

ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS
NOVEMBER 21, 1995

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Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Aleck Loker, County Administrator
Mary Langley, Recorder

CALL TO ORDER

The meeting was called to order at 12:55 p.m.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Chesser, to approve the minutes of Tuesday, November 14, 1995. Motion carried.

APPROVAL OF BILLS

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

COUNTY ADMINISTRATOR ITEMS

Present: Aleck Loker, County Administrator

1) **Response Letters**

The County Administrator presented the following response letters for the Commissioners' review and consideration:

- To William Branch regarding the continuation of skydiver operations at the St. Mary's County Airport.

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

- To Vernon Gray regarding private involvement in funding of a public shooting range.

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

2) **Correspondence to Governor Glendening
Request for Support of County Infrastructures**

As a follow-up to information presented to the Commissioners at last week's meeting, the County Administrator presented correspondence addressed to Governor Glendening requesting state support of the county's infrastructure priorities to support the anticipated rapid growth within the next three years.

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

3) **Correspondence to RTC and FDIC
Myrtle Point Acquisition**

The County Administrator presented correspondence addressed to Ms. Rickie Helfer, Chairman of the Federal Deposit Insurance Corporation, and to Mr. Jack Ryan, Chairman of the Resolution Trust Corporation, concerning the disposition of the Myrtle Point property.

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

4) **Request for approval of E-Mail**

The County Administrator requested the Commissioners' approval to implement E-Mail services for the County Commissioners and directors of the major departments of county government. Funding would be provided through each participating department's budget.

Commissioner Brugman moved, seconded by Commissioner Jarboe, to direct the County Administrator to proceed with implementing E-Mail services.

5) **Request for non-competitive selection for reassignment
State's Attorney's Office**

The County Administrator requested that the Board of Commissioners waive the requirement for competitive selection to allow the reassignment of a staff member to a lower grade within the State's Attorney's Office.

Commissioner Chesser moved, seconded by Commissioner Jarboe, to allow the non-competitive reassignment. Motion carried.

6) **Budget Amendment No. 96-21
Library Board of Trustees**

Also Present: Steve Welkos, Director of Finance
Lynne Redmond, Chair, Library Board of Trustees

The County Administrator and Director of Finance presented the referenced Budget Amendment with the following justification: Expansion of Charlotte Hall Library recurring costs for electricity and part-time staff (\$11,970). Steve Welkos noted that a recent audit indicated that sufficient funds remained in the FY95 Board of Library Trustees' fund Balance. Funding through this alternative source would require that the Board of County Commissioners conduct a public hearing to appropriate these funds for use.

Commissioner Jarboe moved, seconded by Commissioner Brugman, to take the issue of using the identified alternative funding to public hearing. Motion carried.

7) **Fiscal Year 1996 Supplemental Appropriation Ordinance No. 95-46
Great Mills High School Addition/Renovation**

Also Present: Steve Welkos, Director of Finance

The County Administrator and Director of Finance presented the referenced Supplemental Appropriation Ordinance to provide forward funding in the amount of \$6,667,000 to allow for entering into a construction contract for the Great Mills High School Addition/Renovation project. It is fully expected that the State of Maryland, through subsequent State budgets, will ultimately finance \$5,241,000 of this additional appropriation authority. The required public hearing was conducted on November 7, 1995.

Commissioner Eagan moved, seconded by Commissioner Chesser to approve and sign Ordinance No. 95-46 as presented. Motion carried.

8) **Information Release
Gymnastics Center**

The County Administrator presented an information release concerning the expansion of services and programs provided at the Department of Recreation and Parks Gymnastics Center located in Millison Plaza, Lexington Park.

9) **Department of Planning & Zoning
Introduction of Deputy Director**

Present: Jon Grimm, Director
Michael Paone

Jon Grimm introduced Michael Paone, the newly selected Deputy Director of the Department of Planning and Zoning, to the Board of Commissioners. Mr. Paone assumed his duties with the department on November 6, 1995.

