

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
October 20, 1998**

Present: Commissioner President Barbara R. Thompson
Commissioner D. Christian Brugman
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
Commissioner Paul W. Chesser
John J. Kachmar Jr., County Administrator
Mortimer Smedley, Assistant County Administrator
Judith A. Spalding, Recorder

CALL TO ORDER

The meeting was called to order at 1:05 p.m.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Brugman, to approve the minutes of the Commissioners' meeting of Tuesday, October 13, 1998 and the Special Meeting of Thursday, October 15, 1998, as presented. Motion carried.

APPROVAL OF CHECK REGISTER

Commissioner Jarboe moved, seconded by Commissioner Chesser, to authorize Commissioner Thompson to sign the check register, as presented. Motion carried.

ADDITIONS/DELETIONS TO AGENDA

Commissioner Brugman moved, seconded by Commissioner Jarboe, to accept the agenda as amended (to add County Commissioners' Time). Motion carried.

CONSENT AGENDA

Correspondence to:

1. Robin Inks regarding problems with school bus transportation.
2. Lynne Battaglia, U.S. Department of Justice, concerning the "Maryland's Crime Prevention Communities" initiative.
3. Mayor Norris, Town of Leonardtown, concerning letter from citizens related to speeding on streets in Leonardtown.
4. Jim Burgan, Recreation and Parks Board Chair, relative to grass coverage for soccer fields at Hollywood Elementary School.
5. Kristen, Student in Edgewater, Maryland, responding to questions about the upcoming election.
6. Wayne Taylor, Recreation and Parks Board member, related to consultants' comments at the public hearing for Myrtle Point planning.
7. Individuals regarding survey by Maryland Transit Administration and potential changes to commuter bus service.
 - a. Robin Briscoe, Tri-County Council
 - b. Bonnie Quade
8. Frederick Bush concerning procedures followed in assigning the name of Emmart Lane.
9. Jeffrey Zallaps, Jones Intercable counsel, relative to request for county consent of the impending transfer between Jones Communications and Comcast.

10. Chair of the Southern Maryland Travel & Tourism Committee expressing appreciation for the presentation of the Committee's Annual Report.

Commissioner Eagan moved, seconded by Commissioner Brugman, to approve Letters 1 – 10 as presented.

Commissioner Chesser stated that he objected to Letter No. 6 regarding the Myrtle Point consultant, and would like it rewritten. He stated he would not sign the letter. Commissioner Thompson also stated that she objected to the letter and would not vote for it.

Vote on the motion was four to one with Commissioner Thompson voting against.

COUNTY ADMINISTRATOR ITEMS

Present: John J. Kachmar Jr., County Administrator

- * Draft Agenda – October 27, 1998
- * Calendar of Events

1. Budget Amendments
 - a. 99-5 – Public Works
(bulkhead repairs on No. Patuxent Beach Road - \$45,750)

Commissioner Eagan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Thompson to sign the Budget Amendment as presented. Motion carried.

- b. 99-6 – Economic and Community Development
(to hire individual on contract to manage tourism program)

Commissioner Jarboe moved, seconded by Commissioner Eagan, to approve and authorize Commissioner Thompson to sign the Budget Amendment as presented. Motion carried.

2. Department of Public Works Items
 - a. Public Works Agreement Addendum for Brooks Cluster Subdivision, 3rd Election District; backed by Letter of Credit with First National Bank of St. Mary's in the amount of \$184,500.

Commissioner Jarboe moved, seconded by Commissioner Thompson, to approve and authorize Commissioner Thompson to sign the Addendum as presented. Motion carried 4-0-1 with Commissioner Eagan abstaining because she is on the Board of Directors of The First National Bank of St. Mary's.

- b. Public Works Agreement Addendum for Sycamore Hollow Subdivision, Phase 2, 8th Election District; backed by Letter of Credit with First National Bank of St. Mary's in the amount of \$7,200.

Commissioner Chesser moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Thompson to sign the Addendum as presented. Motion carried 4-0-1 with Commissioner Eagan abstaining because she is on the Board of Directors of The First National Bank of St. Mary's.

- c. Public Works Agreement Addendum for Stratton Subdivision, Section 2, 8th Election District; backed by Letter of Credit with Northern Central Bank in the amount of \$71,300.

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

- d. Public Works Agreement Addendum for Cherry Laurel Parkway, Wildewood Subdivision, 8th Election District; backed by Letter of Credit with First National Bank of St. Mary's in the amount of \$23,000.

Commissioner Jarboe moved, seconded by Commissioner Brugman, to approve and authorize Commissioner Thompson to sign the Addendum as presented. Motion carried 4-0-1 with Commissioner Eagan abstaining because she is on the Board of Directors of The First National Bank of St. Mary's.

