

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS
JUNE 27, 1995**

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Charles H. Wade, Acting County Administrator
Margaret Nelson, Recorder

CALL TO ORDER

The meeting was called to order at 9:00 a.m.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Chesser, to approve the minutes of Tuesday, June 20, 1995. Motion carried.

APPROVAL OF BILLS

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

COMMENDATION - KATHARINE HURREY

The County Commissioners presented Ms. Hurrey a commendation upon her retirement in recognition of 27 years with the Southern Maryland Library system.

COUNTY ADMINISTRATOR ITEMS

Present: Charles H. Wade, Acting County Administrator

- 1) **Letter to Board of Education
Fiscal Year 1996 Budget**

Mr. Wade presented the referenced letter from the Board of Education requesting that the Summary of Revenues and Expenditures by category for the Board of Education FY 1996 Budget be approved.

Commissioner Chesser moved, seconded by Commissioner Eagan to sign the Board of Education budget as presented. Motion carried.

- 2) **Resolution No. 95-31
Transfer of 1995 Bond Funds**

Mr. Wade presented Resolution 95-31 which provides for the transfer of \$4,717,000 in 1995 public facilities funds designated for St. Andrews Landfill, to be reduced by like amount, and transferred to Board of Education projects. Mr. Wade continued that approval for this transfer had been given by Piper and Marbury.

Commissioner Jarboe moved, seconded by Commissioner Chesser, to approve Resolution 95-31 as presented. Motion carried.

3) **COLA for Non-Public School Bus Drivers**

Mr. Wade presented correspondence regarding a 2.5% COLA increase for non-public school bus drivers in that the county has always followed COLA established by the Board of Education for bus drivers. He confirmed that the 2.5% increase was budgeted in the FY 96 budget.

Commissioner Eagan moved, seconded by Commissioner Chesser, that the COLA increase be approved as requested. Motion carried.

4) **Management Review and Compensation Study**

As a follow up to previous discussions Mr. Wade requested the Commissioners' decision relative to selection of a consultant to conduct a Management Review and Compensation Study for the County.

Commissioner Chesser moved, seconded by Commissioner Thompson, that the contract be approved for the Management Review and Compensation Study with the stipulation that the County Commissioners choose the timeframe and the options. Motion carried 4-1 with Commissioner Brugman voting against.

5) **Approval of Bills - Week of July 3**

In that the Commissioners will not be meeting the week of July 3 Mr. Wade requested authorization by the Board for Commissioner Thompson to sign the Check Register for the week of July 3.

Commissioner Eagan moved, seconded by Commissioner Jarboe, to give Commissioner Thompson authorization to sign the Check Register for the week of July 3. Motion carried.

6) **Clean Water Act Amendments of 1995**

As a follow up to last week's discussion Mr. Wade re-presented correspondence prepared by the Commission on the Environment addressed to the Chair of the Committee on Environment and Public Works indicating the Commissioners' concerns that no action be taken on H.R. 961, Clean Water Amendments of 1995 that might degrade the streams, rivers, and buffers that impact the Chesapeake Bay.

Commissioner Jarboe moved, seconded by Commissioner Chesser, to sign and forward the letter to Senator John H. Chaffee regarding the Clean Water Act Amendments of 1995. Motion carried.

7) **Response Letters
Clark Hilltop Lane**

Mr. Wade re-presented correspondence addressed to Minnie C. Russell and Carolyn Fenwick responding to theirs of June 19 regarding the naming of "Clark Hilltop Lane." The return letter explains that a petition was received with five signatures representing three properties requesting "Clark Hilltop Lane" and their petition with two signatures represented one property. Under the adopted petition process, "Clark Hilltop Lane" was approved.

Commissioner Brugman moved, seconded by Commissioner Chesser to sign and forward the letters to Russell and Fenwick as presented. Motion carried.

8) **Response Letter**
Parking at Linda's Cafe

Mr. Wade presented correspondence addressed to Rosemary J. Feruzza in response to her concerns about available parking at Linda's Cafe in the Tulagi Place area, and her not being in favor of a new courthouse.

Commissioner Jarboe moved, seconded by Commissioner Chessser to forward the letter to Ms. Feruzza as presented. Motion carried.

9) **Response Letter**
Cornfield Harbor Drive

Mr. Wade presented correspondence to Mr. Robert Harden regarding flooding conditions in the vicinity of the bridge on Cornfield Harbor Drive.

