

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, May 15, 1990

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 9:10 a.m.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, May 8, 1990. Motion carried.

APPROVAL OF BILLS

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

OFFICE OF PLANNING AND ZONING

Present: Jon Grimm, Director

1) INTRODUCTION - DEPUTY DIRECTOR

Mr. Grimm introduced Joe Meinert, the new Deputy Director for the Office of Planning and Zoning, to the Board of County Commissioners.

2) CRITICAL AREA MAPS

Mr. Grimm presented the cover sheet for the St. Mary's County Critical Area maps that have gone through public hearing and have been approved by the Board. Commissioner Loffler signed the cover sheet as presented.

3) INTRODUCTION OF ENVIRONMENTAL PLANNER

Mr. Grimm introduced to the Commissioners Scott Kudles, the new Environmental Planner.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) MATTHEWS PROPERTY
ST. MARY'S COUNTY AIRPORT

The County Administrator presented a memorandum dated May 11 from the Procurement Office indicating that it is staff's recommendation to dispose of the Matthews dwelling, acquired by the County, either by auction or by sealed bid. The property is located at the end of the St. Mary's County Airport Runway. The successful bidder would be responsible for moving the existing dwelling, removing the foundation, and clean up all debris.

After discussion Commissioner Bailey moved, seconded by Commissioner thompson to offer the Matthews property for public sale. Motion carried.

2) INFORMATION RELEASE
STATE OFFICE BUILDING DEDICATION

The County Administrator distributed an Information Release regarding the June 8 dedication of the Joseph D. Carter Multi-Service Center.

3) COMMUNITY DEVELOPMENT ADMINISTRATION
ON BEHALF OF LOCAL GOVERNMENT HOUSING BOND PROGRAM

The County Administrator presented correspondence addressed to the Community Development Administrator transferring to CDA for use in issuing \$1,249,468 in tax exempt housing bonds on behalf of St. Mary's County.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to sign and forward the letter as presented. Motion carried.

4) REGIONAL PRIORITIES
AFFORDABLE HOUSING

As a follow up to last week's meeting, the County Administrator presented Affordable Housing as an additional item for the St. Mary's County Regional priorities to be submitted to the Governor.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to add Affordable Housing to St. Mary's County's Regional priorities and to forward it to Tri-County Council for presentation to Governor Schaefer. Motion carried.

5) CENSUS '90

The County Administrator presented correspondence addressed to parents/guardians of students emphasizing the importance of a complete census count for St. Mary's and encouraging cooperation in completing the census form.

6) BUDGET AMENDMENTS

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

No. 90-67
Department of Public Works

To provide funding for furnishing the State Office Building meeting room.

No. 90-68
Department of Public Works

To provide funding for: Major breakdown of Governmental Center air conditioner.

Increase in asbestos removal inspection costs.

Additional painting required.

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

7) NOXIOUS WEED AGREEMENT

The County Administrator presented an Agreement between the Department of Agriculture and St. Mary's County for the Control and Eradication of Noxious Weeds (Johnsongrass, shattercane, thistle, and multiflora rose).

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

8) EXTENDED DAY CARE PLANNING COMMITTEE
BY-LAWS

The County Administrator presented correspondence to the Extended Day Care Planning Committee indicating that the by-laws are in compliance with Resolution No. 88-03 and are therefore approved by the Board of County Commissioners.

Commissioner Jarboe raised questions regarding the wording of language relative to the method of appointments.

The Commissioners agreed to defer a decision until the issue is clarified.

9) ECONOMIC & COMMUNITY DEVELOPMENT
NOTIFICATION OF GRANT AWARD HOMAR PROGRAM

The County Administrator presented a May 14 memorandum from the Director of Economic & Community Development advising that the County has received a Notification of Grant Award in the amount of \$10,000 for the HOMAR (Home Maintenance and Repair Program for the elderly and handicapped).

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the Notification of Grant Award. Motion carried.

10) CLEARINGHOUSE PROJECT NO. MD 900402-02 38
HICKORY HILLS PARTNERSHIP

The County Administrator presented the referenced clearinghouse project and indicated that the project is consistent with the County's plans, programs, and objectives, but indicated that an archaeological survey should be conducted.

The Commissioners requested the County Administrator to determine why an archaeological survey was needed prior to approving the project.

11) MARCEY HALFWAY HOUSE
GRANT APPLICATION

The County Administrator presented a grant application to be submitted to the Department of Health and Mental Hygiene for Fiscal Year 1991 in the amount of \$224,226.

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

12) COMPOSTED SLUDGE

The County Administrator presented a memorandum from the County Attorney indicating that he has reviewed appropriate laws and regulations pertaining to the distribution and utilization of composted sewage sludge and a public hearing is not required.

During discussion the Commissioners agreed to conduct a public hearing on the transportation of composte into the County on June 6, 7:00 p.m., County Commissioners' Conference Room.

