

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, April 11, 1989

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  
 Judith A. Spalding, Recording Secretary

(Commissioner Loffler was not present at the beginning of the meeting).

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

APPROVAL OF MINUTES

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve the minutes of the Commissioners' meeting of Tuesday, April 4, 1989 and Planning and Zoning portion of the Commissioners' minutes of March 28, 1989. Motion carried.

APPROVAL OF BILLS

Commissioner Thompson 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) CHARTER SCHEDULE OF DATES

The County Administrator presented a copy of a memorandum addressed to the Charter Board setting forth the schedule of dates leading to the special election scheduled for September 12. He stated that Charter Board accepted this schedule at its April 6 meeting.

2) DRAFT AGENDA - APRIL 18

The County Administrator presented the draft agenda for the April 18 meeting and recommended that the Commissioners review last year's priority listing for the Governor prior to Mr. Hodge's appointment.

3) BUDGET AMENDMENTS

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

No. 89-53  
Personnel

To provide additional funds for trips to County for Salary Study meetings.

No. 89-54  
State's Attorney's Office

To provide additional funds for extradition of fugitive.

No. 89-55  
Judicial

To provide funds for books and publications for law library.

No. 89-56  
Board of Elections

To provide funds for meals during attendance at elections seminar in June.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the budget amendments as presented. Motion carried.

4) RENTAL ALLOWANCE PROGRAM

The County Administrator presented correspondence dated March 21, 1989 from Department of Housing and Community Development inviting the Commissioners' application for additional FY '89 funds in the amount of \$10,624 for the Rental Allowance Program. St. Mary's County's efforts and participation meet the criteria for this additional funding. Mr. Cox stated that because of displaced persons, these funds will be put to good use.

Commissioner Thompson moved, seconded by Commissioner Bailey, to approve and authorize Commissioner to sign the application as presented. Motion carried.

(Commissioner Bailey entered meeting - 9:30 a.m.)

5) SOUTHERN MARYLAND HEALTH SYSTEMS AGENCY

The County Administrator presented correspondence addressed to SMHSA advising that Eugene Carter has been selected by the Commissioners as the consumer representative on the Governing Body of SMHSA. The Commissioners agreed to sign and forward the letter as presented.

6) LETTERS OF APPRECIATION  
ANNUAL REPORTS

The County Administrator presented letters of appreciation to those Boards, Committees and Commissions that presented annual reports and advising that the concerns expressed by them will be reviewed and responded to by the Commissioners. The Commissioners agreed to sign and forward the letters as presented.

7) NOTIFICATION OF GRANT AWARD  
RETIRED SENIOR VOLUNTEER PROGRAM

Relative to getting the federal grant year to coincide with the County's fiscal year, the County Administrator presented an Agreement from ACTION for a three-month period from April 1989 through June 1989, which extends the current RSVP budget through June 30, 1989. The Agreement will establish a new budget period from July 1 through June 30.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to authorize Commissioner Loffler to sign the Agreement as presented. Motion carried.

INTRODUCTION OF DEPUTY DIRECTOR  
PLANNING AND ZONING

Present: Jon Grimm, Director, OPZ  
Vivian Marsh, OPZ

Mr. Grimm introduced the new Deputy Director of Planning and Zoning to the Board of County Commissioners. Mr. Marsh assumed this position on April 10.

OFFICE ON AGING  
CHILD CARE FOOD PROGRAM

Present: Gene Carter, Director, Office on Aging  
Melody Mason, Deputy Director, Adult Day Care  
Jennie Page, Activities Coordinator

The referenced individuals appeared before the Commissioners to request the Commissioners' approval of the Agreement for the County's participation in the Child Care Food Program. Mr. Carter stated that in 1987 Congress passed an amendment to the Child Care Food Program providing for reimbursement for adult day care meals. He stated that it is a USDA Food Commodities Reimbursement Program.

Commissioner Bailey moved, seconded by Commissioner Lancaster for St. Mary's County to participate in this Program. Motion carried.

EXECUTIVE SESSION

Commissioner Thompson moved, seconded by Commissioner Lancaster, to meet in Executive Session to discuss a matter of Personnel. Motion carried. Session was held from 9:45 a.m. to 10:05 a.m.

OFFICE OF PLANNING AND ZONING

Present: Jon Grimm, Director

FSUB #88-0165 - LONG'S MINOR SUBDIVISION

Also Present: Mr. and Mrs. David Long

Requesting approval for a three-acre lot to be served by private rights-of-way which have one access to a public road and two access points to another private right-of-way. The rights-of-way serve 13 lots at this time. The property is located off Benswood Road north of Route 4 and is zoned R-1 as show on Tax Map 41, Block 6, Part of Parcel 286.

As a follow up to the presentation on March 28, 1989 regarding the referenced request, Commissioner Loffler stated that the Planning Commission had determined that a minor lot subdivision had been exceeded and that additional lots would require a road built to county standard.

In response to an inquiry from Commissioner Loffler, staff and the Commissioners advised they had no further questions. Therefore, Commissioner Loffler asked if any of the Commissioners wished to make a motion to make an exception to the subdivision regulations in this case. No motion was made.

During discussion the Commissioners suggested that Mr. Long return to the Office of Planning and Zoning and that Mr. Grimm would work with him to determine his options with regard to this property.

