

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Governmental Center
Tuesday, March 27, 2001**

Present: Commissioner President Julie B. Randall
Commissioner Joseph F. Anderson
Commissioner Shelby P. Guazzo
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
Alfred A. Lacer, County Administrator
Kate Mauck, Recorder

CALL TO ORDER

The meeting was called to order at 10:05 a.m.

ADDITIONS/DELETIONS TO AGENDA

Commissioner Guazzo moved, seconded by Commissioner Anderson, to accept the agenda as amended (to delete and reschedule 911 Wireless Ordinance). Motion carried.

APPROVAL OF CHECK REGISTER

Commissioner Raley moved, seconded by Commissioner Guazzo, to authorize Commissioner President Randall to sign the Check Register. Motion carried.

APPROVAL OF MINUTES

Commissioner Guazzo moved, seconded by Commissioner Raley, to approve the minutes of the Commissioners' meeting of Tuesday, March 20, 2001, as corrected. Motion carried.

COUNTY ADMINISTRATOR

Present: Alfred A. Lacer, County Administrator

1. Draft Agendas for April 3 and 10, 2001

During discussion of the draft agendas, the Commissioners directed Mr. Lacer to check with the State to see where they are in terms of a response regarding the Tudor Hall Project. The Board further requested Mr. Lacer to contact Mr. Frank Phillips of the Breton Bay Golf Club to provide an update on the status of the situation. Once the State has provided a response, the Commissioners will then place the matter on an upcoming agenda for discussion. The individuals from the Breton Bay Golf Club will be invited to that discussion, and any further concerns can then be addressed.

2. **Department of Economic and Community Development
North Farmers' Market Grant Agreement**

Present: Donna Sasscer, Agricultural Seafood Specialist

Commissioner Anderson moved, seconded by Commissioner Guazzo, to approve and authorize Commissioner Randall to sign the Agreement and Resolution No. 2001-23. Motion carried.

3. **Sheriff's Department**

Cooperative Reimbursement Agreement with Maryland Department of Human Resources Child Support Enforcement (Federal \$143,552, Local: \$87,157)

Present: M. Carlotta Bell, Fiscal Supervisor
Lt. Timothy K. Cameron, Sheriff's Department

Commissioner Anderson moved, seconded by Commissioner Raley, to approve and authorize Commissioner Randall to sign the Agreement. Motion carried.

4. **St. Mary's Public Schools**

Capital Projects Budget Transfer #2001-45 (\$193,068.02)

Present: Elaine Kramer, Director of Finance
Brian Still, Supervisor of Design and Construction, SMPS

Commissioner Guazzo moved, seconded by Commissioner Raley, to approve and authorize Commissioner Randall to sign Budget Transfer #2001-45. Motion carried.

5. **Ethics Commission**

Request Approval to Proceed with Public Hearing on Proposed Amended Ethics Ordinance

Present: John Roberts, Member, Ethics Commission

Commissioner Guazzo moved, seconded by Commissioner Raley, to authorize the scheduling of a public hearing on the proposed changes to the St. Mary's County Ethics Ordinance. Motion carried.

6. **Employment Contract**

Director, Office of Community Services

Commissioner Anderson moved, seconded by Commissioner Guazzo, to approve and authorize Commissioner Randall to sign the employment contract renewal for the Director of Office of Community Services. Motion carried.

(Staff was directed to repair the typographical error on page 1 of the contract prior to dissemination.)

7. **Department of Planning and Zoning**

Forwarding of Callaway Plan to Planning Commission for Public Hearing

Present: Jon Grimm, Director, Planning and Zoning
Jeff Jackman, Planning and Zoning

The Board of County Commissioners provided authorization to allow the Planning Commission to proceed with the Public Hearing on the Callaway Plan. Staff was directed to change the date of the public hearing from May 29th to June 11th in order to encourage better public participation. Further, Commissioners requested that individuals be given sufficient time at the public hearing, beyond the three to five minute standard time allowance, to allow time for them to provide a complete explanation of their issues.

8. **Office on Aging**

Present: Gene Carter, Director, Office on Aging

a) Medicaid Waiver Provider Application

Commissioner Randall asked Mr. Carter to provide follow up information back to the Commissioners in terms of information from the senior population on how the Office on Aging can best serve them and meet their needs and desires. She also expressed concern for the Ripple Center emulating the Loffler Center in terms of availability of services.

Commissioner Anderson moved, seconded by Commissioner Guazzo, to approve and authorize Commissioner Randall to sign the Medicaid Waiver Provider Application. Motion carried.

b) Medicare Buy-in Program Grant Award (\$41,820)

Commissioner Guazzo moved, seconded by Commissioner Raley to approve and authorize Commissioner Randall to sign the Medicare Buy-in Program Grant Award. Motion carried.

