

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS
JUNE 7, 1994**

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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 9:05 a.m.

APPROVAL OF MINUTES

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve the minutes of the Commissioners' meeting of Tuesday, May 31, 1994. Motion carried.

APPROVAL OF BILLS

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

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

- 1) **Alliance for Alcohol Drug Abuse Prevention
Summer of Safety Grant - Notification of Grant Award**

The County Administrator presented the Notification of Grant Award, Statement of Assurances and Certification for the Summer of Safety, Serve and Learn Grant in the amount of \$50,000.

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

- 2) **Senior Care Program Grant Contract**

On behalf of the Director, Office on Aging, the County Administrator presented the Contract for the Fiscal Year 1995 Senior Care Program between the Maryland Office on Aging and St. Mary's County in the amount of \$91,459.

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

- 3) **Response Letter
Hazardous Waste Collection Days**

The County Administrator advised that correspondence was received from the Commission on Environment conveying the Commission's support of hazardous waste collection days. The return letter indicates that the Commissioners have increased funding for the recycling program by \$72,000 to allow expanded activities which could include efforts devoted to hazardous waste.

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

4) **Response Letter
Streamlining - Development Review and Approval Process**

The County Administrator advised that correspondence was received from the Potomac River Association relative to the "Streamlining St. Mary's County Development Review and Approval Process" report. The return letter advised that the Commissioners agree that the report provides a good foundation for improving the process and that PRA's recommendations will be taken into consideration.

The Commissioners agreed to sign and forward the letter.

5) **Metropolitan Commission**

a) **Proposed Agreements - Charlotte Hall Water Line**

The County Administrator advised that two funding agreement options have been prepared relative to the Charlotte Hall water line for action by the County Commissioners. The first option provides that the Commissioners would fund the cost of the line from the Charlotte Hall Veterans Home up to the Charlotte Hall business center at a cost of \$222,270. The second option provides for the funding of that section of water line included in the first option, plus a section of line running from Oaks Cooksey Swamp Road to McKay's Shopping Center water system at a cost of \$362,125. The agreements indicate that a portion of the costs of constructing the line would be advanced to MetComm by the Commissioners and repaid as individual customers connect.

After discussion Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve the second option (to McKay's Shopping Center water system) and to authorize Commissioner Loffler to sign the Agreement between the Board of County Commissioners and the Metropolitan Commission in the amount of \$362,125. Motion carried.

b) **Agreement - Acquisition of James I. Long Property**

The County Administrator presented an Agreement between the Board of County Commissioners and the Metropolitan Commission wherein the County would provide advance funds to reimburse MetComm for the purchase of James I. Long property relative to the expansion of the Wicomico Shores Wastewater Treatment facility.

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

6) **Memorandum of Understanding
St. Mary's County Public Safety 911 Operational Plan**

The County Administrator presented the referenced Memorandum of Understanding for the Public Safety 911 Operational Plan developed and signed by users of the 911 public safety communication system setting forth procedures for the implementation of the Plan.

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

7) **Resolution No. 94-06
Commission on Aging**

The County Administrator reminded the Commissioners that the Board had requested legislation to transfer the authority for the Commission on Aging, Commission for Women, Human Relations Commission, and Recreation and Parks Board from the legislature to the Board of County Commissioners. The legislation was enacted by the Maryland General Assembly and signed by Governor Schaefer. Therefore, County Administrator Cox presented a Resolution, which has been reviewed and approved by the Commission on Aging, effecting the transfer for the Commission on Aging.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and sign Resolution No. 94-06 transferring the authority for the St. Mary's County Commission on Aging from the Maryland General Assembly to the Board of County Commissioners. Motion carried.

8) **Emergency Shelter Program Grant Agreement**

The County Administrator presented the Emergency Shelter Program Grant Agreement in the amount of \$20,300 between the Department of Housing and Community Development and St. Mary's County Commissioners for support for homelessness prevention subsidies for eligible county residents at risk of eviction for first month's rents or security deposits.

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

9) **Health Share of St. Mary's County, Inc.
AmHS Cares Award - Letter of Support**

The County Administrator presented correspondence addressed to the American Healthcare Systems endorsing the efforts of Health Share of St. Mary's County in their nomination for the AmHS Cares Award.

