

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, October 17, 1989

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

(Commissioner Thompson was not present.)

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

APPROVAL OF MINUTES

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve the minutes of the Commissioners' meeting of Tuesday, October 10, 1989. Motion carried.

APPROVAL OF BILLS

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

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) TRI-COUNTY COMMISSIONER MEETING
REGIONAL HEALTH PLANNING PROPOSAL

The County Administrator stated that Calvert County Commissioners, who are hosting the Tri-County Commissioner meeting on October 18, has suggested as one of the agenda items Southern Maryland Health Systems Agency. He stated that Deputy Health Officer, Dr. Marek, has submitted a proposal to initiate a health planning agency for the tri-counties with the County Commissioners to appoint three to five members from each County and to be coordinated by the Directors of Health of the three counties.

2) DEVELOPMENTAL CENTER
VEHICLE REQUEST

The County Administrator presented correspondence in response to the Developmental Center's request for the purchase of two vehicles advising that the County regrettably cannot fulfill the request, but that the request should be made in the Fiscal Year 1991 budget for consideration.

The Commissioners agreed to sign and forward the letter.

3) JOINT COMMITTEE ON STUDENT POPULATION

As a follow up to previous discussion the County Administration presented correspondence addressed to the Board of Education concurring with the proposal for a Joint Committee on Student Population forecasting. Of the ten members County Government representatives will be the Director of Finance, Economic & Community Development, and Planning and Zoning and recommending that a representative of the Planning Commission and Economic Development Commission be appointed. Recommendations will be submitted prior to October 31. The Admiral of NATC and the Chamber of Commerce should be contacted for nominations.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to sign and forward the letter as referenced. Motion carried.

4) CORRESPONDENCE TO MATHEWS
HAYDEN ROAD

The County Administrator presented correspondence addressed to Mr. and Mrs. Robert Mathews approving the extension of the deadline of the time for them to vacate the dwelling on Hayden Road until April 23, 1990.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to sign and forward the letter approving the extension. Motion carried.

5) LETTER OF GRATITUDE
DOMESTIC VIOLENCE/SEXUAL ASSAULT BOARD

The County Administrator presented correspondence to Janet Anders expressing appreciation for her service on the Domestic Violence/Sexual Assault Board which has come to an end because of her relocation out of the county.

The Commissioners agreed to sign and forward the letter.

6) GREAT MILLS HIGH SCHOOL HOMECOMING PARADE

The County Administrator presented correspondence addressed to Cynthia Plackett responding to her concerns that Great Mills High School band did not march in the homecoming parade, and explaining that it was for safety reasons.

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

7) BUDGET AMENDMENTS

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

NO. 90-13
ANIMAL CONTROL

Justification: To provide funds to cover costs of emergency repairs and regular service to the animal warden vehicles.

No. 90-14
CHARTER BOARD

Justification: To transfer funds budgeted under the Charter Board to the Board of Elections to cover special election costs.

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

8) CRIME VICTIMS' SERVICES PROGRAM GRANT APPLICATION
BATTERED SPOUSE/RAPE CRISIS PROGRAMS

On behalf of Walden/Sierra, the County Administrator presented the referenced Grant Application for Battered Spouse/Rape Crisis Programs in the amount of \$60,874 to be submitted to the Women's Services Program, Department of Human Resources.

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

9) LIVABILITY CODE IMPLEMENTATION PROGRAM

The County Administrator presented an Amendment to the Livability Code Implementation Program Grant Agreement which designates Jon Grimm, Director of Planning and Zoning, as the County's liaison.

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

10) FISCAL YEAR 1990 HOME MAINTENANCE AND REPAIR PROGRAM (HOMAR)

The County Administrator presented a grant application to be submitted to Maryland Department of Housing and Community Development in the amount of \$25,000 FOR THE Home Maintenance and Repair Program (HOMAR). The Board of County Commissioners had previously been awarded \$20,000 to provide elderly and handicapped families with home repairs. This grant would provide continuation of the HOMAR program.

