

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
July 13, 1999**

Present: Commissioner Julie B. Randall, President
Commissioner Joseph F. Anderson
Commissioner Thomas A. Mattingly, Sr.
Commissioner Shelby P. Guazzo
Commissioner Daniel H. Raley
Mortimer L. Smedley, County Administrator
Mary M. Langley, Recording Secretary

CALL TO ORDER

The meeting was called to order at 10:10 p.m.

ADDITIONS/DELETIONS TO THE AGENDA

Commissioner Raley moved, seconded by Commissioner Mattingly, to approve the agenda as amended (to add an executive session at 4:00 p.m. to discuss a matter of personnel, vacant positions). Motion carried.

APPROVAL OF MINUTES

Commissioner Mattingly moved, seconded by Commissioner Guazzo, to approve the minutes of Tuesday, July 6, 1999 as amended. Motion carried.

APPROVAL OF CHECK REGISTER

Present: Marty Jones, Budget & Fiscal Analyst

Information relative to specific questions raised during discussion will be provided by Finance. The Commissioners also requested that the Check Registers be in their boxes no later than Friday, and that they be notified via voice mail any time this should not be possible.

Commissioner Raley moved, seconded by Commissioner Anderson, to authorize payment of bills. Motion carried.

COUNTY ADMINISTRATOR ITEMS

Present: Mortimer L. Smedley, County Administrator

1. Department of Public Works Documents

Also Present: George Erichsen, Director, Dept. of Public Works

- a. Public Works Agreement Addendum for the Bay Ridge Estates Subdivision, Section 2, located in the 2nd Election District, extending the completion date to July 1, 2000; backed by a Letter of Credit with First National Bank of St. Mary's in the amount of \$52,000.

Commissioner Guazzo moved, seconded by Commissioner Mattingly, to approve and sign the Agreement Addendum as presented. Motion carried.

- b. Public Works Agreement Addendum for the Hickory Hills PUD Subdivision, Sections 3A and 3B, located in the 8th Election District, extending the completion date to July 1, 2000; backed by Letter of Credit with Nations Bank in the reduced amount of \$162,000 (from \$376,000).

Commissioner Guazzo moved, seconded by Commissioner Raley to approve and sign the Agreement Addendum as presented. Motion carried.

- c. Road Deed accepting Tammie Drive, located in Stallman Subdivision, Section 4, 8th Election into the county's Highway Maintenance System.

Commissioner Mattingly moved, seconded by Commissioner Raley, to approve and authorize Commissioner President Randall to sign the Road Deed as presented. Motion carried.

- c. Traffic Resolution Nos. 99-12 and 99-13 establishing 25 mph speed limit and stop sign for Tammie Drive located in Stallman Subdivision, Section 4, 8th Election District.

Commissioner Mattingly moved, seconded by Commissioner Guazzo, to approve and authorize Commissioner President Randall to sign the Traffic Resolution as presented. Motion carried.

2. **Railroad Right-of-Way Easement Agreement**

(Consideration of modifications suggested by County Attorney to standard county/SMECO crossing easement putting a time limit for the grantee to develop and utilize the crossing easement as planned and defining the use of the crossing easement.)

Also Present: Alfred A. Lacer, County Attorney
George A. Erichsen, Director, Department of Public Works

Commissioners Guazzo and Randall asked for background information relative to the language in the Agreement pertaining to the "sum of One Dollar" and other good and valuable consideration; the county, at a minimum, should try to recover government administrative costs. Mr. Lacer indicated that this is typical language in a conveyance instrument, and "other ... consideration" would permit recovery of administrative costs; the inclusion of a dollar amount, which could change from time to time, would necessitate additional amendments to the standard form. Mr. Erichsen will provide an estimate of current costs, which may indicate a need to amend the formal fee schedule that the Department of Planning & Zoning keeps to reflect this.

Commissioner Guazzo also expressed concern with language in the Agreement granting a permanent easement while imposing a time limit in another section and with the type of easement not being specifically defined in the document. Mr. Lacer will review the document to see if any other language is necessary.

Motion was made by Commissioner Anderson, seconded by Commissioner Raley, to approve the agreement as modified. During discussion, Commissioner Anderson withdrew his motion. The Commissioners will consider the amended Railroad Right-of-Way Easement Agreement at their next meeting.

