

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS  
October 20, 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 Thompson moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, October 3, 1992 and the Planning and Zoning portion of the October 3, 1992 meeting. 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) Appointments**

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

<u>Extended Day Care Planning Committee</u>	<u>Terms to Expire</u>
Deborah Goldbach	12/31/93/96
<u>Marcey House Board</u>	
Paul A. Meloan	12/31/95
<u>Plumbing Board</u>	
B. I. Mattingly	6/30/95
<u>Private Industry Council</u>	
Carol S. Drury	6/30/94/98

**2) Information Release**

The County Administrator presented an Information Release regarding a conference call scheduled for Wednesday, October 28 at 11:00 a.m. with appropriate agencies and interested individuals regarding the Southern Maryland Wood Treatment Plant.

The Commissioners agreed to distribute the Information Release.

**3) Correspondence - Responses**

The County Administrator presented the following items of correspondence for the Commissioners' review and signatures:

- o Protection of Wetlands - To students at Piney Point elementary School responding to concerns about the protection of wetlands.
- o Explanation of Tax Bill - To Mary Ellen Seitz in response to her September 28 letter requesting clarification of her tax bill.

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

**4) Private Industry Council - Job Training Partnership Act  
Grant Application**

The County Administrator presented a Department of Economic and Employment Development Job Training Partnership grant application for the period July 1, 1992 through June 30, 1993. The grant is for an Older Worker's Plan which will provide employment training and support services for older workers.

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

**5) Budget Amendment No. 93-15  
Health Insurance**

The County Administrator presented the referenced Budget Amendment recommended for approval by the Director of Finance with the following justification: Fiscal Year 1993 Budget developed utilizing estimates. Actual rates require adjustments upward.

Commissioner Loffler requested that he be provided additional information (actuals for 1992 and 1993, and costs for different plans) prior to approving the budget amendment.

**PROCLAMATIONS**

The Commissioners issued the following proclamations:

**Cystic Fibrosis Month**

Designating the Month of November as Cystic Fibrosis Month and designating October 31 for the Sixth Annual Walkathon.

**Community Services Day**

Designating Saturday, October 24 as Community Services Day.

**COMMISSION FOR DISABLED**

Present: Cynthia Brown, Director, Community Services  
Gene Carter, Chairman  
Nancy Hutson  
Dennis Nicholson  
Jay McGrath, Department of Public Works

The referenced individuals appeared before the Commissioners to present a status report on the county's compliance with the Americans with Disabilities Act.

Mrs. Brown explained that the Commission's goal was not only to identify technical and physical improvements, but to provide public education and awareness. County government as well as private businesses are required to comply with ADA regulations. She stated that input was needed from the disabled in our community, and they have been invited to attend the Commission's meetings.

Compliance with ADA regulations is required by January 1, 1994, and activities underway to ensure compliance include:

- o Dennis Nicholson reported that the Maryland Relay Service has provided technical assistance for the deaf for use of telephones
- o Jay McGrath advised that evaluation forms have been distributed to departments and agencies regarding the county's owned and leased buildings and facilities. First phase of the program includes building inventory and inspection and compliance assessment and review, and inventory of curb ramps. Second phase will include identification of areas not in compliance, how they will be corrected and the cost. A capital improvement program will be submitted for FY '94. Design for courthouse improvements are complete and will be submitted to Procurement. The old Sierra House will be upgraded so that it complies with accessibility requirements.

- o Gene Carter advised that he has had few requests from the community to be certified to be eligible for paratransit support services. One request for a day-in/day-out paratransit service to the hospital. He pointed out that if there are many requests, it would put a burden on the senior transportation program services.

In conclusion the commission members agreed to keep the Commissioners informed of the progress in meeting ADA requirements.

#### **PROCLAMATION - NATIONAL DISABILITIES AWARENESS MONTH**

Present: Commission for Disabled Members

The Commissioners issued a Proclamation designating October as National Disabilities Awareness Month.

#### **DIRECTOR OF FINANCE**

Present: Charles Wade, Director of Finance

##### **1) General Obligation Bond Issue Resolutions**

Mr. Wade presented the following Resolutions relative to the County's issuance of \$6,850,000 of General Obligation Bonds on December 13, 1990.

- o Resolution No. 92-26 - Transfers \$750,000 of the 1990 Bond Issue to the Sixth District School and \$150,000 to Pegg Road.
- o Resolution No. 92-27 - Uses \$750,000 on various projects that were in the 1990 Bond Issue.

The net effect of these two resolutions is the savings of \$11,250 in arbitrage payments.

**Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve and sign Resolution Nos. 92-26 and 92-27. Motion carried.**

##### **2) 1992 Bond Issue Projects**

Also Present: Dan Ichniowski, Director, Public Works

As a follow up to previous discussion, Mr. Wade distributed a list of projects proposed to be funded by the 1992 Bond Issue. Commissioner Loffler suggested that the list be reviewed to determine which ones should remain for the 1992 Bond Issue or be postponed to a later bond issue. He further indicated that each project should be reviewed for determination as to whether it had to be funded in December or if it could be delayed until a February bond issue.

Actions by the Commissioners included:

- o The Commissioners tentatively agreed to postpone the Airport Development Project and the Governmental Center Parking Lot projects until a future bond issue.
- o The following projects would be included in a February bond issue: Airport Water and Sewer, Pegg Road, Indian Bridge Road, Community College, St. Andrews Landfill, Yowaiski Mill Road.
- o Commissioner Loffler requested a breakdown of funding for Yowaiski Mill Road (state, county and developer)
- o The Commissioners requested the County Administrator to prepare correspondence to Department of Economic and Employment Development reminding of the importance of both projects (community college and higher education facility), inquiring as to status of RFP's, and indicating that the County cannot afford slippage on the projects.