COMMISSION ON PEOPLE WITH DISABILITIES ACTIVITIES UPDATE AND SUBMISSION OF ANNUAL REPORT

Present: Cynthia Brown, Director, Office of Community Services
Arthur Shepherd, Department of Recreation and Parks

Ms. Brown provided the Board of County Commissioners with an update on activities of the Commission on People with Disabilities and also submitted their Annual Report. Significant activities as well as problems and challenges for the Commission were outlined. A detailed listing of plans for the current year was also provided.

Mr. Shepherd announced that the "High Hopes for Everyone" kite flying day would occur this coming Saturday, March 31st from 11:00 to 2:00 in honor of Disability Awareness Day 2001. This year, the event is sponsored by the Optimists of Hollywood and numerous exciting events are scheduled to occur. Mr. Shepherd provided Disability Awareness Day t-shirts to the Board of County Commissioners and invited them to attend the event.

PUBLIC HEARING LEONARDTOWN RESCUE SQUAD POTENTIAL PROPERTY DISPOSITION

Present: Joan Lolcama, Real Property Manager
Willie Watts, Chief, Leonardtown Rescue Squad
Dean Gass, Leonardtown Rescue Squad

Ms. Lolcama stated that a letter had been received from the Leonardtown Rescue Squad in December of 2000 asking that the County consider the transference of their property to the Leonardtown Rescue Squad. The land has long been owned by the County, and was originally utilized by the Board of Education. The land covers approximately .87 acres. Ms. Lolcama submitted the following items for public record:

- Photographs of the property and building
- Notice of Public Hearing placed in *The Enterprise* newspaper
- Certification of Publication
- December 19th letter from the Leonardtown Volunteer Rescue Squad
- Lease Agreement and Property Deed

It was noted that the land has never been income-producing for the County. Discussion took place regarding concerns Commissioners expressed should the Rescue Squad ever decide to sell the land. It was stated that there is no intention on the part of the Rescue Squad of ever selling the land. Should additional facilities become necessary, it would be anticipated that the Rescue Squad would keep this property and simply have a second location elsewhere.

Commissioner President Randall opened the public hearing for public testimony. The following individuals spoke:

Ernie Bell – Provided a history of the property, stating that it was last surveyed in 1880 and had belonged to the Board of School Commissions of St. Mary's County at that time. Approximately 25 years ago, the President of the School Board, Mr. James Forrest, signed the property deed over to the County. The property has been dedicated for public purposes for well over 100 years, and Mr. Bell was in full support of the transfer of the property to the Leonardtown Rescue Squad.

Clare Whitbeck – Ms. Whitbeck expressed support for the transfer of the property to the Leonardtown Rescue Squad.

Commissioner President Randall closed the public hearing, stating that the record would remain open for a ten-day period in order to accept any written public comment. After the ten-day period, the matter will be placed on an upcoming agenda for discussion and a final decision.

AFFORDABLE HOUSING RESPONSES TO REQUESTS FOR ADDITIONAL INFORMATION

Present: Dennis Nicholson, Housing Director

Mr. Nicholson provided an outline of his memorandum to the Board of County Commissioners dated March 8, 2001. The memorandum provided information in response to the Commissioners' requests for additional detailed information regarding Affordable Housing in St. Mary's County.

The Board of County Commissioners directed that Mr. Nicholson provide the following information regarding projected data:

- *Specific information regarding projections, especially the spike upward from the year 2000 to 2003 and the very large downward trend from 2003 to 2005; to provide complete explanation regarding the validity of the data and what happened to cause the upward and downward numbers. Plans for affordable housing must be based on correct and reliable data.*
- *If data is correct, then not much progress has occurred in making housing affordable in the past ten-year period. Commissioners want to hear specific recommendations and guidance on workforce investment and development initiatives. Need to ensure mid-range jobs are available and that training is provided so that those in lower income groups can move into the next income level. This is a multi-dimensional issue.*

Additionally, Commissioners directed that the matter be placed on one of their future agendas when all information is made available.

In closing, Mr. Nicholson announced that the Third Annual Three Oaks Extra Mile Pledge Run/Walk to benefit homeless persons and families in St. Mary's County will occur on May 12th, starting at 8:00 a.m. by the Lexington Park Library and the Lexington Park Post Office. The Board of County Commissioners was invited to attend.

NAMING OF PARK ON WILLOWS ROAD

Present: Mr. and Mrs. John G. Lancaster

Achievements of Mr. Lancaster as a dedicated St. Mary's County citizen and as a previously twice-elected member of the Board of County Commissioners were outlined by Commissioner Raley. Mr. Lancaster has proven to be a role model for the young people in the County and has been a well-respected and admired individual in the 8th District for a very long time. He has played a key role in County Government, and the

naming of the park on Willows Road after Mr. Lancaster is a privilege for this Board of County Commissioners.

Commissioner Raley moved, seconded by Commissioner Mattingly, to officially name the park on Willows Road the *John G. Lancaster Park at Willows Road*, commonly to be called the *Lancaster Park*. Motion carried.