• **Signage on MD Route 235**

Commissioner Randall shared that she received a telephone call from a constituent inquiring as to who erected "No Parking" and "No Stopping" signs along Route 235 South in the vicinity of Hermanville near the ballfield and the church and why they were erected there and not further north along the roadway.

Mr. Phil Rollins, Director of the Department Recreation and Parks, (DRP) who was present in the audience, indicated that the DRP contacted the State Highway Administration (SHA) as a result of the Commissioners' expressed concern with parking at the ballfield along the state highway. The SHA found the situation unsafe and erected the signs in that area. Plans are being made by DRP to provide adequate parking for the ballfield prior to next year's season. Commissioner Raley stated that the Board provided \$25,000 in the FY2000 for that purpose. Commissioner Mattingly noted that signage in the church and bar area may have been erected because parking along the roadway is also a problem there, and fatal accidents have occurred along that stretch. Mr. Erichsen indicated that new signage along county roads, other than replacements, would have to come to the Board of Commissioners for approval.

Commissioner Randall asked that staff further investigate this, as the areas north along Route 235 also have similar problems.

3. Wicomico Shores Public Landing Trailer – Residential Lease

Also Present: Philip D. Rollins, Director, Department of Recreation and Parks

Mr. Rollins explained that delays with credit checks have prevented the submittal of the document executed by the tenant, and requested that the Board approve the Lease subject to execution by the tenant and review again by the County Attorney.

Commissioner Mattingly moved, seconded by Commissioner Anders to approve and authorize Commissioner Randall to sign the Lease when executed by the tenant. Motion carried.

**4. Boards/Committees/Commissions
Letters of Appointment**

Commissioner Raley moved, seconded by Commissioner Mattingly, to make the following appointments and to sign the letters of appointment as presented. Motion carried.

	<u>Terms to Expire</u>
<u>Commission of Aging</u>	
Levert Queen, Reappointment	06/30/2002
<u>BOCA Code Appeals Board</u>	
Herb Redmond, Jr., Reappointment	06/30/2004
<u>Economic Development Commission</u>	
Kelly Joy	06/30/2003
<u>Nursing Center Advisory Board</u>	
Richard L. Buckler, Reappointment	06/30/2002
Joseph H. Dobson, Reappointment	06/30/2002
James L. Tennison, Sr., Reappointment	06/30/2002
<u>Social Services Board</u>	
Patsy Davidson	06/30/2002
Carolyn Gould, Reappointment	06/30/2002
James A. Smith, III, Reappointment	06/30/2002
Patrice R. Thompson	06/30/2002

**ST. MARY'S COUNTY WATER SYSTEMS/DROUGHT
METROPOLITAN COMMISSION**

(The current heat wave and drought conditions have resulted in the failure of many community water systems. The Commissioners have requested an update on aquifer levels, community water systems and water usage as well as planned remedies.)

Also Present: Steven L. King, Director, SMC Metropolitan Commission
Bill Derby, Chairman
Maurice Daly, Chief Engineer

Mr. King indicated that many large communities have experienced water pressure loss during the recent dry-spell/heat wave due to outdoor watering, an increase of over three times average consumption. He provided charts indicating water usage for the Lexington Park System, Country Lakes System, Laurel Ridge, Rolling Acres and Breton Bay during the drought period from 05/01/99 through 07/10/99. On two occasions water usage peaked to near maximum capacity (system running 24-hours a day with all homes using water at same time), but fell when

water conservation requests were issued. Commissioner Guazzo requested that MetCom initiate an education process about watering requirements. Mr. King indicated that users often do not recognize their increased usage. Only one-third of MetCom's customers are metered. Non-metered customers pay for a share, but it is not proportional. Metering increases conservation and more equitably distributes the costs. He indicated that it is MetCom's goal to meter all customers; a cost analysis will determine if meter installation is immediate or phased.

The lower Town Creek area experienced a severe water pressure problem due to inadequate water main size and deteriorated conditions and increased usage. The system was constructed in 1940-1960 with 2", 4" and 6" diameter lines. Corrective action included a mandatory conservation order and restoration of hydropneumatic tank and community well usage. MetCom will begin construction a new 8" water main extension of 460', which should increase the flow rate in the community from 160 gpm to over 400 gpm. However, the existing system has reached its design life and should be replaced with a modern, fully fire-rated water system.