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

11) NOTIFICATION OF GRANT AWARD
OLDER AMERICANS' ACT - TITLE III GRANTS

The County Administrator presented an Interim Notification of Grant Award for the referenced Grant for Fiscal Year 1990 as follows:

| | | |
|---------------|---|----------|
| Title III B | - | \$33,641 |
| Title III C-1 | - | \$39,460 |
| Title III C-2 | - | \$ 8,261 |
| Total | - | \$81,362 |

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

12) WATER AND SEWER PLAN AMENDMENT RESOLUTIONS

The County Administrator presented the following Water and Sewer Plan Amendment Resolutions:

Resolution No. W/S89-01
Foxview Estates (SPEC #87-0191)

(Application to amend Water and Sewer Plan for property located in 8th Election District, described as Foxview Estates, shown on Tax Map 39, Block 18, part of Parcel 127, containing 49.57 acres, from S-6 to S-3.)

Resolution No. W/S89-02
Mackall & Martell Ricketts (SPEC #89-1187)

(Application to amend Water and Sewer Plan for property located in the 3rd Election district, for three lots off of Rosebank Road as shown on Tax map 39, Block 18, Parcels 48, 50 and 102, from S-5 to S-3.)

Commissioner Bailey moved, seconded by Commissioner Jarobe, to approve and sign the referenced Resolutions approving the amendments as requested. Motion carried.

13) OFFICE OF PLANNING AND ZONING
EFFECTIVE DATE OF PROMOTION

The County Administrator presented a memorandum dated September 27, 1989 requesting approval to change the promotion effective date for Mary F. Russell's promotion to Permits Inspection Clerk to September 19, 1988 in lieu of March 13, 1989. Because of the delay in filling this position on a permanent basis was based on the County's desire to delay until after hiring of new Director of Planning and Zoning. Ms. Russell had filled that position on a temporary basis until her permanent promotion.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve adjusting the effective date of promotion as requested. Motion carried.

14) EXTENSION OF LEAVE WITHOUT PAY STATUS

The County Administrator advised two custodians (William F. Buckler and William E. Forbes) have had their work status interrupted and are requesting extension of their leave without pay status be extended beyond 30 days, which requires Board of County Commissioner approval.

Commissioner Bailey moved, seconded by Commissioner Jarboe, to grant this extension. Motion carried.

15) NOVEMBER 28 COUNTY COMMISSIONER MEETING
GOVERNOR'S SUMMIT ON SUBSTANCE ABUSE

The County Administrator advised that the Governor's Summit on Substance Abuse is scheduled for Tuesday, November 28 and inquired if the Board wished to cancel their regular Commissioner meeting in order to attend.

After discussion Commissioner Lancaster moved, seconded by Commissioner Bailey, to cancel the regular November 28 meeting and to attend the Governor's Summit on Substance Abuse, which will be considered as meeting the four-meetings-a-month requirement for the Board of County Commissioners. Motion carried.

16) ALL AMERICA CITY AWARDS PROGRAM

The County Administrator presented a memorandum requesting the Board's approval to make application for a 1990 All America City Award Program. This program is the nation's oldest and most respected community recognition program, and honors those who work together to take action to solve community problems. The application will be handled by staff and a committee of businesses, community groups, and government agencies and will be an excellent opportunity to showcase the efforts of our volunteers and our excellent programs.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve proceeding with the application as requested. Motion carried.

REGIONAL TOURISM

Present: Joseph Mitchell, Director, DECD
Cindy Woodburn, Tourism Development Specialist
Ann Marum, Regional Tourism Committee
Shirley Colleary, "

The referenced individuals appeared before the Commissioners to present a status report on the activities of the regional tourism committee. Draft videos on the State of Maryland and the Southern Maryland region were shown. Ms. Woodburn pointed out that the videos, when finalized, will be shown on television and tourist offices.

During discussion Ms. Woodburn described the activities of the regional committee and gave an update on local activities for St. Mary's County.

In conclusion Ms. Woodburn advised that if the Commissioners have comments for improving the videos that they should contact her.

PROCLAMATIONS

The Commissioners presented the following Proclamations:

NATIONAL BUSINESSWOMEN'S WEEK

Present: Donna Smith, President, MBBPW
Dorothy Barclift
Joan Stein
Peggy Howard (Woman of the Year)

Proclaiming the week of October 15 - 21 as National Businesswomen's Week.

EPILEPSY AWARENESS MONTH

Present: Julie Stellfox

Proclaiming the month of November as Epilepsy Awareness Month.

