

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, June 6, 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

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

APPROVAL OF MINUTES

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, May 23, 1989. Motion carried.

APPROVAL OF BILLS

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

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Thompson moved, seconded by Commissioner Lancaster, to meet in Executive Session to discuss a matter of litigation. Motion carried. The Session was held from 9:10 a.m. to 9:30 a.m.

ST. MARY'S COUNTY CHARTER BOARD
SUBMISSION OF PROPOSED CHARTER

Present: Harry S. (Lanny) Lancaster, Chairman
 Barbara R. Thompson, Vice-Chairperson
 Paul W. Chesser
 J. Abell Longmore
 Jonathan C. Nelson
 Frederick J. Wallace
 Richard V. Wilson

The referenced members of the St. Mary's County Charter Board appeared before the Commissioners to present the proposed Charter which will be submitted to the voters at a special election on September 12, 1989. He stated that the Charter Board had put in many hours over the past year; however, not all members signed the Certificate of Submission.

The Commissioners thanked the Charter Board members for their efforts and presented each with a Commendation expressing their appreciation.

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:

No. 89-69
County Commissioners

Justification: To pay advertisements and legal notices published in local newspapers as mandated by law.

No. 89-70
County Commissioners

Justification: To pay contract salaries through June 30, 1989 for professional services.

No. 89-71
Finance Department

Justification: To provide funds for additional costs for JTPA and Agricultural Audits.

No. 89-72
Recreation and Parks

Justification: To provide funds to replace amplifier/mixer equipment stolen from Margaret Brent School.

No. 89-73
Recreation and Parks

Justification: To provide funds to pay bills for remainder of FY '89.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the referenced Budget Amendments as presented. Motion carried.

2) MARYLAND ROUTE 5

The County Administrator presented correspondence addressed to the Maryland Department of Transportation regarding the completion of dualization of Md. Rt. 5.

The Commissioners agreed to sign and forward the letter.

3) COMPREHENSIVE WATER AND SEWERAGE PLAN
ANNUAL UPDATE

The Commissioners having conducted a public hearing on May 23, 1989 on the adoption of a comprehensive water and sewerage plan, Commissioner Thompson moved, seconded by Commissioner Bailey, to approve and sign Resolution No. 89-adopting the Comprehensive Water and Sewerage Plan for St. Mary's County to be submitted to the Maryland State Department of Health and Mental Hygiene. Motion carried.

4) RESPONSE TO HOUSING CONCERNS

The County Administrator presented correspondence addressed to Brenda K. Dent in response to her concerns relative to county residences without interior plumbing.

The Commissioners agreed to sign and forward the letter as presented.

5) CERTIFICATION FOR COOPERATIVE LOCAL-STATE LIBRARY
AID PROGRAMS FOR FISCAL YEAR 1989

The County Administrator presented the referenced document certifying the amount of the County's contributions for the Board of Library Trustees.

Commissioner Thompson moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Loffler to sign the Certification as presented. Motion carried.

6) PERSONNEL
DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT

The County Administrator presented a memorandum dated June 1, 1989 requesting conversion of a Fiscal Clerk I, Grade 5 position in the Department of Economic and Community Development from temporary status to a full-time position with fringe benefits. The position will be funded by Section 8.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve this request. Motion carried.

7) MARCEY HOUSE GRANT AWARD

The County Administrator advised that the Alcohol Drug Abuse Administration has awarded the Fiscal Year 1989 Grant Award for Marcey House in the amount of \$79,017.

Commissioner Thompson moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Loffler to sign the Condition of Grant Award and the Statement of Assurances of Compliance. Motion carried.

8) CALIFORNIA POSTAL FACILITY

In response to correspondence dated June 2, 1989, the County Administrator presented correspondence addressed to the United States Postal Service advising that the Board finds the proposal to replace the California Postal Facility in accord with local planning subject to adherence with zoning and site plan requirements.

The Commissioners agreed to sign and forward the correspondence as presented.