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

10) **Budget Amendments**

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

No. 94-90

Judicial

Books and publications for Law Library (\$6,000)

No. 94-91

Planning and Zoning

To provide funding for yearly maintenance contract for Microfiche machine (\$1,753)

No. 94-92

Planning and Zoning

To provide funding for slide projector and screen (\$575)

No. 94-93

Planning and Zoning

To provide funding for a recording system (\$1,200)

No. 94-94

Planning and Zoning

To provide funding for business cards for staff (\$650)

No. 94-95

Planning and Zoning

To provide funding for two sets of zoning tax maps (\$1,265)

No. 94-96

Planning and Zoning

To provide funding to update work stations (\$295)

No. 94-97

Planning and Zoning

To provide funding for changes to Novell Network (\$1,200)

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

11) Boards, Committees and Commissions
Appointments

Commissioner Bailey moved, seconded by Commissioner Thompson, to sign and motion carried to make the following appointments with terms as indicated:

<u>Adult Public Guardianship Review Board</u>	<u>Terms To Expire</u>
Gary Anderson	NO TERM
Janice Briscoe Baldwin	12/31/97
Eugene Carter	NO TERM
Peter Lambert	12/31/97
Karen Walton	NO TERM
<u>Council on Children and Youth</u>	
Beth Diedrich	6/30/97
<u>Housing Authority Board</u>	
Francis X. Forrest, Sr.	06/30/99
<u>Mental Health Authority Board</u>	
Catherine L. Vestraci	12/31/97
<u>Nursing Center Board</u>	
Julian J. Izydore	06/30/96/99
<u>St. Mary's Interagency Children's Committee</u>	
Bonnie Horton	12/31/96/99
Connie M. Hoyack	12/31/96/99

12) **Cable Advisory Committee - Public Access Manuals**

The County Administrator presented a memorandum dated June 2 from the Cable Advisory Committee forwarding draft Public Access Manuals for the use of equipment and facilities for Channel 10 (NuAd, Inc.) and Channel 6 (Jones Cable). The Committee has requested that the Commissioners conduct a public hearing on the adoption of the Manuals with the suggested date of July 5 at 7 p.m.

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve scheduling a public hearing for July 7 as requested. Motion carried.

**BALTIMORE GAS AND ELECTRIC
CALVERT CLIFFS UPDATE**

Present: John Smith, Director, Public Affairs
Charles Cruse

The referenced individuals appeared before the Commissioners to present a update on Calvert Cliffs power plant. Mr. Cruse presented the following information:

- o that the 1600 items of maintenance done during the routine outage of Unit 1 included complete refueling, replacement of pipes, and replacement of nozzles with nickel-plated fixtures. Unit 1 is now back up at 85%.
- o That Unit 2 was shut down in May for maintenance and modification work and is now back up at 100%.
- o That there will be no more outages until February for refueling.
- o That BG&E is constructing two new emergency generators at the plant, which should be completed in approximately two years.
- o That 500KV transmission line between Chalk Point and Calvert Cliffs has been completed.

- o That there are three levels of assessments of the plant (self assessment, Institute of Nuclear Power group, and Nuclear Regulatory Commission).
- o That BG&E continues work at the power plant to improve its competitive position.
- o That Calvert Cliffs is continuing to improve its safety position and decreasing costs.
- o That Calvert Cliffs received two excellent marks and two good marks from NRC.

In conclusion the representatives of BG&E advised they would continue to keep the Commissioners informed of the activities at Calvert Cliffs.

EXECUTIVE SESSION

Commissioner Bailey moved, seconded by Commissioner Lancaster to meet in Executive Session to discuss a matter of Personnel (Classifications), as provided in Article 24, Section 4-210(a)1 and Property Disposition (St. Mary's Press) as provided in Article 24, Section 4-210(a)11. Motion carried.

Personnel (Employment Contracts)

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

Time Held: 10:30 a.m. - 10:35 a.m.

Action Taken: The County Administrator was requested to provide the Commissioners with a list of employment contracts with due dates and recommendations.

Property Disposition (St. Mary's Press)

Present: Commissioner W. Edward Bailey
Commissioner Robert T. Jarboe
Commissioner John G. Lancaster
Commissioner Barbara R. Thompson
Edward V. Cox, County Administrator
Charles Wade, Director of Finance
James Haley, Procurement Officer
Dan Ichniowski, Director, Public Works
Judith A. Spalding, Recording Secretary

Authority: Article 24, Section 4-210(a)11

Time Held: 10:35 a.m. - 10:40 a.m.

Action Taken: The Commissioners reviewed a proposal relative to the disposition of St. Mary's Press building and requested the Procurement Officer to prepare the appropriate documents.

**RESOLUTION NO. 94-07
PATHWAYS PSYCHOSOCIAL SUPPORT CENTER, INC.**

Present: Jerry McGloin, Executive Director, Psychosocial Support Center

Mr. McGloin advised that the Commissioners had adopted as Resolution last year endorsing a CDA loan for two housing units for Freedom Landing (now called Pathways Psychosocial Support Center). The Center is now applying for a loan from CDA for a three-bedroom house located on Myrtle Point Road, California, and the Community Development Administration requires a Resolution by the County Commissioners endorsing the loan which will come from the Special Housing Opportunities Program.