CELEBRATE YOUTH SERVICE DAY

Present: Dr. Lorraine Fulton

Proclaiming October 18 as Celebrate Youth Service Day

RED RIBBON WEEK (ALLIANCE FOR DRUG FREE YOUTH)

Present: Lorraine Fulton
Elaine Davis

Proclaiming October 22 - 29 as Red Ribbon Week

REPORT ON STUDENT WORKERS FOR HIRE

Present: Charles Walsh, Administrator
Cynthia Brown, Director, Office of Community Services

The referenced individuals appeared before the Commissioners to present the referenced Report on Student Workers for Hire. Mr. Walsh explained the pilot program which matched young workers with private employers. With a computerized list of students willing to work part time, potential employers called to obtain information on students they wished to hire.

Although the number of students responding was considerably greater than the number of employers seeking students, Mr. Walsh indicated that the value of the program was worthwhile and should be continued.

The Commissioners thanked Mr. Walsh and Ms. Brown for the presentation.

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Director

1) PUBLIC WORKS AGREEMENT
COUNTRY LAKES, SECTION V

Mr. Ichniowski presented a Public Works Agreement dated August 29, 1989 by and between Benjamin H. Burroughs, Jr. and St. Mary's County guaranteeing completion of the following roads in Country Lakes Subdivision, Section V, Fourth Election District by September 1, 1990: Cox Drive, Elmer Court, Jeannie Court, Carrie Court, Glenn Court and Lenore Court. The Agreement is backed by a Letter of Credit with First National Bank of St. Mary's in the amount of \$425,000.

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

2) CALLING LETTER OF CREDIT
EAGLES GLENN SUBDIVISION

Mr. Ichniowski presented correspondence to Insurance Company of North America calling Bond No. K02319792 in the amount of \$137,600 for Public Works Agreement between Amber Meadows Joint Venture and St. Mary's County.

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

3) DEPARTMENT OF ENVIRONMENT
RESOURCE RECOVERY FEASIBILITY STUDY

Mr. Ichniowski presented correspondence dated September 29, 1989 from the Department of Environment responding to the County's financial assistance request for the \$14,500 shortfall for the Resource Recovery Feasibility Study. The Department of Environment will make available the \$14,500 and requested the Commissioners' approval of the Memorandum of Understanding.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the Memorandum of Understanding as presented. Motion carried.

4) ST. ANDREWS TRANSFER STATION

Mr. Ichniowski presented plans for the St. Andrews Transfer Station which will be constructed on the new portion of the St. Andrews Landfill.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the construction plans as presented. Motion carried.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to meet in Executive Session to discuss matters of Litigation and Personnel. Motion carried.

Litigation

Also Present: Dan Ichniowski, Director, DPW
Joseph Densford, County Attorney

Held from 10:55 a.m. to 11:30 a.m.

Personnel

Held from 12:40 p.m. to 1:25 p.m.

RESOLUTION NO. 89-25
GENERAL OBLIGATION BONDS OF 1987
SUPPLEMENT TO RESOLUTION NO. 87-22

RESOLUTION NO. 89-26
GENERAL OBLIGATION BONDS OF 1988
SUPPLEMENT TO RESOLUTION NO. 88-25

Present: Charles Wade, Director of Finance

Mr. Wade presented the following Resolutions:

Resolution No. 89-25 supplementing Resolution No. 87-22 of St. Mary's County, adopted on November 24, 1987 authorizing the issuance of and sale of \$5,000,000 Public Facilities Bonds. In that a portion of the proceeds of the Bonds originally designated to be used to finance the original projects is no longer required, the County had determined that it is in its best interest to use \$748,975 of the proceeds to finance all or a portion of the following projects: Sheriff's Department Building - \$71,045; Greenview Knolls Elementary School Addition - \$609,000; Great Mills Wall Renovation - \$16,000; St. Andrews Landfill - \$52,930.

Resolution No. 89-26 supplementing Resolution No. 88-25 of St. Mary's County, adopted on October 11, 1988 authorizing the issuance and sale of \$1,375,000 Public Facilities Bonds. In that a portion of the proceeds of the sale of the Bonds originally designated to be used to finance the original projects is no longer required, the County has determined that it is in its best interest to use \$19,870 of the proceeds to finance all or a portion of the St. Andrews Landfill project.