FISCAL YEAR 1991 - CAPITAL BUDGET REVIEW

Present: Charles Wade, Director of Finance
Marty Jones, Budget Analyst

Mr. Wade presented information relative to the FY '91 Budget including: Fund balance track, recommended capital budget, local funding - capital projects, excess liability insurance, fiscal 1991 revised revenues and expenditures, and recommended funding.

Sixth District Elementary School - Land Acquisition

During review of the capital projects, Mr. Wade indicated that the Board of Education has requested \$475,000 for Sixth District Elementary School land acquisition. Mr. Wade recommended that the Commissioners not appropriate those funds at this time. He stated that the County will be receiving impact fees during the year, during which time the County would know the cost of land to be acquired and that the Commissioners could approve a supplemental appropriation using impact fees.

Yowaiski Mill Road

Commissioner Loffler indicated that he was opposed to including Yowaiski Mill Road in the Capital Budget stating that he wanted to know the costs and source of revenues.

After discussion Commissioner Jarboe moved, seconded by Commissioner Bailey, to leave Yowaiski Mill Road project in the FY '91 Capital Budget. Commissioner Loffler voted against the motion. Motion carried four to one.

Waste to Energy

In that the waste to energy project will not be proceeding, Mr. Wade recommended removing it from the Capital Budget. The Commissioners gave their concurrence.

Local Government Insurance Trust (LGIT)

Commissioner Loffler requested that staff provide additional information justifying the need to increase coverage.

Requested Reinstatements and Recommendations

The Commissioners reviewed the list of reinstatement request and the staff's recommendations amounting to \$605,985 and agreed to consider the recommendations during the May 22 budget work session.

Capital Budget

Commissioner Jarboe moved, seconded by Commissioner Bailey, to approve the Fiscal Year 1991 Capital Budget as recommended by staff. Commissioner Loffler voted against the motion. Motion carried four to one.

ADULT PUBLIC GUARDIANSHIP REVIEW BOARD
ANNUAL REPORT

Present: Gary Anderson, Chair
Hope Adams
Sam Baldwin
Gene Carter
Virginia Modrzakowski

The referenced individuals appeared before the Commissioners to present the 1989 Adult Public Guardianship Review Board's Annual Report reviewing the purpose, significant activities and plans for the current year.

A copy of the report is on file in the Commissioners' Office.

CERTIFICATE OF NEED APPLICATIONS

Present: William Marek, Health Officer
Karen Walton, Coordinator, Home Health Program
Carole A. Pinckney, Director, Community Care Programs
Sue Murphy, Nursing Enterprises
Kathy Vibbert, "

The referenced individuals from the St. Mary's County Health Department appeared before the Commissioners to discuss the Certificate of Need Applications by HMSS and Children's Home Health Care Services for home health care services and to recommend denial of the applications.

Dr. Marek explained that the St. Mary's County Health Department and two other agencies, Nursing Enterprises and Fort Washington Home Care, are certified home health care agencies providing services to St. Mary's County residents.

Ms. Walton advised that the Health Department is opposed to the new applications because of the geographic location of the two agencies may delay care and because it would result in duplication of services already available. She stated that the Health Department Home Health Agency has been working long and hard to put the home health care system in place and is accessible to all patients within a half hour. The agency provides quality skilled home health services to the community.

During discussion Dr. Marek pointed out that the Maryland health Planning Commission is seeking feedback from local people and governing body as to need for this service. He stated that the three boards of commissioners had been discussing the formation of a regional health planning committee, and that this type of work would be done by that committee.

In conclusion the Commissioners indicated that they would give consideration to the Health Department's request.

PRESENTATION OF HANDCRAFTED AMERICAN FLAG

Present: Jim Weber, Flag Day Coordinator
Mary Pat Agostinelli, Flag Day Committee
Minnie Russell, Flag maker
Mary Farrell, "
Grace Aud, "
Bob Mastalski, "

The referenced individuals appeared before the Commissioners to presented a handcrafted American Flag, which will be used on Flag Day 1990 and other upcoming events in the area.

PROCLAMATION
BUCKLE UP AMERICA WEEK

Present: Sheriff Wayne Pettit
Lt. Phil Cooper
Lt. Alan Potts

The Commissioners presented the referenced proclamation designating the week of May 21-28 as Buckle Up America Week.

SOUND SYSTEM
COMMISSIONERS' CONFERENCE ROOM

Commissioner Loffler stated that he felt improvement is needed to the conference room sound system. He stated that he has received complaints from individuals that they are unable to hear speakers when the room is crowded. The County Administrator indicated that he would look into improving the system.

(Commissioner Thompson left meeting - 2:05 p.m.)

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Director

1) EASEMENT AGREEMENTS - OBSTRUCTION REMOVAL
ST. MARY'S COUNTY AIRPORT

Mr. Ichniowski presented the following Easement Agreements relative to obstruction removal at the St. Mary's County Airport:

- Dated May 7, 1990 between Alice M. Waldschmitt and the Board of County Commissioners of St. Mary's County for Parcels 15 and 16 of the Wildewood Technology Park in the amount of \$34,800.
- Dated May 7, 1990 between Wildewood Partners and the Board of County Commissioners of St. Mary's County for Parcel 17 of the Wildewood Technology Park in the amount of \$17,400.