Commissioner Jarboe moved, seconded by Commissioner Eagan, to forward correspondence to Mr. Harden and stating that the Department of Public Works will be asked to check into the matter. Motion carried.

10) **Response Letter**
Senior Housing

Mr. Wade presented correspondence from Mr. Joseph Dobson concerning the bequest of \$700,000 that was left the County for use for senior housing.

Commissioner Brugman moved, seconded by Commissioner Chessser, to forward a response to Mr. Dobson indicating that only preliminary discussions are taking place at this time. Motion carried.

11) **Response Letter**
Airport Lease Renewal

Mr. Wade presented correspondence to Mr. J. E. Densmore in regard to his concerns about renewal of the Lease and Operating Agreement between the County and the Skydiving Center of Greater Washington, D.C., Inc. in which the Commissioners assured that to date no decision has been made as to whether the County would consent to renew the lease.

Commissioner Jarboe moved, seconded by Commissioner Brugman, to sign and forward the correspondence as presented. Motion carried.

12) **Maryland Department of Environment**
Combs Road/Joe Hazel Road Sewer Project

Mr. Wade presented correspondence addressed to MDE regarding a METCOM grant application for the sewer project on Combs Road/Joe Hazel Road.

Commissioner Eagan moved, seconded by Commissioner Jarboe, to sign and forward the letter to MDE stating the County Commissioners' support for the METCOM grant application. Motion carried.

13) **American Healthcare Systems - HealthShare of St. Mary's County**

Mr. Wade presented correspondence addressed to Mr. Jack A. Bernard in support of the HealthShare of St. Mary's County for AmHS Cares Award.

Commissioner Thompson commented that this is a very worthwhile program, and hopes it will get the recognition that it deserves.

Commissioner Brugman moved, seconded by Commissioner Jarboe, to sign and forward the HealthShare letter. Motion carried.

14) **Department of Public Works Items**

On behalf of the Department of Public Works, Mr. Wade presented the following documents for the Commissioners' consideration:

Heard's Estates, Section 4

Addendum to Public Works Agreement between Quality Built Homes, Inc. extending the deadline for completion to October 1, 1995. The Addendum is backed by a Letter of Credit in the amount of \$17,000 with Washington Savings Bank.

Commissioner Jarboe moved, seconded by Commissioner Brugman to approve the Public Works Agreement Addendum as presented. Motion carried.

Queen Arbor Subdivision

Addendum to Public Works Agreement between Harry W. Miller and Sons extending the deadline for completion to October 1, 1995. The Addendum is backed by a Letter of Credit in the amount of \$104,000 with First National Bank of St. Mary's.

Commissioner Jarboe moved, seconded by Commissioner Chessser, to approve the Public Works Agreement Addendum as presented. Motion carried. Commissioner Eagan abstained because she is one the Board.

Laurel Ridge, Section 4B

Correspondence addressed to Maryland Bank and Trust calling Letter of Credit No. 253 in the amount of \$50,6000 for Grading Permit #91-30.

Commissioner Jarboe moved, seconded by Commissioner Brugman, to approve and authorize Commissioner Thompson to sign the letter as presented to be forwarded if necessary. Motion carried.

15) **Budget Amendments**

Mr. Wade presented the following Budget Amendments recommended for approval with justifications as indicated:

Commissioner Eagan moved, seconded by Commissioner Chessser, to approve the following Budget Amendments as submitted. Motion carried.

No. 95-55

Department of Public Works

St. Mary's Press Hazardous Waste Site Clean-up in the amount of \$18,514.

No. 95-56

County Office Master Plan Additional Design Cost in the amount of \$18,000.

No. 95-57

Department of Finance

Additional funds needed for Rescue Squads Length of Service Awards in the amount of \$1,900.

No. 95-58

County Attorney

Transfer of funds for Airport Litigation in the amount of \$1,600.

16) **Resolution No. W/S 95-02
Camp Merreylande EDU's**

Mr. Wade presented a Resolution for a Plan Amendment for Camp Merrylande to increase their EDU's from 9 to 10.

Commissioner Chesser moved, seconded by Commissioner Brugman, to approve Resolution W/S 95-02 increasing Camp Merryland's EDU's from 9 to 10. Motion carried.