Commissioner Lancaster moved, seconded by Commissioner Bailey, to approve and sign the referenced Resolutions as presented. Motion carried.

LEGISLATIVE PACKAGE

The County Administrator presented a Work Sheet to be used to record actions by the Board on the legislative package items. Actions were as follows:

(NOTE: Commissioner Thompson was contacted at a later date for his positions on the items.)

| NO. | DESCRIPTION | SUPPORT | NO SUPPORT | NO POSITION |
|-----|--|---------|-----------------|-------------|
| 1 | Real Property (Private Sale or Conveyance) | 5 | | |
| 2 | Building Authority (Term Limitation) | 5 | | |
| 3 | County Retirement and Pension System | 5 | | |
| 4 | Severance Tax | 3 | 1 | 1 |
| 5 | Transfer Tax | 5 | | |
| 6 | Energy Tax | 4 | | 1 |
| 7 | Fines and Forfeitures | 4 | | 1 |
| 8 | St. Mary's County Law Library | 5 | | |
| 9 | Regional Park - Creation of State Debt | 5 | | |
| 10 | Al Bev. Board (Drive-in Windows) | 3 | 2 | |
| 11 | Runaway Children | 4 | | 1 |
| 12 | Drug Abuse Sentencing | 3 | (w/ amendment)* | 2 |
| 13 | Sidewalks Along Urban Highways | 5 | | |
| 14 | 40 Ft. R/W - Improvements | 5 | | |
| 15 | Unlicensed Junk Motor Vehicles/Removal | 5 | | |
| 16 | Electrical Examiners - Master Electrician | 5 | | |
| 17 | Electrical Examiners - Licenses; Effect | 5 | | |

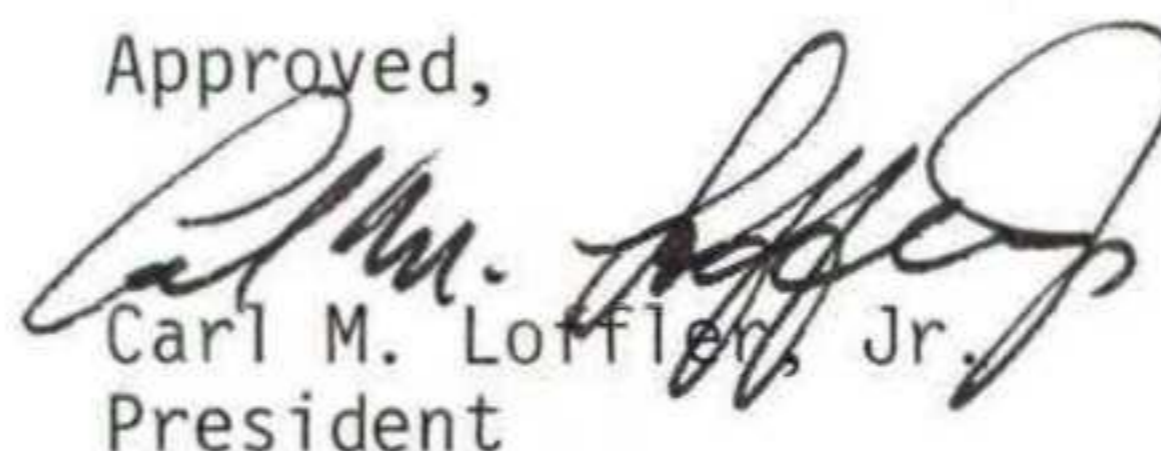
| | | | |
|----|--|---|---|
| 18 | Electrical Examiners - Renewal of License | 5 | |
| 19 | Electrical Examiners - Restoration; Inactive | 5 | |
| 20 | Wire Bank Crab Traps | | 5 |
| 21 | County Commissioners' Salaries | 5 | |
| 22 | Foster Care - Tax Incentives | | 5 |
| 23 | Underage Drinking | 5 | |

*To remove provision reducing length of time needed to train law enforcement officers.

ADJOURNMENT

The meeting adjourned 2:30 p.m.

Approved,



Carl M. Loffler, Jr.
President