The Commission's goal is to look at all older systems built in the 1940s and to put together a plan to solve the problems now. MetCom has a six-year plan, that is evaluated annually. The current plan did not anticipate the problems currently experienced in the older communities, which were accelerated due to increased outdoor water usage. The new plan will move them up in terms of priority. The plan is presented to the Planning Commission and incorporated into the county's Comprehensive Water and Sewer Plan. Commissioner Guazzo requested a copy of the old plan and the new one when completed for comparison purposes and a listing of how many systems MetCom manages, their age, and when they are coming up for replacement

Mr. King began an overview of the county's aquifer supply and the private wells that access them. As ground-water levels drop, wells have to be lowered, mainly due to casing sizes. The Commissioners asked that Mr. King defer the aquifer overview due to time limitations and requested that it be scheduled for presentation at a future meeting.

The Society Hill subdivision in Leonardtown has experienced well failures due to well construction and the characteristics of the Aquia Aquifer that supplies them. A number of pumps have been lowered due to a drop in the static water pressure. (Over the past nine years, 8 wells have been replaced, 21 well pumps have been lowered, and 7 property owners currently have no water or low pressure.) A meeting was held at Leonardtown High School with residents of the Society Hills subdivision on June 16 at which Steve King and Tom Russell, Director of Environmental Health, reviewed the problem and outlined possible solutions. The most cost-effective solution would be to extend the public water system from Breton Bay to Society Hills, which would cost an estimated \$900,000 or about \$30 per month, per customer, over the next 30 years. Replacing 128 wells at a cost of between \$6,000 to \$8,000 per well would cost between \$768,000-\$1,024,000, which is equivalent to an annual cost of \$368-\$491 per house.

As a result of the interest expressed in extending the public water system to Society Hill, a survey was mailed on June 17 to all the residents of Society Hills. Of the 157 lots surveyed, only 69% were returned—22% were in favor, 45% were against, and 2% were undecided.

The Commissioners noted the tremendous amount of time expended trying to resolve this issue and thanked Mr. King and Mr. Russell for their efforts. Although county government was trying to react to a situation it felt was of a serious nature, a few residents felt that it was trying to force the extension of public water into the community. The Commissioners indicated that the action was proactive and that the water situation will continue to worsen. An additional meeting has been scheduled on July 22 with the residents to close out the issue. Commissioner Guazzo requested that records on all the wells constructed in the subdivision be reviewed to determine risk of failure (a review of 64 randomly selected well completion reports in June indicated the risk of additional well failures is high) and that this information be mailed to the property owners.

PERSIMMON HILLS (UPDATE)

(A public hearing on this water category change was conducted by the County Commissioners on January 12, 1999 and the hearing was closed on that date; however, no decision on the requested category change has been made. Applicant seeks a decision to allow him to proceed with his preliminary plan for Section III.)

Present: Jeffrey Jackman, Senior Planner, Department of Planning & Zoning
Peggy Childs, Recording Secretary, Department of Planning & Zoning
Randy Barrett, of Barrett & Associates, Inc., Agent

CWSP #97-2737 – PERSIMMON HILLS, Section III

Requesting a water service category change from NPS (No Planned Serviced) to RW (Rural community Water service) for property located on the east side of MD5/235 in Mechanicsville, approximately 3,000 ft. north of the Halfway House; Tax Map 9, Block 15, Parcel 56.

Owner: J. D. Murray / Bay Mills Development

Commissioner Randall noted that approval must be obtained from the Maryland Department of the Environment for the wetlands crossing proposed for this project, and questioned the order of processing the preliminary plan without that approval from the state, stating it would seem we have the cart before the horse. Mr. Jackman replied that the water category change does not require the wetlands crossing issue to be fully addressed, and noted that the subdivision could be redesigned and could proceed with individual wells.