17) **Appointments
Boards, Committees, Commissions**

Commissioner Brugman moved, seconded by Commissioner Jarboe, to approve the following appointments with terms as indicated. Motion carried.

<u>Commission on Aging</u>	<u>Term To Expire</u>
Kathleen M. Fean	6/30/98
Lottie Hasel	6/30/98
<u>Commission for Women</u>	
Margaret A. Maupin	6/30/95/99
<u>Council on Children and Youth</u>	
Christopher Anton	6/30/96
Amy C. Cox	6/30/96
<u>Development Review Forum</u>	
James B. Beavan	NO TERM
David Ryan	NO TERM

18) **Letters of Appreciation for Service**

Mr. Wade presented Letters of Appreciation to the individuals no longer able to serve on a board, committee or commission.

Commissioner Brugman moved, seconded by Commissioner Jarboe, to forward letters of appreciation. Motion carried.

19) **County Auditor Contract**

Mr. Wade presented correspondence from the firm of Cox, Long & Askey who informed that their firm would be unable to accept the audit engagement for the County Commissioners of St. Mary's County for year ending June 30, 1995.

The Board was in agreement to have the RFP put out on bid for a two-week (ten working days) turnaround.

Mr. Wade will return to the July 11 meeting with recommendations for an auditor.

20) **Local Government Insurance Trust**

Mr. Wade presented a letter from Edwin G. Richards of LGIT regarding nominations to the Board of Trustees.

Commissioner Jarboe moved, seconded by Commissioner Brugman, giving Commissioner President Thompson authority to sign. Motion carried.

21) **Chesapeake Bay Critical Area Commission**

Mr. Wade presented a letter addressed to Judge John C. North, Chairman of the Chesapeake Bay Critical Area Commission, regarding growth allocation appeals of Lore's Landing (CA 91-1239), Maydel Manor, Sec. 2 (CA 91-1240), and Eppard Subdivision (CA 91-1241).

Commissioner Jarboe moved, seconded by Commissioner Eagan, to forward the letter as requested. Motion carried.

OFFICE ON AGING

Present: Eugene Carter, Director
Office on Aging

Area Agency Plan

Mr. Carter presented the 1996 Area Agency Plan with Notification of Grant Awards and noted that there were no changes or variances from previous Plans.

Commissioner Chesser moved, seconded by Commissioner Eagan authorizing President Thompson to sign the signature page for acceptance. Motion carried.

NGA for Department of Health and Mental Hygiene

Mr. Carter presented an NGA in support of funding and the medical portion of the Daycare Program.

Commissioner Jarboe moved, seconded by Commissioner Chesser, to approve the NGA as presented. Motion carried.

NGA for Retired Senior Volunteer Program

Mr. Carter presented an NGA in support of funding for the RSVP Program and stated that there are no changes or variances for 1996.

Commissioner Eagan moved, seconded by Commissioner Chesser to approve the NGA as presented. Motion carried.

Home Delivered Meal Program Consent Agreement

Mr. Carter presented documentation regarding a Consent Agreement for distribution of the Posey estate in the amount of \$12,700. Legal action has been resolved by Piper and Marbury, and the funds are ready to support continuation of the Home Delivered Meal Program.

Commissioner Chesser moved, seconded by Commissioner Eagan, giving the Director of the Office on Aging authority to sign the Agreement. Motion carried.

STATE'S ATTORNEY

Present: Walter B. Dorsey, State's Attorney
Jim Tavage, Attorney

Mr. Dorsey presented information regarding seizure of property on a drug related case. He noted that under Article 25.11(a) real estate may be deeded to the County with the right to receive it for public purpose. Mr. Dorsey stated that if the county accepts the property, he will have the deed searched and prepared.

Commissioner Chesser moved, seconded by Commissioner Jarboe, to accept the State's Attorney's request, have the deed drafted with intention of identifying the public purpose for its use. Motion carried.

RECREATION AND PARKS TEEN CENTER

Present: Phil Rollins, Director
Claude Clarke, Rec. & Parks Staff
Kim Nokelby, Board Member
Fulton Rothwell, Board Member

Mr. Rollins expressed concern that funds would not continue to be available to continue operating the Teen Center through revenues generated by the Center. In particular, assistance was requested to pay for staff and police.

