the minutes of the Commissioners' meeting of Tuesday, November 15, 1988. Motion carried.

(Commissioner Lancaster did not vote due to his absence on November 15).

APPROVAL OF BILLS

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

INDUSTRIAL SITE PLAN  
OFFICE OF PLANNING AND ZONING

Present: Robin Guyther, Acting Director, Planning and Zoning  
 R. Elizabeth Holden, Recording Secretary

STSP #88-0633: WILDEWOOD TECH PARK, LOT 10

Asking for site plan approval for this lot located off Pecan Court. Shown on Tax Map 34, Block 15 as part of Parcel 598.

Mr. Guyther presented the site plan for the Wildewood Industrial Park, which will contain an office/warehouse building, and advised that the Planning Commission had approved this site plan at their meeting of October 24, 1988.

After due deliberation and confirmation of the storm water management plan, Mr. Bailey moved, seconded by Mr. Lancaster, to approve the Wildewood Tech Park site plan. The motion was unanimously approved.

At the request of the Commissioners, Mr. Guyther presented a brief up-date on the Critical Area Program. Mr. Guyther advised that last Wednesday a member of our staff met with a staff member of the sub-committee. They have returned to the original set of maps presents by the County and are making slight modifications to them.

Officially, we do not even have a draft of an approved program to approve. Both the State and the County need to have a public hearing. We were requested in July of 1988 to delay a tentatively scheduled public hearing until after the panel and staff had completed its review. As of this date this review has not been completed.

As Mr. Guyther now understands, the staff of the Critical Area Commission is writing the St. Mary's County program in such a way that it also can be applied to other counties.

A call was received a few weeks ago from the Critical Area Commission staff which said that a legislative committee had proposed that funding for the Critical Area Commission be eliminated this year. It was mentioned, at that time, that the County Commissioners might be of assistance in their obtaining funding; Mr. Guyther advised that he did not think this was possible until the Commissioners ascertained that some progress was being made with the St. Mary's County program.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) COASTAL ZONE MANAGEMENT  
CONTRACTUAL AGREEMENT

The County Administrator presented the referenced contractual agreement for the amount of \$12,300 to offset salaries for the Office of Planning and Zoning staff.

Commissioner Thompson moved, seconded by Commissioner Baily, to authorize Commissioner President Loffler to sign the Coastal Zone Management Contractual Agreement. Motion carried.

2) BUDGET AMENDMENT 89-23  
MARYLAND CITIZEN PLANNERS ASSOCIATION

The County Administrator presented the referenced Budget Amendment recommended for approval by the Director of Finance with the justification as indicated:

Justification: to provide funds for the planning program of the Maryland Citizen Planners Association in the amount of \$5,000.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to authorize Commissioner President Loffler to sign Budget Amendment 89-23 as presented. Motion carried.

3) BUDGET AMENDMENT 89-24  
ST. MARY'S COUNTY AIRPORT

The County Administrator presented the referenced Budget Amendment recommended for approval by the Director of Finance with the justification as indicated:

Justification: \$56,000 to improve the airport property by increasing right-of-way costs and legal costs for condemnation. The County will request Federal reimbursement in conjunction with existing grant to recoup monies.

Commissioner Thompson moved, seconded by Commissioner Bailey, to authorize Commissioner President Loffler to sign Budget Amendment 89-24 as presented. Motion carried.

(Commissioner President Loffler abstained).

4) CORRESPONDENCE

The County Administrator presented the following items of correspondence for the Commissioners' review and signatures:

a) Groundwater penetration study - To advise the Department of the Environment that the County does not intend to proceed to conduct a groundwater penetration study.