The MDE hearing on the wetlands crossing is scheduled for Monday, July 19, 1999, at 7:00 p.m. at Mechanicsville Elementary School. The Commissioners pointed out that it has taken 5-6 months of requests by the citizens impacted by Section III for MDE to schedule the hearing. Commissioner Raley asked two questions: (1) Once the hearing is held, how long will it take for the State to make a decision on the wetlands crossing and (2) Is there a legal deadline for the Commissioners to make a decision on the water amendment? Mr. Jackman replied that the Comprehensive Water/Sewerage Plan shows no time limit for the Commissioners' decision, nor does it say that failure to decide is tantamount to approval. Mr. Barrett stated he has been told that MDE's decision will be received within 6 weeks of the public hearing, that all the required information has been provided and his application is complete. He said he understands that the reason for the July 19th hearing is to have public comment but he has been told by MDE there is no reason why he cannot expect his application to be approved. Commissioner Mattingly asked if the Commissioners' approval would strengthen the applicant's position for the wetlands crossing? Mr. Jackman responded that he did not know and any answer he would give would be speculative.

A key issue to the wetlands crossing issue is whether an alternative access can be obtained through adjoining property to allow the developer to avoid the wetlands and to provide a second access for this large subdivision, a critical safety concern to the Board of County Commissioners. Mr. Barrett said they have tried constantly to obtain an alternate access and they have been tracking that information and providing it to the State, but the people who live adjacent to the subdivision don't want them coming through their property. Commissioner Guazzo stated that the Planning Commission has had trouble obtaining written documentation from developers in the past, and she will look forward to hearing those explanations at the public information hearing.

The consensus of the Commissioners was to defer a decision on the water category change until after the State makes its decision on the wetlands crossing. Commissioner Randall stated once the State decision is made, the Commissioners will make a decision right away.

Mr. Barrett stated if no decision were to be made in 90 days, he would want to withdraw his amendment request and proceed with individual wells. Commissioner Mattingly replied that community water is what he would want to see if this project goes forward, and the only issue now is the wetlands permit. Commissioner Guazzo said Commissioner Mattingly has brought forward to the Commissioners the issue that there needs to be a better policy for fire suppression and water, wells, and community wells, and it should be addressed sooner rather than later; e.g.,

if a subdivision is over a certain number of lots, community water should be a requirement. This case is probably the last case in a series of cases that has brought this issue to light.

LAND PRESERVATION AND RECREATION PLAN RECREATION AND PARKS

(Consideration of the April 1999 Plan, reviewed by the Recreation and Parks Board and the Planning Commission, and presented with the recommendation of adoption by the County Commissioners.)

Present: Philip D. Rollins, Director, Department of Recreation and Parks
Clive Graham, Consultant, Environmental Resources Management
(Board members and county staff were also present in the audience)

Mr. Graham provided an overview of the development of the plan, its purpose, and major highlights. County Land Preservation and Recreation Plans (LPRP) are required by the state every five years and qualify local governments for state Program Open Space grants (St. Mary's County receives approximately \$320,000 - \$330,000 per year from POS). Although a stand-alone document, the LPRP uses the Comprehensive Land Use Plan as its overall policy framework. Therefore, submittal of the LPRP has been closely linked with the adoption of the Comprehensive Plan.

The process of plan development, begun in 1997, involved close coordination between DRP and Planning and Zoning, public information meetings, questionnaires, Recreation and Parks Board worksessions, and a joint Public Hearing with the Planning Commission in September 1998.

The Plan inventories the county's open space, recreation land and resource lands and those categories are defined by the state. This definition has reduced the amount of land inventoried (30 acres) resulting in the need to increase the land acquisition goal. (The Maryland Office of Planning reviewed the August 1998 draft and provided comments. The draft's goal of 20 acres per 1,000 citizens was not acceptable to the state, therefore making the county ineligible for certification. Certification allows use of 75% of the state's Program Open Space funding.) Commissioner Anderson expressed concern over the categorizing in the inventory, as it does not accurately nor consistently represent the county's resources; he requested that a cover letter be sent to the state when forwarding the plan specifying the concerns. Commissioner Randall requested that Table 6 be amended to show how much actual land is available for recreational use, and Commissioner Guazzo requested that it also show how it is used--these refinements would make the plan easier to read and understand. Commissioner Randall indicated that the citizens prefer development of the current parks rather than increased land acquisition and that this should be part of the plan also.