The Commissioners advised that the Center try to subsidize funds by initiating more fundraising activities to bring in more revenue. Commissioner Eagan emphasized that she is committed to the Teen Center, and is in favor of it never closing. The Commissioners believe that the Center has not been in existence long enough to make a decision for subsidy funds at this time. They will look at the situation again at the end of summer.

Board members requested that a Teen Center Board be established and come under the direction of the County Commissioners. They believed that membership advertised by the Board of County Commissioners would generate more interest.

Commissioner Chesser moved, seconded by Commissioner Eagan, for Mr. Rollins to draft a resolution to establish the Teen Center Board. Motion carried.

COUNTY COMMISSIONERS

Commissioner Eagan reported on the meeting she attended on revitalization of Tulagi Place. They discussed the overall plan and how to break into work sessions. Concerns were expressed and interesting suggestions received. A biking/jogging/walk path was suggested that would wind around Lexington Park connecting the three parks. Roads were the main concern. Also suggested was moving the town center away from the main gate of the Base- providing more open space leading to the hub of the town center.

EXECUTIVE SESSIONS

Commissioner Jarboe moved, seconded by Commissioner Chesser to meet in Executive Session to discuss Property Acquisition as provided for in Article 24, Section 4-210(a)11. Motion carried.

Commissioner Jarboe moved, seconded by Commissioner Chesser, to meet in Executive Session to discuss Litigation (Parcel of Record), as provided for in Article 24, Section 4-201(a)8. Motion carried.

Commissioner Eagan moved, seconded by Commissioner Chesser to meet in Executive Session to discuss matters of Personnel (Employment Contracts) as provided for in Article 24-210(a)1. Motion carried 3 - 2 with Commissioners Jarboe and Brugman voting against.

Sheriff's Department - Property Acquisition

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Charles Wade, Acting County Administrator
Sheriff Richard Voorhaar
Barbara Dotson, Sheriff's Dept. Fiscal Specialist
Joseph Densford, County Attorney
Margaret Nelson, Recorder

Authority: Article 24, Section 4-210(a)11
Time Held: 11:20 a.m. to 11:46 a.m.

Action Taken: The Commissioners discussed the issues of a proposed lease for approval in Open Session.

In Open Session at 11:49 a.m.:

Commissioner Eagan moved, seconded by Commissioner Jarboe, to authorize Commissioner Thompson to sign a lease for a facility to house the Southern Maryland Drug Task Force. Motion carried.

County Attorney - Litigation

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Joseph R. Densford, County Attorney
John R. Grimm, Director, Planning & Zoning
Margaret Nelson, Recorder

Authority: Article 24, Section 4-21(a)8
Time Held: 11:49 a.m. to 12:11 p.m.

Action Taken: The Commissioners discussed issues regarding the parcel of record litigation and advised the County Attorney to respond.

Consideration of Appointments -Boards, Committees, Commissions

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Delores Murphy, Recorder

Authority: Article 24, Section 4-210(a)1
Time Held: 1:15 p.m. to 2:15 p.m.

Action Taken: The Commissioners reviewed the current status sheet, made nominations, and directed staff to contact the nominees and to prepare appropriate letters of appointment for the Commissioners' approval in Open Session.

Personnel - Employment Contracts

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Charles Wade, Acting County Administrator
Joseph R. Densford, County Attorney

Authority: Article 24, Section 4-210(a)1
Time Held: 2:30 p.m. to 3:11 p.m.

Action Taken: The County Commissioners discussed county employee contracts for approval in Open Session.

In Open Session at 3:15 p.m.

Commissioner Chesser moved, seconded by Commissioner Jarboe, to extend County Attorney Densford's contract through August 15, 1995. Motion carried.

Commissioner Chesser moved, seconded by Commissioner Jarboe, to extend Director of Finance Wade's contract through August 30, 1995. Motion carried 4-1 with Commissioner Eagan voting against.

Personnel - Employment Contract

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
George Foster, Personnel Office
Aleck Loker, Director of Economic & Community Development

Authority: Article 24, Section 4-210(a)1
Time Held: 3:22 p.m. to 4:30 p.m.

Action Taken: The Commissioners discussed employment contract issues which will be announced by a public Announcement.

ADJOURNMENT

The meeting adjourned at 4:30 p.m.

Minutes Approved by Board of
County Commissioners on 7/11/95
Qualla G. Spalding
Recording Secretary

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