Commissioner Jarboe moved, seconded by Commissioner Lancaster to sign the correspondence as presented. Motion carried.

b) Rt. 5 and Rt. 6 - Correspondence prepared to Sam A. Disclafani followed by his concern regarding safety improvements at intersection Rt. 5 and 6.

c) Herring Creek - To Army Corps of Engineers expressing disappointment that public hearing request has been denied.

d) Camp Brown and D.C. Resident Camp - Correspondence prepared to the citizens of Communities and Residents of Scotland, Md. advising a meetings will be scheduled with D.C. Department of Recreation officials to discuss future plans for the two camps.

e) Funeral processions - After receiving a letter from Robert Briscoe concerning a county employee's conduct during a funeral procession, correspondence was prepared advising that attention will be taken to this matter.

f) Funeral processions - Following Mr. Briscoe's letter correspondence prepared to all Departments urging all employees to observe traditional courtesy relative to funeral processions.

g) Commission on Aging - Correspondence prepared to solicit current members of the Commission on Aging to nomination of new terms under newly established bylaws.

MEETING WITH CONGRESSIONAL DELEGATION PRELIMINARY AGENDA  
TRI-COUNTY COUNCIL FOR SOUTHERN MARYLAND

Present: Gary V. Hodge, Executive Director

Mr. Hodge presented the Commissioners with the following preliminary agenda to meet with the congressional delegation on Thursday, December 8, 1988.

1. Presidential Transition/Congressional Agenda
2. Implementaion of 1987 Chesapeake Bay Agreement
3. U.S. EPA Funding for Nitrogen Removal/Patuxent River
4. Federal Assistance for Oyster Research on MSX, Dermo. (NOAA)
5. Chesapeake Bay Coastal Congressional Caucus
6. Suburban Relocation of Federal Offices
7. Southern Maryland Naval Installations - Projected Federal Support (Patuxent Naval Air Station/PNATC, NESEA, and Naval Ordnance Station/Indian Head)
8. Federal Impact Aid to County School Districts with Defense Installations
9. Funding for 103-mile Metrorail System (to Branch Avenue)
10. Renewal of Federal Aid Highway Act in 1991
11. Continued Section 18 Funding for Public Transportation and Ridesharing Services in Non-Urbanized Areas (UMTA)
12. Status of Rural Development Legislation

13. Targeted Export Assistance Program (USDA)

In addition to the preliminary agenda presented by Mr. Hodge, Commissioner Lancaster added an item to discuss the operation of postal services.

PUBLIC UTILITY STUDY REPORT

Present: Joseph F. Mitchell, Director, DECD  
Charles H. Wade, Director of Finance

Mr. Mitchell and Mr. Wade presented the Commissioners with an update on possible revenues generated by the following public utilities:

- a) Maryland Natural Gas - proposed pipeline
- b) Southern Maryland Electric Cooperative - expansion
- c) Maryland Department of Natural Resources - power plant sites

Mr. Mitchell stated that Walt Smith, General Manager, Southern Maryland Electric Cooperative and the Patuxent River Naval Air Station has extended an invitation to meet with the Commissioners to discuss future plans.

The Commissioners requested Mr. Mitchell to coordinate a meeting with the Naval Air Station and the SMECO Board of Directors before the 1988 year concludes.

The Commissioners thanked Mr. Mitchell and Mr. Wade for their presentation.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

At this time County Administrator requested to meet in Executive Session to discuss matters of litigation and personnel.

Commissioner Thompson moved, seconded by Commissioner Bailey to meet in Executive Session and discuss matters of litigation and personnel. Motion carried. The Session was held from 10:20 a.m. to 10:35 a.m.

PUBLIC HEARING

WICOMIC SHORES SPECIAL TAXING DISTRICT

Present: John B. Norris, Director, Public Works  
Dan Ichniowski, Supervisor of Engineering Services  
Steve King, Metropolitan Commission  
Joseph F. Mitchell, Director, DECD

Mr. Ichniowski read the Notice of Public Hearing aloud, as advertised in The Tide Newspaper on November 9, 1988 and November 16, 1988 providing legal notice that the Board of County Commissioners would hold a public hearing on the establishment of a Special Taxing District in the Wicomico Shores Subdivision for the reconstruction of the following streets:

Executive Boulevard, Crescent Lane, Sandy Court, Sycamore Drive, Sycamore Court, Hills Drive, Bush Court, Hilltop Court, Prospect Hill Road, Shenandoah Drive, Chief Drive, Air Force Road and Army-Navy Drive.

The proposed ordinance provides that the property owners in the subdivision will be responsible for the costs associated with the design, construction, utility relocation and interest through a special taxing district to pay back the costs over a 20-year period.