The inventory also identifies 23 state- and county-owned water access points, which include piers, boat ramps and beaches. The Commissioners expressed concern with the quality of the access (over half of them cannot be used) and requested a listing indicating what is available at each site. The also requested that the Recreation and Parks Board provide recommendations for these sites and that the LPRP revision focus on the need for partnering with the state for water access improvements. Relative to acquisition, an inventory should be taken to indicate both private and public access points, and the county should look at filling in the gaps--providing access for the citizens where there is none.

Commissioner Randall noted that statistics indicate a proportionally large aging population, but the plan does not address the provision of recreational needs for seniors other than to set the goal of increased coordination with the Office on Aging. She asked that Recreation and Parks look at providing senior recreation when designing new facilities and explore the pros and cons of the department providing services for all citizens.

Mr. Rollins stated that the Recreation and Parks Board would be meeting this Thursday and that he would pass along the Commissioners' comments and requests. The Commissioners asked that the Recreation and Parks Board schedule a follow-up presentation to the Commissioners.

COUNTY COMMISSIONERS' TIME

Volunteer Fire Department Carnivals

Commissioner Raley stated that he had recently attended the Mechanicsville and Leonardtown carnivals. The carnivals are fundraisers and provide an opportunity for communities to get together and meet with friends.

Fire/Rescue Appreciation Day and County Employees' Picnic

Commissioner Raley noted that both the above events are scheduled for August 14. He asked the County Administrator to look into the times for potential scheduling conflicts.

Commission for Women's Bylaws

Commissioner Mattingly inquired as to the status of the Commission's Bylaws and asked that it be put on the Commissioners agenda for consideration.

Amish Farmers Market

Commissioner Anderson expressed appreciation for county staff's (including the County Administrator and Director of Public Works) efforts in setting up the new farmers' market in Charlotte Hall adjacent to the library. Despite difficult weather conditions, the market opened for business as scheduled and everybody sold out. He thanked John Thompson of Public Works and Donna Sasscer of DECD for their hard work in making it happen.

Workforce Investment Board

Commissioner Anderson will be hosting a meeting this Thursday of regional representatives at the Community College of St. Mary's to discuss the creation of a local Workforce Investment Board. Southern Maryland is the only region in the state that has elected to establish their own organization to administer the program rather than channeling it through the existing Private Industry Council. He stated that everyone is welcome to attend.

EXECUTIVE SESSION

Commissioner Raley moved, seconded by Commissioner Guazzo, to meet in Executive Session to discuss property acquisition, as provided in Article 24, Section 4-210(a)11. Motion carried.

Property Acquisition / Lexington Park Library

Present: Commissioner Julie B. Randall, President
Commissioner Joseph F. Anderson
Commissioner Thomas A. Mattingly, Sr.
Commissioner Shelby P. Guazzo
Commissioner Daniel H. Raley
Mortimer L. Smedley, County Administrator
Alfred A. Lacer, County Attorney
James S. Stirling, Director of Capital Projects
Mary M. Langley, Recording Secretary

Authority: Article 24, Section 4-210(a)11
Time Held: 3:15 p.m. - 4:57 p.m.

Action Taken: The Commissioners discussed property acquisition for the Lexington Park Library and agreed to continue negotiations relative to the Gabrelcik and Millison properties. The Commissioners gave direction to staff and agreed to continue the Executive Session on Property Acquisition to discuss the Waring property following the agenda item on the Lexington Park Library site.

LEXINGTON PARK LIBRARY SITE

Commissioner Randall stated that, as a result of the Executive Session, the Commissioners have determined that they do not yet have enough information to make a site selection for the Lexington Park Library. They have narrowed the sites down to the Nicolet Park and the Gabrelcik property and will continue their assessments over the next two weeks.

EXECUTIVE SESSION

Commissioner Anderson moved, seconded by Commissioner Guazzo, to meet in Executive Session to discuss a matter of personnel (vacancies), as provided in Article 24, Section 4-210(a)1. Motion carried.

Property Acquisition (continuation) / Waring Property

Present: Commissioner Julie B. Randall, President
Commissioner Joseph F. Anderson
Commissioner Thomas A. Mattingly, Sr.
Commissioner Shelby P. Guazzo
Commissioner Daniel H. Raley
Mortimer L. Smedley, County Administrator
Alfred A. Lacer, County Attorney
James S. Stirling, Director of Capital Projects
Mary M. Langley, Recording Secretary

Authority: Article 24, Section 4-210(a)1
Time Held: 5:05 p.m. – 5:32 p.m.

