

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS' MEETING  
Governmental Center  
Tuesday September 24, 2002**

**Present:** Commissioner President Julie B. Randall  
Commissioner Shelby P. Guazzo  
Commissioner Thomas A. Mattingly, Sr.  
Commissioner Daniel H. Raley  
Alfred A. Lacer, County Administrator  
Donna Gebicke, Administrative Assistant to BOCC (Recorder)

*Commissioner Joseph F. Anderson was unable to attend this meeting.*

**CALL TO ORDER**

The meeting was called to order at 1:41 p.m.

**ADDITIONS/DELETIONS TO AGENDA**

**Commissioner Raley moved, seconded by Commissioner Mattingly, to accept the agenda as amended. Motion carried.**

**APPROVAL OF CHECK REGISTER**

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

**APPROVAL OF MINUTES**

**Commissioner Mattingly moved, seconded by Commissioner Guazzo, to approve the minutes of the Commissioners' meeting of Tuesday September 17, 2002, as corrected. Motion carried.**

**PROCLAMATION**

The Commissioners presented a proclamation designating September 30 – October 4, 2002, as "Lawsuit Abuse Awareness Week" to Nancy Hill, Executive Director, Maryland Citizens Against Lawsuit Abuse.

**EMPLOYEE RECOGNITION**

The Commissioners presented a proclamation, letter of appreciation, and plaque to Mr. John O. Thompson, Manager, DPW&T County Highways, celebrating twenty-five years and six months of dedicated service to St. Mary's County. The Commissioners enthusiastically thanked Mr. Thompson for his leadership, generosity, and integrity in serving St. Mary's County.

**COUNTY ADMINISTRATOR**

**Present:** Alfred A. Lacer, County Administrator

1. Draft Agendas: October 1 and October 8, 2002



2. Budget Amendments/Grant Agreements

- a. Sheriff's Office (*Capt. John Horne, Lt. Timothy Cameron and Cheryl Dorwin*)

Sign two budget amendments for LLEBG FY2000 and FY 1999 Grants to allocate interest not budgeted by processing through Grant Reserve Accounts and then appropriating to Expense Accounts

- (i) USO122-Interest Revenue Funds (\$1,804)
- (ii) USO114-Interest Revenue Funds (\$265)

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the budget amendments for LLEGB FY00 and FY99 grants. Motion carried.**

- b. Department of Public Works and Transportation (*George Jarboe*)

- (i) Sign FY 03 Md. Comprehensive Transit Plan Grant for driver benefits, add'l transportation assistant and evening and Saturday service on Calvert Connection and Rt. 5 Express (\$152,050)

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the grant agreement for MCTP. Motion carried.**

- (ii) Sign intergovernmental agreement with Md. Dept. of Social Services for evening and Saturday transit services in Great Mills and Lexington Park (\$20,000)

**Commissioner Raley moved, seconded by Commissioner Mattingly, to authorize Commissioner Randall to sign the intergovernmental agreement with the MD Dept. of Social Services. Motion carried.**

- c. Facilities Management (*Richard Rohrbaugh*)

Sign Budget Amendment (\$15,400) to transfer funds from Emergency Communications lease payment for non-emergency radio equipment budget to overtime account to carry out dehumidification project in the County Office Building.

*While all Commissioners in attendance agreed that the dehumidification project should go forward, Commissioners Mattingly, Randall, and Raley were not in favor of authorizing the specific transfer of funds as presented. Commissioner Guazzo was in favor of authorizing the transfer as presented. Staff was directed to identify and present other potential sources of funds for this project to the Board for its consideration at the next BOCC meeting.*

*Commissioner President Randall noted that Board of Elections is concerned about the humidity levels on the lower level of the County Office Building and directed staff to read the humidity levels and provide this information to the Board of County Commissioners.*

- d. Recreation and Parks (*Phil Rollins*)

Sign Program Open Space Community Parks and Playgrounds Development and Capital Renewal Application, Project Agreement and Budget Amendments (\$75,000)

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the application, project agreement, and budget amendments. Motion carried.**



3. Recreation and Parks (*Phil Rollins, John Norris, Janet Parks*)  
Sign Easement Agreement between Robert Hull and Karen Powell and BOCC allowing County to perform maintenance of the Easement premises at Wicomico County Shores Golf Course

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the easement agreement. Motion carried.**

4. Recreation and Parks (*Phil Rollins, John Norris, Bill Ball*)  
a. Sign lease agreement between Terry N. Pogue and BOCC for public use of 28,350 sq. ft. parking lot near the Bushwood Wharf public landing