After discussion Commissioner Thompson moved, seconded by Commissioner Jarboe, to approve and sign Resolution No. 94-07 approving the development of a special housing facility to be financed by CDA. Motion carried.

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Director

3) Addenda to Public Works Agreements

Mr. Ichniowski presented the following Addenda to Public Works Agreements for the Commissioners' review and consideration:

Laurel Glen PUD

Addendum to Public Works Agreement between 235 Partnership and Great Mills Trading Post and the Board of County Commissioners for St. Mary's County extending the deadline for completion of improvements to June 1, 1995. The Addendum is backed by a Letter of Credit with First National Bank of St. Mary's in the amount of \$88,000.

Pickett's Harbor

Addendum to Public Works Agreement between Heritage Manor Homes and the Board of County Commissioners for St. Mary's County extending the deadline for completion of improvements to June 1, 1995. The Addendum is backed by a Letter of Credit with Maryland Bank and Trust Company in the amount of \$89,300.

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

**PROCLAMATION
GARDEN WEEK**

The Commissioners presented a Proclamation designating June 5-11, 1994 as Garden Week in St. Mary's County.

STAFF MEETING

The Commissioners attended the regular monthly staff meeting at the Carter State Office Building Public Meeting Room.

7:00 P.M.

PUBLIC FORUM

The Commissioners conducted the regularly monthly public forum accepting questions and comments from the audience:

Vaughn McCall - Suggested that trash haulers be required to offer recycling services to its customers; those that offer the service should be charged a lesser fee than those who do not.

Clara Norris - (Re Redmond Road) Referred to the Maryland Code (Article 25, §135) which requires all applications for altering road shall be by petition and (§136) requiring public notice. She stated that there was not a public notice for the altering of Redmond Road. Other concerns about the road including cobblestone entrance and lighted signs. The Commissioners advised they would look into these concerns.

Steven Traicoff - Referred to his wife's correspondence of March 29 regarding the noise levels and duration of gun shots originating from the Sanners Lake Sports Club. He stated that according to Planning and Zoning the Club had been grandfathered in and the zoning regulations do not apply. In response to inquiry from Commissioner Loffler as to whether there were other neighbors who shared his concerns, Mr. Traicoff advised that he would get a petition from the neighbors. Commissioner Thompson indicated there may be a way for the residents and the club to co-exist.

Minnie Russell - (1) Inquired when the Solid Waste Committee will be coming before the Commissioners to present the Plan. County Administrator Cox advised that it will be June 21. (2) Requested to be notified of the next meeting with the Commissioners relative to the 911 Uniform Addressing System. (3) Inquired what constituted construction debris and where it can be dumped. The Commissioners advised that it was debris that was left over from construction or demolition and is supposed to be dumped at the landfill. She stated that she knew of a situation where it was being dumped into the water.

Leonard Greess (Potomac River Association) - (1) Expressed dismay at the Commissioners' decision to allow signs at the Regional Park and that there had not been a public hearing process to allow the community to comment. He referred to Section 58.4.5 of the Zoning Ordinance which indicates that advertising signs must be displayed where the business takes place. Mr. Greess requested the Commissioners to reconsider their decision and further requested to be furnished with the County Attorney's opinion on the matter.

Commissioner Loffler advised it was his opinion that as long as the signs were tastefully done and not visible from the road he approved of the signs. He further pointed out that the Commissioners had agreed to allow the signs for one-year and then revisit the matter to determine whether to continue to allow them. He also indicated that the signs could be addressed during the public process of the sign regulations during the update of the ordinance

Commissioner Thompson advised that she visited the park and felt that the signs blocked the view to the rest of the park. She stated that she was opposed to having the signs as they do not enhance the park.

Commissioner Bailey said he did not have a problem with the signs if they were done properly.

(2) Inquired as to the status of the removal of mobile signs which was required in the last update of the Zoning Ordinance. The Commissioners advised that this requirement was put on hold until the next update.

Pat White -Because of concerns of keeping our youth off drugs and alcohol, she inquired whether liquor signs will be allowed at the Regional Park. Commissioner Loffler said there were certain restrictions regarding the placement of the signs and stated there would be no alcohol signs. (2) Expressed concern that there were not enough sports activities for young girls in the county. The Commissioners agreed to have staff determine what activities are available for girls.

Vaughn McCall - Stated he was concerned about people dumping trash in the county's waters (in response to Minnie Russell's comments); suggested that in order to be a good neighbor, Sanner's Lake should put in a sound buffer (in response to Steve Traicoff's comments).

The Public Forum concluded at 8:20 p.m.

**Minutes Approved by Board of
County Commissioners on June 14, 1994**

Judith A. Spaulding
Recording Secretary