##### **Park Hall School Addition**

Also Present: Jerry Himmelheber  
Ed Fitzgerald

Discussion ensued as to whether the referenced project could be delayed until a February bond

issue. Mr. Himmelheber pointed out that the project has been bid, and the bid is good for 60 days with the possibility of a 30-day extension. The majority of the Commissioners indicated that they would not be in favor of proceeding with the project without planning approval by the State. Mr. Himmelheber advised that the Board of Education will be going before the Interagency Committee on December 11 on the Park Hall project.

In conclusion Commissioner Loffler indicated that it appeared that the project would be included in the February bond issue if planning approval is received from the State.

**2) St. Mary's Public Schools  
Capital Improvement Program**

Also Present: Dan Ichniowski, Director Public Works

Mr. Ichniowski advised that as requested by the Commissioners he met with public school staff to review the proposed capital improvement program for St. Mary's County Public Schools. During review of the list of projects, Mr. Ichniowski noted that a line was drawn to indicate that those items above the line had been included in the Ingraham Report recommendations. Commissioner Loffler indicated that Item No. 7 (Relocation of Modular Classrooms) should also be included as part of the report.

Discussion ensued regarding the proposed new Great Mills High School (\$800,000 for site acquisition and \$1,300,000 for planning money for Fiscal Year 1994), what commitment needs to be made by the County in order for the State to give planning approval, and whether to leave the site acquisition in Fiscal Year 1994 and postpone planning money to a future year. Mr. Himmelheber stated he would provide revised figures for planning for Fiscal Year 1994 for architectural services.

Commissioner Jarboe raised a question regarding the impact of class size on elementary, middle and high school students, pointing out that it was his understanding that a smaller class size was more beneficial to younger students (third grade and lower) than to older students. Commissioner Loffler suggested that this be a topic of discussion at the next joint meeting.

In conclusion the Commissioners agreed that further discussion on the items would be needed before making a decision on the Public School's Capital Improvement Program.

**DEPARTMENT OF PUBLIC WORKS**

Present: Dan Ichniowski, Director

**1) Letter to Department of Transportation**

As requested by Commissioner Loffler at last week's meeting, Mr. Ichniowski presented a revised letter to the Department of Transportation setting forth the County's priorities for the State Highway Construction Program. The letter had been amended to include additional information regarding Md. Rt. 235 and Md. Rt. 237.

After discussion Commissioner Jarboe moved, seconded by Commissioner Bailey, to sign and forward the previous letter that had been presented to the Commissioners on October 13 to the Department of Transportation. Motion carried three to two with Commissioners Loffler and Thompson voting against. (Commissioner Thompson agreed to sign the letter because it had been approved by the majority of the board.)

**2) Invitation to Bid - Pine and Hardwood Timber  
St. Andrews Landfill Expansion**

Mr. Ichniowski presented the Invitation to Bid for pine and hardwood timber to be removed from the St. Andrews Landfill expansion site for acceptance by the Commissioners. The high bid was received from Wallace Johnson.

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

**3) Establishment of Special Taxing District  
Little Holly Lane - Little Holly Subdivision**

For the Commissioners' information Mr. Ichniowski presented the information that will be provided at the October 22 public informational meeting on the establishment of a special taxing district for Little Holly Lane.

**THIOKOL CORPORATION  
STATUS REPORT - ST. MARY'S COUNTY SITE**

Present: Ron Ludlow, Thiokol Corporation

Mr. Ludlow appeared before the Commissioners to present a status report on the Thiokol Corporation site located on Route 235 and Friendship School Road. He stated that Thiokol is continuing its investigation of the site to determine if there is any potential safety, health or environmental hazards on the property. Completed items include surface debris survey, property boundary survey, geophysical survey, surface debris removal, and fencing. Ordnance materials have been found on the site, which has been barricaded with a warning fence, tape and signs. With regard to disposal of the ordnance materials, Thiokol is looking for an emergency exemption to the Resource Conservation and Recovery Act so that the materials can be removed and destroyed quickly. Thiokol will be meeting with the Health Department and Maryland Department of Environment to discuss the disposal of the ordnance materials.

Thiokol is continuing the location of underground structures, septic tanks, underground fuel storage tanks, etc., which will be evaluated and investigated.

In conclusion Mr. Ludlow inquired whether Thiokol should conduct a public meeting on the disposal methods of ordnance materials that are found. The Commissioners indicated that the community would probably be interested in such a meeting and it could possibly be done during one of the Commissioners' public forums.

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

**EXECUTIVE SESSIONS**

Present: Edward V. Cox, County Administrator

Commissioner Thompson moved, seconded by Commissioner Bailey, to meet in Executive Session to discuss matters of Property Disposition, Personnel and Litigation. Motion carried. The Sessions were held as follows:

**Property Disposition**

Also Present: Joe Densford, County Attorney  
Jim Haley, Procurement Officer

(Session was held from 12:20 p.m. to 12:30 p.m.)

**Personnel**

Also Present: Charles Wade, Director of Finance  
George Foster, Personnel Officer  
Jim Weber

(Session held from 12:30 p.m. to 1:15 p.m.)

**Litigation**

Also Present: Joe Densford, County Attorney  
Paula Martino, Chief, Inspection and Enforcement

(Session held from 1:15 p.m. to 1:50 p.m.)

**ADJOURNMENT**

The meeting adjourned at 1:50 p.m.

**Minutes Approved by Board of  
County Commissioners on 10/27/92**

Judith A. Spalding  
**Recording Secretary**