**Commissioner Mattingly moved, seconded by Commissioner Guazzo, to authorize Commissioner Randall to sign the lease agreement. Motion carried.**

- b. Sign lease agreement between Florida Rock Properties and BOCC for public use of 21,023 s.f. parking area adjacent to Abell's Wharf Public Landing

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the lease agreement. Motion carried.**

5. Historic Preservation Commission (*Robert Hurry, Chairman; Teresa Wilson, Preservation Planner*)  
a. Adopt Resolution to officially change name of Historic District Commission to the Historic Preservation Commission

**Commissioner Raley moved, seconded by Commissioner Mattingly, to adopt the resolution changing the name of the Historic District Commission to Historic Preservation Commission. Motion carried.**

- b. Review and adopt By-Laws of the Historic Preservation Commission

**Commissioner Raley moved, seconded by Commissioner Guazzo, to adopt the by-laws as submitted. Motion carried.**

6. Planning and Zoning (*Jon Grimm, Elaine Kramer*)  
Sign budget amendment that would allow separation of Historic Preservation Commission and Board of Appeals into 2 separate fiscal divisions

**Commissioner Raley moved, seconded by Commissioner Mattingly, to authorize Commissioner Randall to sign the budget amendment that separates HPC and Board of Appeals into two fiscal divisions. Motion carried.**

7. DECD (*Donna Sasscer, John Savich*)  
a. Sign Agriculture Land Preservation Agreement – Tax Credit Release for Thomas H. Reeves

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the tax credit release for Mr. Reeves. Motion carried.**



- b. Sign Agriculture Land Preservation Agreement – Tax Credit Release for Michael and Gretchen Sirk

**Commissioner Guazzo moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the tax credit release for the Sirks'. Motion carried.**

8. Facilities Department (*Janet Parks, Property Manager*)  
Sign right of entry easements for AT&T Wireless and Omnipoint to enter the Oakville Convenience Center to investigate feasibility of locating a cell tower

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the right of entry easements. Motion carried.**

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the right of entry easement for Omnipoint. Motion carried.**

9. Dept. of Public Works and Facilities Dept. (*George Erichsen and Janet Parks*)  
Sign Storm Water Management Easement for Sandra Lane

**Commissioner Mattingly moved, seconded by Commissioner Raley, to authorize Commissioner Randall to sign the easement for Sandra Lane. Motion carried.**

10. SMC Public Schools (*J. Bradley Clements, Chief Administrative Officer; Daniel L. Carney, Chief Financial Officer*)
  - a. Approve Federal School renovation program grant (\$690,000) for Green Holly Elem. School parking and ADA modifications and sign Budget Amendment for transfer of funds (\$44,000) from Green Holly Roof Systemic Renovation project to Green Holly Site Restoration (to combine 2 bus parking lots into one).

**Commissioner Guazzo moved, seconded by Commissioner Mattingly, to authorize Commissioner Randall to sign the program grant and budget amendment for Green Holly Elementary School. Motion carried.**

- b. Approve request for categorical changes to the FY02 unaudited budget as of 6/30/02

**Commissioner Guazzo moved, seconded by Commissioner Raley, to approve the requested categorical changes. Motion carried.**

11. Health Department (*Dr. Icenhower*)  
West Nile Virus Update

Dr. Icenhower presented an update on West Nile Virus as a result of an infected bird found in SMC. If bitten by an infected mosquito, flu-like symptoms can appear in 14 days. 80% of those infected have no bothersome symptoms. Only 1 in 150 cases result in severe symptoms. Fatalities are very low (4-14%). A blood test can measure the antibodies, however some false positives have been recorded. There are two drugs available to treat the virus but they are considered experimental.

The virus is found in birds, horses, and other animals. From May to September, there were 6 individuals infected with the disease in Maryland. 492 birds have tested positive out of 1,400 tested in 20 counties.



It is very important to control the mosquito population by cleaning up trash sites, removing pools of stagnant water, and conducting additional spraying if needed. Since we are nearing the end of mosquito season, no other measures are warranted. Citizens can call the Health Department for further information and assistance.

#### **ST. CLEMENT'S ISLAND MUSEUM ANNUAL REPORT**

Present: Senator Roy P. Dyson, Chair, Board of Trustees  
Bobby Kopel, Vice Chair  
Board Members present: Jim Banagan, Millie Huseman, Herb Walling,  
Bob Arnold, Shirley Leyland, Louanne Bailey, Steve Dunlap,  
George Kennett, and Mrs. Gardner, former Member

The St. Clement's Island Museum is celebrating its 27<sup>th</sup> year of service to the community in preserving, interpreting and exhibiting the history and culture of St. Mary's County. Senator Dyson informed the Board of County Commissioners the museum accomplished all goals for 2002. Receiving re-accreditation for the St. Clement's Island Potomac River Museum by the American Association of Museums was a major achievement. Accreditation was also earned for the Piney Point Lighthouse, Drayden African American Schoolhouse, and the Black Panther German Submarine (the first underwater historic shipwreck dive preserve).