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

2) PUBLIC WORKS AGREEMENT
INDIAN RIVER ESTATES, SECTION VI

Mr. Ichniowski presented a Public Works Agreement dated November 1, 1989 between Ken Cross Construction, Inc. and St. Mary's County guaranteeing the completion of Cochise Court and Canoe Place in Indian River Estates, Section VI. The Agreement is backed by a Letter of Credit with John Hanson Bank in the amount of \$98,800.

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

3) MAIDEN'S FANCY SUBDIVISION
ACCEPTANCE OF DEED
ROAD RESOLUTIONS

Mr. Ichniowski presented the following documents relative to Maiden's Fancy Subdivision:

- Deed dated November 7, 1989 between Elizabeth Regina Hewitt and County Commissioners of St. Mary's County accepting Maiden's Court into the County's Highway Maintenance System.
- Road Resolution No. R90-11 designating Maiden's Court as a Stop Street at its intersection with Camp Cosoma Road.
- Road Resolution No. R90-12 posting Maiden's Court at 25 miles per hour.

Commissioner Lancaster moved, seconded by Commissioner Bailey, to accept the Deed and to approve the Road Resolutions as presented. Motion carried.

(Commissioner Thompson returned to meeting - 2:15 p.m.)

4) SIGNALIZATION

Commissioner Loffler questioned the process by which traffic signals are installed and changes are made and whether the County had input to these decisions.

Mr. Ichniowski explained the process and the cost-sharing with State Highway Administration. He stated that signalization is done in two ways: The County requests an investigation of need; or it is a requirement during the development process through a traffic generation study.

Commissioner Loffler requested that Mr. Ichniowski look into the County having contribute input into traffic signalization changes.

REGIONAL TOURISM PROGRAM

The County Administrator advised the Commissioners that the tri-county area is being threatened with the loss of state funds for tourism because a decision has not been made regarding a regional tourism committee.

(Commissioner Bailey left meeting - 2:35 p.m.)

Commissioner Lancaster moved, seconded by Commissioner Thompson, to appoint the following individuals to the Regional Tourism Committee: Director, Department of Economic & Community Development - Joseph Mitchell; Vice-President, Tourism, Chamber of Commerce - Betty Koehl; Tourism Development Coordinator - Cindy Woodburn. A fourth member will be appointed in the near future. Motion carried.

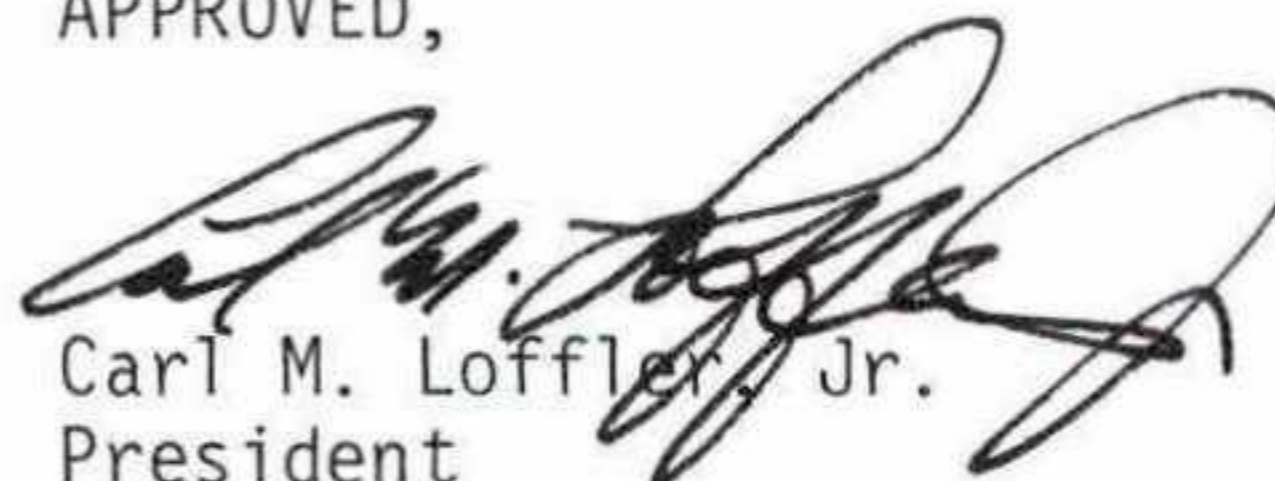
Commissioner Lancaster moved, seconded by Commissioner Thompson, to accept the proposal that Calvert County administer the regional tourism program for the tri-county area. Motion carried.

(Commissioner Bailey returned to the meeting - 2:40 p.m.)

ADJOURNMENT

The meeting adjourned at 2:41 p.m.

APPROVED,


Carl M. Loffler, Jr.
President