- e. Public Works Agreement for John Wayne Estates Subdivision, 4th Election District; backed by Letter of Credit with First National Bank of St. Mary's in the amount of \$93,700.

Commissioner Jarboe moved, seconded by Commissioner Brugman, to approve and authorize Commissioner Thompson to sign the Agreement as presented. Motion carried 4-0-1 with Commissioner Eagan abstaining because she is on the Board of Directors of The First National Bank of St. Mary's.

- f. Public Works Agreement for Edinborough Estates Subdivision, Section 2, 5th Election District; backed by Letter of Credit with First National Bank of St. Mary's in the amount of \$253,600.

Commissioner Brugman moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Thompson to sign the Agreement as presented. Motion carried 4-0-1 with Commissioner Eagan abstaining because she is on the Board of Directors of The First National Bank of St. Mary's.

- g. Public Works Agreement for Edinborough Estates Subdivision, Section 3, 5th Election District; backed by Letter of Credit with First National Bank of St. Mary's in the amount of \$296,100.

Commissioner Chesser moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Thompson to sign the Agreement as presented. Motion carried 4-0-1 with Commissioner Eagan abstaining because she is on the Board of Directors of The First National Bank of St. Mary's.

- h. Public Works Agreement for Mallard's Landing Subdivision, 5th Election District; backed by Letter of Credit with First National Bank of St. Mary's in the amount of \$141,200

Commissioner Brugman moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Thompson to sign the Agreement as presented. Motion carried 4-0-1 with Commissioner Eagan abstaining because she is on the Board of Directors of The First National Bank of St. Mary's.

- i. *Adopt A Road* Program Resolution establishing guidelines and procedures for community organizations that volunteer to clean up County roads in their neighborhoods.

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

- 3. Grant Documents
 - a. Office on Aging
Interim 1999 Notification of Grant Award
(\$81,055 from Maryland Office on Aging)

Commissioner Jarboe moved, seconded by Commissioner Brugman, to approve and authorize Commissioner Thompson to sign the Notification of Grant Award as presented. Motion carried.

- b. Governor's Office of Crime Control and Prevention
HotSpot Projects Grant Awards
- Walden/Sierra, Inc. – Addiction Recovery II - \$18,300
 - Walden/Sierra Counseling Center – Victim Outreach Program II - \$28,793
 - Sheriff's Office – Community Policing II - \$10,000 (local match - \$2,500)
 - Office of Community Services – Youth Prevention II - \$23,000
 - Office of Community Services – Community Mobilization II - \$5,000

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

4. Mental Health Authority of St. Mary's Inc.
(Progress Report and Request for appointment of County Representative)

Commissioner Jarboe moved, seconded by Commissioner Eagan, to appoint Gene Carter, Director, Office on Aging as the County's representative on the Mental Health Authority Board. Motion carried four to one with Commissioner Chesser voting against stating he believed the County's representative should be from the Legal Department.

Commissioner Jarboe moved, seconded by Commissioner Eagan, to approve the Progress Report, as presented. Motion carried.

5. St. Mary's Nursing Center – Procurement Procedures
(Recommendation: * For County to provide procurement support to the Nursing Center
* To authorize one additional Buyer position w/ funding provided by the Nursing Center)

Also present: Jim Haley, Manager, Office of Central Services

Commissioner Brugman moved, seconded by Commissioner Jarboe, to accept Mr. Haley's recommendation and authorize the Nursing Center to use the County's Procurement services and to authorize the establishment of an additional Buyer position to be funded by the Nursing Center.

At the request of Commissioner Chesser, Commissioner Brugman moved, seconded by Commissioner Chesser, to review the progress. After discussion motion failed one to four with Commissioners Thompson, Brugman, Eagan and Jarboe voting against.

After further discussion the vote on the main motion was unanimously carried.

6. Metropolitan Commission
(Approval of Bond for Treasurer)

Commissioner Chesser moved, seconded by Commissioner Eagan, to approve the \$25,000 Bond for the MetComm Treasurer as presented. Motion carried.

**CABLE ADVISORY COMMITTEE
PROPOSED RESOLUTION
REVISION OF PUBLIC ACCESS HANDBOOK AND
ESTABLISHMENT OF A PUBLIC ACCESS ADVISORY SUBCOMMITTEE**

Present: Judy Pedersen, Public Information Officer
Stan Goodwill, Chair, Cable Advisory Committee
David Triantos, Member, “
Doug Ritchie, “
Ron Walton, Bay Media Network

Ms. Pedersen presented to the Commissioners the referenced proposed resolution for the Revision of the Public Access Handbook and the Establishment of a Public Access Advisory Committee. She stated that the Handbook, a product after two years of work by the Committee, will give guidance on the use of public access on Channel 10. In addition Ms. Pedersen reviewed the duties and responsibilities of the Public Access Advisory Subcommittee.