Action Taken: The Commissioners agreed to continue negotiations with Mr. Waring for the Great Mills property.

Personnel – Vacant Positions

Present: Commissioner Julie B. Randall, President
Commissioner Joseph F. Anderson
Commissioner Thomas A. Mattingly, Sr.
Commissioner Shelby P. Guazzo
Commissioner Daniel H. Raley
Mortimer L. Smedley, County Administrator

Authority: Article 24, Section 4-210(a)1
Time Held: 5:40 p.m. – 6:20 p.m.

Action Taken: The Commissioners discussed vacant positions and gave direction to staff.

PUBLIC FORUM

Present: Commissioner President Julie B. Randall
Commissioner Joseph F. Anderson
Commissioner Shelby P. Guazzo
Commissioner Thomas A. Mattingly
Commissioner Daniel H. Raley
Mortimer L. Smedley, County Administrator
Rhonda L. Rabun, Recorder

ADA Policy / Grievance Policy

Also Present: Cynthia A. Brown, Director of Community Services
C. Lynn Brady, Building Services Supervisor
Phil D. Rollins, Director of Recreation & Parks
George A. Erichsen, Director of Public Works

Prior to the opening of the public forum, the Commissioners received a brief presentation given by Cynthia Brown, ADA Coordinator, who gave an overview of the ADA Policy and requested the Board of County Commissioners to adopt the policy as a resolution.

Commissioner Anderson moved, seconded by Commissioner Mattingly, to adopt Resolution #99-15 "Adoption of Policy of Equal Accessibility and Non-Discrimination on the Basis of Disability Policy" as presented.

Commissioner Anderson commended Commissioner Randall for her involvement with the ADA Policy process.

Cynthia Brown continued a presentation to include an overview of the Grievance Policy and to request the Commissioners to adopt same as part of the County Policy.

Commissioner Raley posed questions before motion was requested. Questions referenced to whether or not the County Switchboard Operators would be instructed where to send the calls. (The answer was yes.)

George Erichsen asked if the Grievance Policy would be part of the County Personnel Policy and if the grievance form would be available on the County's Website. Commissioner Randall said that Human Resources would have to review the policy before that would be determined. Administrator Smedley said that it **would** be available on the website.)

Commissioner Mattingly asked if the Attorney had reviewed the policy. (The answer was yes.)

Commissioner Anderson moved, seconded by Commissioner Mattingly, to adopt the Grievance Policy as presented. Motion carried.

Commissioner Randall stated that the Board was not ready to make a decision to adopt the Logo presented due to lack of time to review and lack of opportunity to converse with the Commission on the Disabled.

Lynn Brady gave a brief presentation as to the current status of the County's compliance and an explanation of expected completion dates, along with funding totals. It was noted that to date, the County has expended \$37,332.93 on ADA upgrades and that by October 31, 1999, the County expects to spend a total of \$244,647.50 to complete the upgrades. After Building Services completes the ADA upgrades to all of the facilities, the Commission on the Disabled will do an inspection.

Phil Rollins gave a brief presentation as to the progress of ADA compliance within the Park facilities.

George Erichsen, Director of Public Works, gave a brief presentation as to the County's ADA Considerations & where the County stands with ADA accessibility to sidewalks and retrofits.

Commissioner Randall had questions about the retrofits and Commissioner Raley had questions about Great Mills Road being a State Project.

Public Forum

The Board of County Commissioners conducted the monthly public forum.
Questions/comments from the audience included:

Paul Groom - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Mary Ann Bruton - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Donald Ervin, St. Mary's County Bus Driver - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Patsy Ervin - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Julia Richardson - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Dr. Samedi - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Ms. Samedi - decided not to speak, but is in favor of Pam Chaney obtaining rezoning.

Pam Jones - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Linda Marvin - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Caller from Lexington Park: Will all parks be ADA compliant by the end of Fiscal Year 2000? (Commissioner Randall answered no.)