9) APPOINTMENTS
BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Bailey moved, seconded by Commissioner Jarboe to make the following appointments:

| <u>Community College Advisory Board</u> | <u>Term to Expire</u> |
|---|------------------------|
| Charlotte Coppage Young | June 30, 1989 |
| <u>Planning Commission</u> | |
| Harry S. Lancaster, Jr. | December 31, 1989/1994 |

Commissioner Loffler voted in favor of Mrs. Young's appointment to the Community College Advisory Board and in opposition to Mr. Lancaster's appointment to the Planning Commission. Motion carried.

Commissioner Thompson moved, seconded by Commissioner Lancaster, and motion carried, to make the following appointments:

| | |
|-----------------------------------|----------------------|
| <u>Ethics Commission</u> | |
| Virginia Sapp (reappt.) | June 30, 1992 |
| <u>Housing Authority</u> | |
| G. Thomas Daugherty (reappt.) | June 30, 1994 |
| <u>Nursing Center Board</u> | |
| James Banagan (reappt.) | June 30, 1992 |
| <u>Recreation and Parks Board</u> | |
| W. A. "Pete" Amole | December 31, 1990/94 |

10) RETIRED SENIOR VOLUNTEER PROGRAM
NOTIFICATION OF GRANT AWARD

The County Administrator presented the Notification of Grant Award from ACTION for the referenced grant for the period July 1, 1989 - June 30, 1990.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the NGA as presented. Motion carried.

11) JULY 4 MEETING

Because Tuesday, July 4 is a holiday, Commissioner Bailey moved, seconded by Commissioner Lancaster, that the Board of Commissioners not meet that week. Motion carried.

INCREASE OF 911 SERVICE FEE
PUBLIC HEARING

Present: Tom Oliver, Director, Emergency Operations Center

The Commissioners conducted a public hearing on the proposed increased of the 911 Service Fee from .20¢ to .40¢ per telephone subscriber. Under authority granted in Article 14, Section 18-105(c) of Maryland Law, the funds received are used for the operation, maintenance, and updating of communications equipment associated with 911.

The secretary read the notice of public hearing.

There were no comments from the audience.

The public hearing was closed, and the record will be kept open for at least ten days.

DEPARTMENT OF RECREATION AND PARKS
USE OF PARKS AND FIELDS

Present: John Baggett, Director
Bonnie Glado, Student Intern

Mr. Baggett appeared before the Commissioners to review the use of parks, pavilions and fields. By way of charts Mr. Baggett demonstrated the substantial demand in the county for the use of parks and fields, including the use of private fields. He pointed out that should the fields on the Navy Base and the private fields no longer be available, there would be a severe shortage of fields.

In addition Mr. Baggett displayed the plans for the Regional Park, which will be located at the watershed area in Great Mills, and indicated that it will be developed in stages. The park will include a teen center building, ball diamonds, public pool, hard surface court, tennis courts, soccer fields, etc. He stated the long-range plans include an amphitheater.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator
Sheriff Wayne Pettit

Commissioner Bailey moved, seconded by Commissioner Lancaster, to meet in Executive Session in order to discuss a matter of personnel. Motion carried. The Session was held from 11:10 a.m. to 11:55 a.m.

CHESAPEAKE BAY CRITICAL AREA PROGRAM

Present: Ford L. Dean, Chairman, Critical Area Program Review Task Force
F. Elliott Burch, Jr., Member, "
Jeff Jackman, Land Use Planner

The referenced individuals appeared before the Commissioners to present the final draft of the Ordinance for the Chesapeake Bay Critical Area Program and related maps. Mr. Dean provided a history of the program stating that the task force had been appointed to review and modify the county's program. He stated that the draft is generally acceptable to the Task Force, Planning and Zoning staff, State Critical Area Commission staff, and the Attorney General's Office.

During discussion Mr. Dean advised that from this point there are several steps to be taken:

- ° That the Commissioners review the document;
- ° That the document be referred to the Planning Commission for review and comments. The County Administrator will prepare a letter of transmittal to the Commission.
- ° That the Commissioners advertise and conduct a public hearing on the program and the maps.