Peggy Childs recorded the following meeting minutes:

**UNIFIED LAND DEVELOPMENT CODE (ZONING MAPS)
HELD AT THE CARTER STATE OFFICE**

Present: Jon Grimm, Director, Planning and Zoning
Sue Veith, Planner
Jeffrey Jackman, Planner
Peggy Childs, Recorder

This session was devoted to a review of the County's Planned Unit Developments. After discussion, the Commissioners directed as follows:

DePUD

Reilly Property PUD
Kitts Point PUD
Burnt Mill PUD
So. MD Tri-County PUD
King Kennedy PUD - one acre
Hunting Creek PUD

Changes To Underlying Zoning

Society Hill Golf Course, 197.4 acres –change to RNC
Pine Hill Run Industrial Park, 20.819 acres – change to OBP
Emerald Hills Estates, 0.085 acres (Townhouses) – change to RL
Stewart's Grant – make sure gravel mining and school site are allowed.

RSC, Village And Town Centers

Keep districts; limit size of structures and maybe size of centers.
Staff to come back with suggestions for limitations

Come Back

Greenview West – further discussion needed on commercial portion

RC / RCL

Staff to come back with enhanced list of uses as discussed last week, including transfer of commercial general uses with standards. Staff is already working on list and estimates completion in mid-April.

Discussion Items

Staff to provide a list of zoning acronyms and their definitions

- 1) *Sand & gravel mining – revert to 5 acres or less as permitted use where allowed in residential districts*

- 3) *How to protect Route 5 as an access to St. Mary's City?*

Next Week

Continue map discussion at Carter State Office Building with additional sessions to be scheduled as needed. Push back Adequate Public Facilities and other topics.

(Kate Mauck recorded the remaining meeting minutes.)

Staff was directed to schedule continuation of the ULDC Zoning Maps issue next week in the Carter Building Public Meeting Room.

COUNTY COMMISSIONERS' TIME

Parent/Teacher/ Student Association's 4th Annual Adult Spelling Bee

Commissioner Raley announced that the Parent/Teacher/Student Association's 4th Annual Adult Spelling Bee would occur on Friday, March 30th at 7:00 at the Great Mills High School auditorium. He stated that a good time should be had by all.

Annual Democrat of the Year Banquet

Commissioner Raley stated that along with having the pleasure of naming the park on Willows Road after Mr. John G. Lancaster, the Board of County Commissioners will also have the honor of seeing him named as Democrat of the Year at Saturday's Annual Democrat of the Year Banquet.

Dinner in Honor of Judge Joseph Weiner

Commissioner Raley announced that on Sunday, April 1st at 5:00 p.m., Commissioners would have the opportunity to attend a dinner in honor of Judge Joseph Weiner at the Seaside View Recreation Park.

Maryland Day 2001

Commissioner Raley stated that Maryland Day 2001 at St. Clement's Island last Sunday was a chilly and bright day and that fun was had by all.

Commissioner Guazzo thanked the Museum Staff Division and Recreation and Parks for the well-planned day. Approximately 350 people were in attendance, and it was a very nice production.

Commissioner Anderson expressed his thanks to Historic St. Mary's City for its part in the Maryland Day 2001 celebration. St. Mary's City's collaborative efforts with the Museum staff helped make Maryland Day 2001 a day for all to enjoy.

Hospice 5K/10K Run/Walk Benefit

Commissioner Mattingly reported that he opened the Governmental Center Building last Friday night and then again on Saturday (came back to close up as well) in order to help with the Hospice 5K/10K Run/Walk Benefit. It appeared that there was a good turnout and he expressed his hope that this proved to be a successful fundraising event for Hospice.

EXECUTIVE SESSION

Commissioner Anderson moved, seconded by Commissioner Raley, to meet in Executive Session to discuss matters of Property Acquisition and Personnel, as provided for in Article 24, Section 4-210(a)11 and 4-210(a)1, respectively. Motion carried.

Property Acquisition

Present: Commissioner President Julie B. Randall
Commissioner Joseph F. Anderson
Commissioner Shelby P. Guazzo
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
Alfred A. Lacer, County Administrator
Joan Lolcama, Real Property Manager

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

Time Held: 5:40 p.m. to 5:48 p.m.

Action Taken: Gave direction to staff on real estate litigation and land acquisition.

Personnel

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

Authority: Article 24, Section 4-210(a)1

Time Held: 5:49 p.m. to 6:13 p.m.

Action Taken: Gave direction to staff on a personnel issue regarding the Nursing Home Board and Nursing Home Administrator and the hiring of a new Health Officer.

ADJOURNMENT

The meeting adjourned at 6:13 p.m.

**Minutes Approved by the
Board of County Commissioners on 4/3/01**

Kate Mauck
Kate Mauck, Recorder