Areas of discussion included composition of subcommittee, process for reviewing tapes submitted by public to ensure the content meets the provisions of the handbook, handling of editorial comments on the tapes of public meetings, and scheduling of public access programs.

During discussion Commissioner Thompson noted that the bylaws of the Cable Advisory Committee provide for the establishment of subcommittees by the committee itself and that the Resolution should be revised to address only the Handbook.

After discussion Commissioner Chesser moved, seconded by Commissioner Egan, to approve the Handbook for Public Access to be effective in 30 days. Motion carried four to one with Commissioner Brugman abstaining.

Later in the meeting, when the revised Resolution was presented, Commissioner Chesser moved, seconded by Commissioner Egan, to approve and sign Resolution No. 98-approving the Public Access Handbook. Motion carried.

**OFFICE OF COMMUNITY SERVICES/
ALLIANCE FOR ALCOHOL DRUG ABUSE PREVENTION**

Present: Cynthia Brown, Director, Office of Community Services
Joe Dick, Director, Alliance
Joe Donnick, Alliance Coordinator
Walt Biscoe, Community Services Coordinator
HotSpots Team Representatives

Hotspots Program

The Commissioners announced that the St. Mary's County HotSpots Program has received two state-level awards: the *William "Box" Harris Award* for excellence in community probation-policing (recognizing teams which consistently show the highest degree of collaboration, creativity and responsiveness to community concerns); and the *Ella Thompson* excellence in youth prevention award (recognizing programs which show outstanding organization, creativity and the ability to reach and involve the community in issues of public safety through the Neighborhood Safety Team).

Introduction of Community Services Coordinator

Mr. Kachmar introduced to the Commissioners Walt Biscoe as the new Community Services Coordinator in the Office of Community Services.

**BOARD OF COUNTY COMMISSIONERS
SITTING AS THE BOARD OF HEALTH**

Present: Dr. Ebenezer Israel, Health Officer
Tom Russell, Director, Environmental Health

Commissioner Jarboe moved, seconded by Commissioner Brugman, to recess as the Board of County Commissioners and sit as the Board of Health. Motion carried.

Dr. Israel and Mr. Russell appeared before the Commissioners to provide an overview on public health issues and health programs and services (ice cream coupons for children getting inoculations; establishment of flu shot schedules; public awareness/education promotions; dental program for children; and blood pressure screening opportunities). Mr. Russell updated the Board on food safety handling measures being taken at church and other nonprofit dinners, including training, proper testing techniques.

During discussion Commissioner Jarboe stated he has been asked if the Health Department transported women out of the County to get abortions. Dr. Israel responded that he did not believe so, but that he would check into it. He pointed out, however, when people are being transported for medical reasons, the Health Department does not always know why.

Commissioner Brugman moved, seconded by Commissioner Chesser, to adjourn as the Board of Health and resume as the Board of County Commissioners. Motion carried.

COUNTY COMMISSIONERS' TIME

Animal Shelter

Commissioner Jarboe advised that Ron Walton, Bay Media Network, has offered to donate property for the animal shelter in St. Mary's County. Assistant County Administrator Smedley advised that he was working with representatives of the Animal Welfare League in drafting an agreement as to each organization's responsibilities. When the document is completed it will be submitted to the Commissioners for review.

**EXECUTIVE SESSION
PERSONNEL**

Commissioner Brugman moved, seconded by Commissioner Jarboe, to meet in executive session to discuss a matter of Personnel (Environmental Hygiene), as provided for in Article 24, Section 4-210(a)1. Motion carried.

Executive Session – Personnel

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Lawrence D. Jarboe
John J. Kachmar Jr., County Administrator
Dr. Ebenezer Israel, Health Officer
Tom Russell, Director, Environmental Hygiene
Judith A. Spalding, Recorder

Authority: Article 24, Section 4-210(a) 1
Time Held: 3:15 p.m. – 3:35 p.m.

Action Taken: The Commissioners discussed a personnel matter regarding the Director of Environmental Hygiene and agreed to take action in open session.

Follow Up to Executive Session

Commissioner Jarboe moved, seconded by Commissioner Chesser, to authorize a supplemental appropriation for the Director of Environmental Hygiene, Tom Russell, in the amount of \$5,000. Motion carried.

ADJOURNMENT

The meeting adjourned at 3:40 p.m.

Minutes approved by the
Board of County Commissioners on 10/22/98

Judith A. Spalding
Judith A. Spalding, Recorder