

ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS

January 28, 1992

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

CALL TO ORDER

The meeting was called to order at 9:10 a.m.

APPROVAL OF MINUTES

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve the minutes of the Commissioners' meeting of Tuesday, January 21, 1992. Motion carried.

APPROVAL OF BILLS

Commissioner Bailey moved, seconded by Commissioner Lancaster, to authorize Commissioner Loffler to sign the Check Register as presented. Motion carried.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) CITIZEN ADVISORS' APPRECIATION NIGHT - 1992

The County Administrator presented a memorandum requesting authorizing to proceed with plans for the 1992 Citizen Advisors' Appreciation Night scheduled for Thursday, August 13 at the Hollywood Fire House. He stated that the reason for this advance notice was to secure the facility.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to authorize the County Administrator to proceed with the planning of the 1992 Citizen Advisors' Appreciation Night. Motion carried.

2) CRITICAL AREA VARIANCE POLICY RESOLUTION

On behalf of the Director of Planning and Zoning the County Administrator presented a proposed Resolution wherein the Board of Appeals would delegate approval authority to the Planning Director for the administration of critical area buffer variances. The proposed effective date is March 1, 1992.

The Commissioners agreed to make a decision on the Resolution at next week's meeting.

3) APPOINTMENTS - BOARDS, COMMITTEES, COMMISSIONS

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

<u>Council on Children and Youth</u>	<u>Terms to Expire</u>
Ellyne C. Brice	12/31/94/97

<u>Enhanced 911/Uniform Addressing Task Force</u>	
Paul E. Wible	No Term

<u>Family Assistance Center Advisory Committee</u>	
Gary Anderson	12/31/92
Sam Bauman	12/31/93
Joyce L. Bennett	12/31/92
William G. Combs	12/31/93
Carole Pinckney	12/31/92
Evonne E. Sewell	12/31/93
Francis A. Sullivan	12/31/92
Jayne Sullivan	12/31/93
Diane M. Thompson	12/31/92
Agnes T. Weeden	12/31/93

4) CONDOLENCE TO FAMILY OF WILBUR DORHMAN

The County Administrator presented correspondence addressed to the family of Wilbur Dorhman expressing condolence.

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

5) REGIONAL SOLID WASTE MANAGEMENT TASK FORCE

The County Administrator presented correspondence addressed to the Tri-County Council nominating Larry Donmoyer and Tom Shea to serve on the Regional Solid Waste Management Task Force.

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

6) TRINITY EPISCOPAL CHURCH - ST. MARY'S PARISH
MARYLAND HISTORICAL TRUST GRANT

In response to a request from members of the St. Mary's Parish of Trinity Episcopal Church, the County Administrator presented a letter addressed to Maryland Historical Trust in support of a grant for the restoration and preservation of the Trinity Church cemetery.

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

7) BOARD OF EDUCATION - DYNARD SCHOOL PROJECT

The County Administrator presented correspondence addressed to Board of Education approving the following categorical change involving asbestos removal as requested in the Superintendent of Schools letter of December 12, 1991.

	<u>Present Authorization</u>	<u>Requested Authorization</u>	<u>Change + / (-)</u>
06 Operation of Plant	\$4,840,704	\$4,774,404	(\$ 66,300)
07 Maintenance of Plant	2,099,789	2,029,789	(70,000)
08 Fixed Charges	6,977,401	7,113,701	136,300

In addition County Administrator Cox presented Budget Amendment No. 92-26 with the following justification: Change Orders beyond project contingency and additional cost of asbestos removal for Dynard Elementary School.

After discussion Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Loffler to sign the letter and Budget Amendment No. 92-26 as presented. Motion carried.

Commissioner Loffler indicated that the issue of reconciliation of the asbestos account still needs to be addressed to ensure that this situation does not occur again. He suggested that the Commissioners may want to tour some of the school projects in order to get first-hand knowledge.