ZONING DECISION DISCUSSION  
ZONE #88-1108 - HART & LYTL

Also Present: Glenda Lytle, Applicant  
Roy Hart, Applicant

Requesting approval of the access plan (described in Condition #2 of the December 12, 1988 Planning Commission minutes) in order to finalize the recommendation for rezoning to C-2, Commercial, made at that meeting. The property is shown on Tax Map 34, Block 16, as Parcels 51 and 52.

Having conducted a public hearing on March 28, 1989, the Commissioners commenced discussion.

Commissioner Loffler indicated that he had two concerns with regard to the Planning Commission's recommendations:

- 1) (Planning Commission condition #5) That there be adequate separation of zonings through proper buffers under the new Ordinance.

Mr. Grimm responded that the new regulations would require adequate buffering for each type of commercial development.

- 2) (Planning Commission Condition #4) That the owners of the property be required to donate land needed for the straightening and widening of Rt. 4.

Mr. Grimm indicated that a possible alternative would be the imposition of a requirement at site plan review for a donation of a designated amount of land.

During discussion Commissioner Jarboe indicated that he was opposed to the rezoning at this time because of having commercial land in between two residential zonings and that approval would set a precedence. He stated that he could not vote in favor until the zoning for the area is identified in the new zoning ordinance and maps.

After discussion Commissioner Thompson moved, seconded by Commissioner Lancaster, to direct the County Attorney to prepare the appropriate Zoning Amendment Resolution approving the application for C-2 and accepting the conditions as recommended by the Planning Commission with the exception of No. 4 relative to the donation of land, which will be handled through the site plan review stage. Commissioner Jarboe voted against the motion. Motion carried four to one.

ST. MARY'S COUNTY OYSTER FESTIVAL  
LEXINGTON PARK ROTARY CLUB

Present: Herman Riffe, Lexington Park Rotary Club  
Jim McCue                                   "  
Esley Schwartz                           "  
Tom Burke                                   "  
Joseph Mitchell, Director, DECD

The referenced individuals appeared before the Commissioners to request restoration of funds in the amount of \$2500 for general public relations of the County Oyster Festival, especially the National Oyster Shucking Contest. The Lexington Park Rotary Club sponsors the Festival each year.

Members of the Rotary Club discussed the history of the Oyster Festival and stated that the large attendance is due in part to the Shucking Contest, which is a central attraction to the festival.

Mr. Mitchell explained that the \$14,152 requested for the Oyster Festival was removed from the Recommended Budget at the recommendation of staff. He stated that funding problems had arisen because commitments have been for this fall's festival in anticipation of continuation of funding at past levels.

After discussion Commissioner Loffler requested that the Rotary Club work with the Department of Economic and Community Development to clarify and develop specifics of this request. The Commissioners will make a decision during the development of the final budget.

PROCLAMATIONS

The Commissioners presented the following Proclamations:

National Volunteer Week

Proclaiming the week of April 9 - 14, 1989 as National Volunteer Week

Retired Senior Volunteer Program Week

Proclaiming the week of April 9 - 14, 1989 as Retired Senior Volunteer Program Week

Big Brothers/Big Sisters Week

Proclaiming the week of April 9 - 14, 1989 as Big Brothers/Big Sisters Week in St. Mary's County.

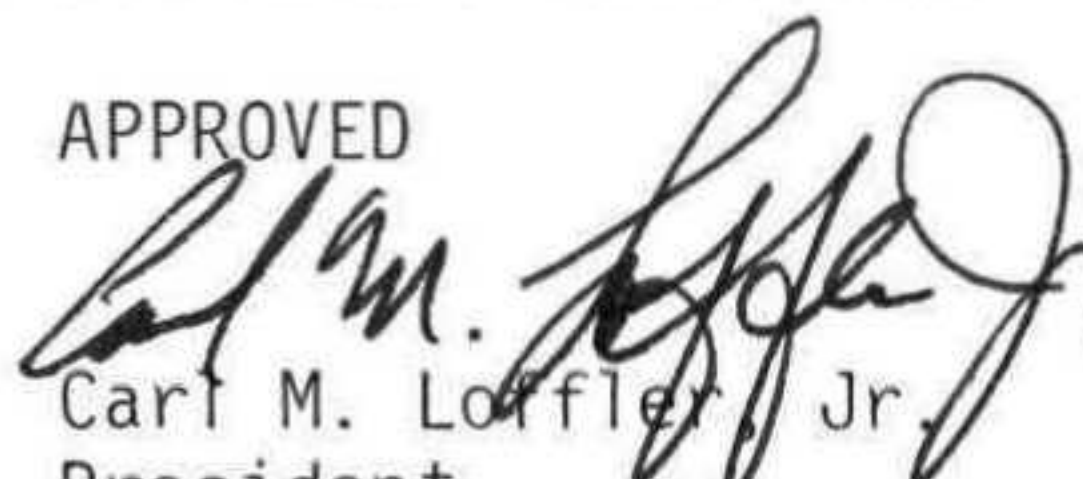
ADJOURNMENT

The meeting adjourned at 11:55 a.m.

SEVENTH DISTRICT TOUR

At the conclusion of the meeting the Commissioners continued their regular monthly tours by a tour of the Seventh District.

APPROVED



Carl M. Loffler, Jr.  
President