After the presentation of the ordinance by Mr. Ichniowski, Commissioner Loffler opened the meeting to the public for questions and comments.

Hearing no further comments or questions, the Commissioners closed the public hearing and indicated that a decision will be made no earlier than 10 days from the hearing.

DEPARTMENT OF PUBLIC WORKS

Present: John B. Norris, Director, Public Works

1) CALLING LETTERS OF CREDIT

Mr. Norris presented the following Letter of Credit for approval by the Board:

- a) Case Edwards/The Greens at Hilton Run I Limited Partnership  
\$28,000 - Citizens Savings Bank
- b) Grading Permit #88-13 The Greens at Hilton Run I  
\$83,000 - The First National Bank of St. Mary's
- c) Whiskey Creek Road  
\$15,000 - The First National Bank of St. Mary's
- d) Red Cedar, Wildewood  
\$26,000 - Maryland Bank and Trust Company
- e) Ship Point Machine, Inc.  
\$40,000 - Maryland Bank and Trust Company

Commissioner Lancaster moved, seconded by Commissioner Jarboe to sign the correspondence calling the Letters of Credit if necessary. Motion carried.

2) TRAFFIC DEVICE RESOLUTIONS

Mr. Norris presented resolutions to establish stop signs at the following subdivisions:

- a) Hunting Quarters Subdivision No. R 88-23
- b) Prospect Hill Subdivision No. R 88-21

Commissioner Thompson moved, seconded by Commissioner Bailey to accept the Resolutions as presented. Motion carried.

3) QUIT CLAIM DEED  
RALPH AND ELIZABETH BASSFORD

Mr. Norris presented correspondence from Delegate J. Ernest Bell, II concurring with the above reference quit claim deed.

The Commissioners agreed to review the document and take action at a future meeting.

4) PUBLIC WORKS AGREEMENT  
WILDEWOOD BOULEVARD

Mr. Norris presented the above referenced Agreement for Pecan Court dated November 10, 1988 by and between Wildewood Builders, Inc. and St. Mary's County Commissioners in the amount of \$23,000 posted for Pecan Court.

County Thompson moved, seconded by Commissioner Bailey to sign the above referenced agreement. Motion carried.

5) BOUNDARY AGREEMENT  
WATERLOO ROAD

Mr. Norris presented the above referenced boundary agreement to establish the boundary lines for John A. and Carole A. Northrop.

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve the boundary agreement as presented. Motion carried.

JOHN B. NORRIS, JR.,  
LETTER OF RESIGNATION

Mr. Norris respectfully presented the Commissioners with a letter of resignation effective December 31, 1988. Mr. Norris is leaving to start a private business as a consultant.

The Commissioners expressed their best wishes to Mr. Norris.

DEPARTMENT OF PUBLIC WORKS  
DIRECTOR POSITION

Present: Edward V. Cox, County Administrator  
Daniel Ichniowski, Supervisor of Engineers, Public Works

Due to Mr. Norris' resignation, effective December 31, 1988, County Administrator Cox recommended the Commissioners to name Daniel Ichniowski as Director of Public Works by waiving the normal competitive employment procedures.

Mr. Ichniowski agreed to accept the Commissioners selection.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to select Daniel Ichniowski as Director, Department of Public Works by waiving the normal competitive employment procedures. Motion carried.

DELINQUENT PERSONAL PROPERTY TAX  
PROPOSED RESOLUTION

Present: Charles H. Wade, Director of Finance

Mr. Wade presented a proposed resolution for an increase of interest rates on delinquent personal property taxes. Mr. Wade requested a public hearing set for Tuesday, December 13, 1988.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to hold a public hearing on the above referenced resolution. Motion carried.

PROCLAMATION  
HOME HEALTH CARE WEEK

Present: Doris Guy  
Carole Pinckney

The Commissioners presented the referenced Proclamation designating November 27 - December 3 as National Home Care Week.

ADJOURNMENT

The Commissioners adjourned at 11:55 a.m. to depart and tour the 3rd District.

Approved,

  
Carl M. Loffler, Jr.  
President