Ed Carroll - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Sherri St. Clair and son J.W. – Spoke on ADA accessibility in the following locations:

- Leonardtown Library
- Governmental Center
- Schools
- Praise for Charlotte Hall Library's bathrooms

Pam Chaney - Quoted the following Titles and Regulations to support rezoning and allow her to complete the upgrades desired.

- Title 3 Regulation, Section 32.402 - Alterations
- Title 3 Regulation, Section 32.403 - Paths of Travel
- Title 3 Regulation, Subpart B -General Requirements
- Title 3 Regulation, Section 36.201, section A - Prohibits disc
- Title 3 Regulation, Section 32.302 - Modifications

Libby Russell - left the forum before speaking

Donna Dough - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Merv Hampton - Dropped out

James Ham - left the forum before speaking

Mary Smith - Commended the Board of County Commissioners for acting on ADA compliance.

Commissioner Randall requested that future speakers that are in support of Pam Chaney to state so and be seated; in order for all who came to speak on other matters be allowed to speak.

Connie Thompson - Requested the Commissioners to take a look at making public transportation available for disabled individuals on the weekends. Also thanked the Commissioners for their support in ADA matters.

Gladys Siegel - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues. Added an appeal that relocation is not a viable option.

Caller in California: Asked if anyone is hiring. Caller is handicapped and is having difficulty in finding a job. (Commissioner Randall suggest that the caller contact Human Resources as to availability)

John Szarjko - Spoke opposed to the antenna tower to be placed in Tall Timer's Community.

David Triantos - Brought a video concerning First Colony and FDR Boulevard for the Commissioners to review at their leisure.

Eileen Hislop - Requested the Commissioners to take a look at making public transportation available for disabled and elderly individuals on the weekends.

Clare Whitbeck - Spoke on a proposed solution to schools redistricting. Quoted from recently adopted Resolutions in Charles County.

Larry Terney - Left the forum before speaking.

Windy Rice - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues.

Caller from Breton Bay/Society Hill: Concerned about water issues and asked if any settlement had been made. (The answer was that MetCom has done a survey and the survey revealed that 49% of the community did not want centralization of the water system.)

Keith McGuire - Spoke on concerns about the County's preparedness for the Y2K problems. Suggested that the County seek help from Patuxent River Naval Air Station as all military bases are required to assist local governments in which they are located. (Commissioner Randall reassured him & the audience that the previous Board had hired a contractor to assess the County's readiness & the current board if following through. Administrator Smedley said that all Emergency Departments will be operational during that time. Commissioner Mattingly said that all Emergency Departments have generators in place for power in case of brownouts.)

Caller from Lexington Park: asked if we had a sign language interpreter at the Public Forum. (Commissioner Randall said that we did not; although, in the future, if anyone needed an interpreter at the meeting, we would have one available, provided they called ahead.)

Marsha Leigh Stewart - Commended the Board of County Commissioners on their ADA efforts. Commended the Commission on the Disabled for studies they had conducted. Commended the County's public transportation, but would like to have transportation for the disabled on the weekends.

Mary Jane Shoemaker - Spoke in favor of Pam Chaney, Aquatics Physical Therapist, to receive further consideration in Zoning issues. Requested the Commissioners to respond to the constituent's comments about Pam Chaney. (Commissioner Raley explained that the Board of Appeals is completely independent of the Board of County Commissioners and it is that way for

good reason, i.e. Board of Commissioners should not have influence over the process. Commissioner Randall suggested that the Board of County Commissioners will be reviewing the Home Occupation Ordinance. Commissioner Guazzo explained the definition of the Home Occupation Ordinance.)

Barbara Hayden – Spoke on several issues as follows:

- Not enough transportation for the disabled
- Accessible Housing
- Programs for the disabled in the age group of 18 – 25
- Dakota House-Headstart Child Care vs. Residential
- Request the Commissioners to look at First Colony accessibility closely

Merv Hampton, President, Democratic Club– decided to speak. 1) Commended the Commissioners for their ADA efforts. 2) Asked for information and policy procedures for awarding proclamations and commendations (staff to contact Mr. Hampton).

ADJOURNMENT

Meeting was adjourned at 9:11pm.

Minutes Approved on 7/20/99
by Board of St. Mary's County Commissioners

Mary M. Langley
Mary M. Langley, Recording Secretary