Mr. Dean advised that the Task Force would be available for the public hearing and assist in any other manner deemed appropriate by the Commissioners. He suggested that the staff person from the Critical Areas Commission be in attendance at the public hearing along with the Task Force and Commissioners to answer questions and receive comments.

- ° That a sufficient number of copies (100) of the Program be printed, and that anyone wishing to review the maps should make an appointment to go to the Office of Planning and Zoning.
- ° That once the public hearing has been conducted, the Task Force should review the public comments, who would then develop a "final" final draft of the Program. The draft would be submitted to the Commissioners, who would take action to adopt or amend the Program. Once adopted by the Commissioners it would be transmitted to the Critical Area Commission for adoption. Mr. Dean indicated that the Task Force would be willing to prepare the letter of transmittal of the Program to the Critical Area Commission.

During discussion in response to an inquiry from the County Administrator, Mr. Jackman advised that the Critical Area Program for St. Mary's County will be incorporated into the Zoning Ordinance.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to accept the recommended course of action recommended by the Task Force as set forth above. Motion carried.

In conclusion the Commissioners thanked the members of the Critical Area Review Task Force for their efforts in the development of the document.

STAFF LUNCH AND MEETING

The Commissioners attended the staff lunch and meeting held at the Garvey Center.

RELEASE OF AGREEMENT
CHANCELLORS VILLAGE

Present: Joseph Densford, Assistant County Attorney
Joanne Andrews, Harkins Associates

The referenced individuals appeared before the Commissioners to present a Release of Agreement between St. Mary's County Commissioners and Bean Associates for Parcel B, Part of Chancellors Village. Mr. Densford stated that all fees have been paid; however, this Agreement does not release Bean Associates from any other impact fee that the County may choose to impose. In response to an inquiry from Commissioner Loffler, Mr. Densford indicated that the Agreement did not specifically state this.

During discussion Commissioner Loffler requested that the Agreement be revised to include a statement that the owners of the property are bound to pay other impact fees if and when the County should impose them.

Later in the meeting (in the evening session), the County Administrator presented the revised Release of Agreement which included a statement that Bean Associates agrees to pay a \$2500 per dwelling impact fee for school construction in accordance with Resolution No. 88-24 adopted by the Commissioners on October 4, 1988.

Commissioner Lancaster moved, seconded by Commissioner Bailey, to authorize Commissioner Loffler to sign the Release Agreement as presented and amended. Motion carried.

7:00 P.M. - EVENING SESSION

ST. MARY'S ALLIANCE FOR THE PREVENTION OF ALCOHOL AND DRUG ABUSE

Present: Joe Dick, Office of Community Services
Dr. Pat Hawkins, Director, Walden
Becky Stevens, OCS
Ann Kovolcik
Bill Wise
Richard Vorhaar
Paul Ludwig, Alcohol Beverage Board
Other interested citizens

The referenced individuals appeared before the Commissioners to present a status report of the St. Mary's Alliance for the Prevention of Alcohol and Drug Abuse.

By way of charts, Mr. Dick reviewed the Calendar of Activities, Organization of Committees, proposed Alliance Organizational Chart, Alliance Council Membership. Mr. Dick briefed the Commissioners on the Tri-County Symposium held May 23 and 24 and the Governor's Summit meeting held in College Park on May 31.

Several members of the audience expressed their concerns regarding alcohol and drug abuse in the County.

After discussion the Commissioners agreed to approve the organizational chart and membership of the Alliance.

PUBLIC FORUM


At this time the Commissioners conducted a public forum accepting questions and comments from the audience. Participants were as follows:

| | |
|-----------------|---|
| Floyd Williams | - Alcohol and drug abuse |
| Minnie Russell | - Alcohol and drug abuse; Public water access |
| Viki Volk | - Wallace, Roberts and Todd suit; County Attorney position |
| Richard Vorhaar | - Open air drug markets |

ADJOURNMENT

The meeting adjourned at 8:45 p.m.

APPROVED,


Carl M. Loffler, Jr.
President