8) DEPARTMENT OF PUBLIC WORKS ITEMS

On behalf of the Department of Public Works the County Administrator presented the following items for the Commissioners' review and approval.

- **Public Works Agreement**
Hickory Hills, Phase I
Dated December 15, 1991 between Hickory Hills Townhomes Limited Partnership and Jimmy Richards Sons Excavating, Inc. and Board of County Commissioners for St. Mary's County guaranteeing completion of Iverson Drive by December 1, 1992. The Agreement is backed by a Letter of Credit with Fidelity and Deposit Company of Maryland in the amount of \$109,300.
- **Addendum to Public Works Agreement**
Mattapani Boulevard (McKay's Plaza)
Between Fairland Market, Inc. and Board of County Commissioners for St. Mary's County extending the deadline for completion of improvements to February 1, 1993. The Addendum is backed by a Letter of Credit with the First National Bank of St. Mary's in the reduced amount of \$50,000.
- **Addendum to Public Works Agreement**
Pyles Acres
Between Edward B. Howlin, Inc. and Board of County Commissioners for St. Mary's County extending the deadline for completion of improvements to June 1, 1992. The Addendum is backed by a Letter of Credit with Maryland National Bank in the reduced amount of \$10,000.

- **Correspondence Calling Letters of Credit**
 - **Bay Ridge Estates, Utility Road**
To International Fidelity Insurance Company calling Bond No. 864993 in the amount of \$65,100 for Grading Permit #90-37
 - **Hearts Desire Cluster**
To Old Line National Bank calling Letter of Credit #105 in the amount of \$17,500 for Public Works Agreement
 - **Foxview Estates**
To The First National Bank of St. Mary's calling Letter of Credit A1-1-22-91 in the amount of \$73,800 for Public Works Agreement
 - **Tosca - Warwick (Parcel "C")**
To Maryland National Bank calling Letter of Credit #290159 in the amount of \$30,000 for Public Works Agreement.
 - **St. Mary's Professional Building**
To The Riggs National Bank of Virginia calling CD#85-405-175 in the amount of \$41,800 for Grading Permit #91-23

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the referenced Department of Public Works documents. Motion carried.

9) **PERSONNEL**
SECRETARY III - CIRCUIT COURT

The County Administrator presented a memorandum dated January 14, 1992 from the Personnel Officer indicating that Judge Briscoe has requested that the Secretary II position held by Mary L. Farmer be changed to Secretary III (Grade 14, Step 8) effective February 24, 1992.

Commissioner Lancaster moved, seconded by Commissioner Bailey, to approve the request as presented. Motion carried.

ENHANCED 911 UNIFORM ADDRESSING TASK FORCE

Present: Mary Pat Pope, Administrative Officer
Paul Wible, Acting Director, EMA

The referenced individuals appeared before the Commissioners to present correspondence to the Post Master of the Southern Maryland Division requesting that the postal service not go forward with proposed address format changes at this time. The 911 Task Force is in the process of developing a county-wide addressing system in compliance with a state mandate. The State has established a deadline of July 1, 1995 and the Task Force anticipates completing its task prior to that date. Mr. Wible pointed out that the postal services proposal may not be compatible with the county's addressing system and it may also create duplication of numbers on the same street.

After discussion Commissioner Jarboe moved, seconded by Commissioner Lancaster, to sign and forward the letter to the Field Division General Manager, Post Master, Southern Maryland Division as presented. Motion carried.

TRI-COUNTY RESIDENTIAL ALTERNATIVES FOR YOUTH
(PROGRAM STATUS)

Present: Michael Whitson, President
Dennis Scott, Director
Eric Barger
Sarah Sanner

The referenced individuals appeared before the Commissioners to report on the status of the Tri-County Residential Alternatives for Youth programs in light of the recent fires at Loretta House and to request the Commissioners' support for a substitute program. Mr. Whitson explained that despite allegations by the State, the Loretta House had been operating and was staffed in accordance with state law. He pointed out that the loss of Loretta House meant a loss of a program, loss of service to the youth, and loss of jobs.