EXECUTIVE SESSION

Commissioner Jarboe moved, seconded by Commissioner Chessser to meet in Executive Session to discuss matters of Litigation (The Skydiving Center), as provided in Article 24, Section 4-210(a) 8. Motion carried.

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chessser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Aleck Loker, County Administrator
Douglas Durkin, County Attorney
James Haley, Airport Manager
Mary Langley, Recorder

Authority: Article 24, Section 4-210(a)8
Time Held: 1:37 p.m. - 1:55 p.m.

Action Taken: The Commissioners reviewed draft letters to the Federal Aviation Administration and The Skydiving Center and agreed to take action in open session.

THE SKYDIVING CENTER LEASE APPLICATION

Commissioner Jarboe moved, seconded by Commissioner Brugman to sign and forward a letter to The Skydiving Center granting a temporary lease extension to expire February 20, 1995 provided that interim submission deadlines are met. Motion carried.

Commissioner Jarboe moved, seconded by Commissioner Chessser, to issue a press release concerning this temporary lease extension for the public's information. Motion carried.

Commissioner Jarboe moved, seconded by Commissioner Chessser, to sign and forward a letter to the Federal Aviation Administration requesting their opinion as to the county's enforcement of the requirement that The Skydiving Center's obtain commercial general liability insurance coverage for their parachute operation. Motion carried.

FORUM FOR RURAL MARYLAND

Present: Gary Hodge, Chairman of the Forum for Rural Maryland
Brenda Ulman, Ulman & Associates, Inc.

The referenced individuals appeared before the Commissioners to brief them on the activities of the Forum for Rural Maryland. Ms. Ulman provided a draft strategy paper entitled "Building a Sustainable Rural Community," which illustrated the three major building blocks emerging from the meetings and strategic work sessions held by the Forum. Mr. Hodge indicated that before the strategy is finalized at the Forum's annual meeting in January, he is visiting every rural county in the State to brief each board of commissioners and requesting their input, comments and suggestions on the paper.

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Director

1) **Correspondence to Department of Transportation
1995 Transportation Tour**

Mr. Ichniowski presented correspondence addressed to the Secretary of the Department of Transportation listing St. Mary's County's transportation priorities for state projects. The projects include: Route 235/FDR Boulevard; Route 237; Route 5 from Camp Brown Road to Point Lookout; Route 5 from County Line to Route 6; and St. Mary's County Airport.

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

2) **General Assembly Transportation Letters**

Mr. Ichniowski presented correspondence addressed to Senator Barbara Hoffman and Delegate Sheila Hixson, co-chairs of the Transportation Study Task Force, a group formed by the General Assembly to hold public meetings throughout the state in order to seek citizen's review on transportation needs. The letter provided comments on the appropriate mix of highway versus mass transit needs, equitable allocation of existing resources, adequacy of cost-sharing arrangements between the state and county, the transportation planning process and unmet needs. The Commissioners' asked that the letter be amended to indicate that the mix of mass transit needs, although currently adequate, may become inadequate in view of the expected influx of navy and contractor personnel.

Commissioner Jarboe moved, seconded by Commissioner Chessner, that the letter be amended, signed and forwarded in person to the General Assembly at their public meeting November 27, 1995. Motion carried.

3) **Courthouse Project
Leonardtwn Parking**

Also Present: Robin Guyther, Leonardtown Administrator

Mr. Ichniowski indicated that he has been working with the town of Leonardtown to identify parcels to accommodate the expanded courthouse requirement of 324 parking spaces. In addition to leasing two parcels to the county for construction of parking lots, the town will set aside 58 spaces at municipal parking lot for courthouse parking. Mr. Ichniowski requested the Commissioners' concurrence to proceed with the design.

Commissioner Eagan moved, seconded by Commissioner Jarboe, to direct the Director of Public Works to proceed with the design phase of the Court House facility expansion at the existing Court House in Leonardtown. Commissioner Thompson opposed. Motion carried 4 to 1.

