

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS
SEPTEMBER 28, 1993**

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

CALL TO ORDER

The meeting was called to order at 9:30 a.m.

APPROVAL OF MINUTES

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve the minutes of the Commissioners' meeting of Tuesday, September 21, 1993. Motion carried.

APPROVAL OF BILLS

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

**EXECUTIVE SESSION
LITIGATION**

Commissioner Bailey moved, seconded by Commissioner Thompson, to meet in Executive Session to discuss a matter of litigation (The Skydiving Center), as provided in Article 24, Section 4-210(a)8. Motion carried.

Litigation

Present: Commissioner Carl M. Loffler, Jr., President
Commissioner W. Edward Bailey
Commissioner Robert T. Jarboe
Commissioner John G. Lancaster
Commissioner Barbara R. Thompson
Edward V. Cox, County Administrator
Joseph R. Densford, County Attorney
Charles Wade, Director of Finance
Dave Seeman, Chair, Airport Commission
Glen Gardiner, "
Judith A. Spalding, Recording Secretary

Authority: Article 24, Section 4-210(a)8

Topic: Litigation - The Skydiving Center

Time Held: 9:45 a.m. - 10:25 a.m..

Action Taken: The Commissioners gave direction to the staff to develop information for presentation at next week's meeting.

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 with justifications as indicated:

No. 94-22

State's Attorney

To provide additional funds for trial expenses (\$20,000)

No. 94-23

County Commissioners

To transfer balance of committed reserve to uncommitted (\$21,537)

No. 94-24

County Commissioners

To provide funding for county code supplement #19; COMAR Deskbook update; and other publications (\$1,000)

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

2) Historic Trust Grant Requisition

The County Administrator presented two items of correspondence addressed to the Maryland Historical Trust: (1) requesting the first reimbursement of funds (\$7,250) under the Non-Capital Grant Agreement between the Maryland Historical Trust and the County Commissioners; (2) granting authority to Planning Director Jon R. Grimm to act as the authorizing official in all matters pertaining to the grant agreement between Maryland Historical Trust and the County Commissioners.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to authorize Commissioner Loffler to sign the letters and related documents as presented. Motion carried.

3) Easement Agreement Airport Runway Extension

The County Administrator presented an Easement Agreement between St. Mary's County and Congressional Information Service, Inc. (CIS) for the necessary easements in conjunction with the Airport Runway Extension project. The appraisal for the property was \$25,250, and the easement agreement has been settled for \$30,000. The Agreement has been reviewed and approved by the FAA.

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

4) Maryland Film Commission

In response to September 23 correspondence the County Administrator presented a letter addressed to the Maryland Film Commission designating the county's Director of Economic and Community Development as the single point of contact relative to the Commission's activities in St. Mary's County.

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

5) **Response Letter
Indian Bridge Road**

In response to correspondence received from Messrs. Gene and Jonathan Morgan regarding the widening of Indian Bridge Road and the unique species of toad found to live in the area, the County Administrator presented a letter stating that the safety of motorists is an important issue and the County is working to resolve the issue of the toad with the State.

The Commissioners agreed to sign and forward the letter.

6) **Sludge Utilization Permit Applications**

The County Administrator presented correspondence from the Maryland Department of Environment forwarding sewage sludge utilization permit applications for the following properties: Site 20-SM - Stone - Park Hall; Site 23-SM - Gatton - Dameron; Site 24-SM - Guy - Clements; Site 25-SM - Wolfe - Maddox. The return correspondence from the Commissioners advises that the County will not exercise its right to request a public informational meeting/hearing, but expresses the Commissioners ongoing concerns over safety and land record notification.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to sign and forward the letter as presented. Motion carried four to one with Commissioner Jarboe voting against.

7) **Resolution No. 93-43
Non-Public School Bus Drivers Drug Testing Policy**

As a follow up to last week's approval of the policy for drug testing of non-public school bus drivers, the County Administrator presented Resolution No. 93- approving the St. Mary's County Non-Public School Bus Drivers Drug Testing Policy, effective September 21, 1993.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and sign Resolution No. 93-43 as presented. Motion carried.

**PROCLAMATION
MENTAL ILLNESS AWARENESS MONTH**

Present: Mary Clements

The Commissioners presented the referenced Proclamation designating the week of October 3 - 9, 1993 as Mental Illness Awareness Week in St. Mary's County.

**PROCLAMATION
TRICK OR TREAT DAY**

The Commissioners issued the referenced Proclamation designating Sunday, October 31, 1993 as Trick or Treat Day in St. Mary's County.

**CHILD AND ADULT CARE FOOD PROGRAM
GRANT APPLICATION**

Present: Gene Carter, Director, Office on Aging

Mr. Carter appeared before the Commissioners to present an Agreement Renewal Application for the county's continued participation in the Child and Adult Care Food Program.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to sign the Grant Application as presented. Motion carried.

COMMISSION ON THE ENVIRONMENT

Commissioner Thompson advised that the County Administrator had given the Commissioners a memorandum dated August 30 regarding the formation of a Commission on the Environment to address a number of issues related to the environment. The memorandum set for the proposed purpose of the Commission, membership composition, and typical issues (ground water contamination, aquifer capacity and projected supply, sludge application, compost, incineration of contaminants, hazardous waste, and air/water pollution.

After discussion Commissioner Thompson moved, seconded by Commissioner Jarboe, to establish a Commission on the Environment as proposed. Motion carried.

EXECUTIVE SESSION

Commissioner Lancaster moved, seconded by Commissioner Bailey, to meet in Executive Session to discuss matters of Personnel (consideration of appointments to boards, committees, commissions), as provided in Article 24, Section 4-210(a)1. Motion carried.

Personnel

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

Authority: Article 24, Section 4-210(a)1

Topic: Personnel - Consideration of Appointments to Boards, Committees, Commissions

Time Held: 11:25 a.m. - 11:55 a.m.

Action Taken: The Commissioners reviewed the current status sheet, made nominations and directed staff to prepare letters of appointment.

ALLIANCE FOR ALCOHOL AND DRUG ABUSE PREVENTION

The Commissioners attended the Alliance for Alcohol and Drug Abuse Prevention Council meeting at the Carter State Office Building.

ADJOURNMENT

The meeting adjourned at 3:20 p.m.

Minutes Approved by Board of
County Commissioners on 10/5/93

Judith A. Spalding
Recording Secretary