Mr. Scott advised that Residential Alternatives for Youth is in the process of development a more cost-effective replacement program, which is an in-home family preservation program for ten families. He stated that a team of skilled people will work with high-risk families and fortify them to assist them

in remaining a family unit. Mr. Scott pointed out that the program, which should be implemented by the summer is a core service concept and state funding is anticipated.

The Commissioners indicated their support and advised that they would be glad to work closely with them on the alternative program. Commissioner Loffler suggested that there be a "tight" partnership contract with the State so that its commitment will be honored.

**PROCLAMATION
FUTURE BUSINESS LEADERS OF AMERICA (FBLA) - CHOPTICON HIGH SCHOOL**

Present: FBLA representatives, Chopticon High School

The Commissioners presented the referenced Proclamation designating February 10 - 14 as FBLA Week in St. Mary's County.

**WATER/SEWER PLAN AMENDMENT
METROPOLITAN COMMISSION COMMUNITY SEWER PROJECTS
AIREDELE ROAD, TALL TIMBERS, ST. GEORGE ISLAND
(SPEC #91-0121)**

Present: Joseph Densford, County Attorney
Steve King, Metropolitan Commission
Jon Grimm, Director, Planning and Zoning

Mr. Densford presented a proposed Water and Sewer Plan Amendments for the referenced Metropolitan Commission projects.. The Resolution indicates that these areas have been declared by the Health Department and Metropolitan Commission as health hazards due to failing septic systems. Providing public sewerage to these areas would alleviate these hazards. The Planning Commission on February 25, 1991 unanimously approved the sewer category changes for Airedele Road from S-6 to S-3 for 63 dwelling units (75 EDU's), for Tall Timbers/South Potomac Shores from S-5 to S-3 for 145 dwelling units (162 EDU's) and for St. George Island from S-5 to S-3 for 219 EDU's.

During discussion Commissioner Loffler indicated that it was important to note that this is not to encourage new development and stated that even though these areas are being sewerred, there should be no intensification of development. He further suggested that the Resolution include an effective date for contiguous lots.

Commissioner Jarboe requested that the St. George Island Improvement Association should be given an opportunity to review the Resolution prior to the Commissioners' approval.

The Commissioners requested that the Resolution include the list of EDU's with property owners' names.

County Attorney Densford will incorporate the suggested changes to the Resolution, give the St. George Improvement Association an opportunity to review the Resolution and return to the Board in approximately four weeks for decision.

Relative to the Airedele Road sewerage project, Commissioner Jarboe questioned the Metropolitan Commission proceeding without having gotten land for a disposal site. Mr. King pointed out that the desired site, Ridge Elementary School, was not large enough, but that there did not have to be just one site. It could be a combination of sites including Ridge Elementary School. Commissioner Jarboe reported that he had a letter from a property owner on Airedele Road stating that he was not interested in selling his land for this purpose.

Mr. King stated that it was his understanding that this individual was willing to negotiate. He pointed out that the Metropolitan Commission has a right to condemnation, but that this process would only be used as a last resort. MetComm plans to negotiate the purchase of property at fair value for the disposal site. He further advised that included in the negotiations is the provision to allow the property owner to use his property once the system is installed.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator
Joseph Densford, County Attorney
Dan Ichniowski, Director, Public Works
George Haliscak, Chairman, Airport Commission
Glen Gardiner, "
Chuck Hines "
Dick Wilson "
Sidney Wood "

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


ADJOURNMENT

The meeting adjourned at 11:55 a.m.

LUNCH AND NESEA TOUR

The Commissioners left to attend a lunch at St. Michael's School and a tour of the NESEA facility at St. Inigoes.

APPROVED


Carl M. Loffler, Jr.
President