4) **Cox's Run Subdivision**

Mr. Ichniowski presented the following documents for the Commissioners' review and consideration:

- Deed dated August 25, 1995 between Joan H. Burroughs and Board of County Commissioners accepting a portion of Seth Court (formerly Jeff Lane) into the County's Highway Maintenance System.
- Deed dated August 25, 1995 between Shirley Marie Combs and Board of County Commissioners accepting a portion of Seth Court (formerly Jeff Lane) into the County's Highway Maintenance System.
- Road Resolution No. 95-18 posting Seth Court at 25 miles per hour.
- Road Resolution No. 95-19 designating Seth Court as a Stop Street at its intersection with Md. Rte. 5

Commissioner Chesser moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Thompson to sign the documents as presented. Motion carried.

3) **Addendum to Public Works Agreement
Maple Run, Section 4**

Mr. Ichniowski presented an Addendum to Public Works Agreement between Guenther Construction Co. Inc. and Board of County Commissioners of St. Mary's County extending the deadline for completion of improvements to April 1, 1996. The Addendum is backed by a Letter of Credit in the reduced amount of \$15,000 with First National Bank of St. Mary's.

Commissioner Chesser moved, seconded by Commissioner Brugman, to approve and authorize Commissioner Thompson to sign the Addendum as presented. Motion carried 4-1 with Commissioner Eagan abstaining because she is on the Board of Directors of First National Bank of St. Mary's.

4) **Correspondence Calling Letter of Credit
Jenni's Dawn, Section 1**

Mr. Ichniowski presented correspondence addressed to Peoples Bank of Kent County calling Letter of Credit #407 in the amount \$194,000 for a Public Works Agreement.

Commissioner Jarboe moved, seconded by Commissioner Eagan, to authorize Commissioner Thompson to sign the correspondence as presented, to be forwarded if necessary. Motion carried.

COUNTY COMMISSIONERS' TIME

Homeless Family

Commissioner Jarboe stated that, through the diligent efforts of citizens and various county and private agencies, a homeless family has been located in a home that meets their needs

Animal Control

Referring to a letter received by the County Commissioners concerning the euthanasia of two dogs as a result of a complaint, Commissioner Jarboe stated that a requirement of written complaints and better communication may have prevented this situation from occurring. The County Administrator noted that he is investigating the incident and will provide additional information to the Commissioners.

Commissioner Chesser noted that the three Southern Maryland Counties are seeking to unify their animal control policies. The County Administrators have been tasked with the initial review of the policies.

EXECUTIVE SESSION

Commissioner Eagan moved, seconded by Commissioner Chesser, to meet in Executive Session to discuss matters of Personnel (Airport Manager; Consideration of Appointments to Boards, Committees, Commissions), as provided in Article 24, Section 4-210(a)1. Motion carried 3-2, with Commissioners Brugman and Jarboe opposing.

Personnel (Airport Manager)

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Aleck Loker, County Administrator
Douglas Durkin, County Attorney
James Haley, Acting Airport Manager
Mary Langley, Recorder

Authority: Article 24, Section 4-210(a)1
Time Held: 3:30 p.m. - 3:45 p.m.

Action Taken: The Commissioners discussed the Airport Manager position at the St. Mary's County Airport. They will continue discussion of the matter at a future meeting.

Personnel (Consideration of Appointments)

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

Authority: Article 24, Section 4-210(a)1
Time Held: 3:45 p.m. - 4:30 p.m.

Action Taken: The Commissioners reviewed the current status sheet, made nominations and directed staff to contact the nominees and prepare appropriate letters of appointment for consideration at a future Commissioners' meeting.

ADJOURNMENT

The meeting adjourned at 4:30 p.m.

Minutes Approved by Board of
County Commissioners on 11/28/95

Judith A. Spalding
Recording Secretary