Of the 18 accredited institutions in Maryland, SMC's museum division accounts for 22% of all accredited institutions within the state. Shuttle boat ridership to St. Clement's Island has increased 56%. School visits to the museum increased 24%. Overall the museum has been a spectacular success in 2002.

Ms. Huseman invited the Board and community to the 35<sup>th</sup> Annual Blessing of the Fleet October 5 & 6, and Concelebrated Mass to be held on October 6, 2002.

The Commissioners thanked Senator Dyson, the Board of Trustees, and the Friends of the Museum, Mike Humphreys and his staff, for their dedication and service to St. Mary's County.

#### **PATUXENT NAVAL AIR MUSEUM AND VISITORS CENTER: PRESENTATION OF CONSTRUCTION DOCUMENTS**

Present: Richard Rohrbaugh, Director Facilities Management  
Gary Hodge, Advisor  
RADM L. F. "Gus" Eggert, USN Ret., President PRNAMA

The completed construction drawings were presented to the Board for their approval. The museum will be 25,500 sq. ft. and is estimated to cost \$5.7 million, which is at the budget limit. Construction sources include: State of Maryland (\$3,750,000), SMC (\$1,200,000), and PRNAMA (\$1,500,000). The project will go out for construction bid when all necessary funding has been received or dedicated to the project.

**Commissioner Raley moved, seconded by Commissioner Mattingly, to accept the completed design for the Patuxent Naval Air Museum and Visitor's Center as submitted. Motion carried.**

#### **SHERIFF'S DEPARTMENT: STAFFING PROPOSALS**

Present: Captain John D. Horne  
Lt. Deborah Diedrich

Captain Horne presented proposals for funding within the current sheriff's budget using funds from six vacant/unfillable correction officer positions and requested pay increases for all current correctional officers utilizing revenues received from housing INS inmates at the detention center. The pay increase will assist the Department with hiring and retention and will help to elevate staff morale at the Detention Center.



*Commissioner Randall indicated that the proposal would be forwarded to the Finance and Human Relations Departments for their review and recommendation to the Board. The proposal will then be placed on the Board's agenda for decision.*

#### **COUNTY COMMISSIONERS' TIME**

Commissioner Guazzo spoke with John Norris, County Attorney, about the property owner denying citizen access to the public ramp of the Cat Creek Marina. Mr. Norris sent the owner a letter dated September 9, giving the owner 30 days to comply with parking and public access requirements. Commissioner Guazzo asked Commissioner President Randall to include Mr. Norris on the agenda on October 15, for a status report. A public information meeting regarding a proposed, new commuter parking lot at Golden Beach Road and Market Drive will be held tonight at 7 pm at the Charlotte Hall Library.

Commissioner Raley visited the Treasurer's office in the annex building and while there, visited the new offices for Planning and Zoning, Recreation and Parks, and the Sheriff's office. The County will be well served by this new facility.

Commissioner Mattingly met with the Tri County Council and folks who are giving a presentation on September 25, regarding installation of a fiber optic broadband network in the Chesapeake Bay and some of its tributaries from Baltimore to Norfolk. They will have many hurdles to overcome. On September 27, another MALPH task force meeting will be held. Also wish to extend a big thanks to Mike Whitson and the Sotterley Plantation staff for hosting a great dinner in honor of Congressman Hoyer and supporters.

Commissioner Randall congratulated the Fair Board for an excellent fair. Record numbers of people attended and many came from out of the county. Attended the Governor's task force on school construction meeting last week. Task Force is currently in the data gathering stage. An interesting modular concept to meet construction needs came from Montgomery County. Modules can be moved from one school to another as the population changes. Rural counties were well represented at the meeting.

**Commissioner Guazzo moved, seconded by Commissioner Raley, to move into executive session at 5:15 p.m. Motion carried.**

#### **EXECUTIVE SESSIONS**

##### **Personnel**

**Present:** Commissioner President Julie B. Randall  
Commissioner Shelby P. Guazzo  
Commissioner Thomas A. Mattingly, Sr.  
Commissioner Daniel H. Raley  
Alfred A. Lacer, County Administrator  
Donna Gebicke, Recorder

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

**Time Held:** 5:20-5:35 p.m.

**Action Taken:** Commissioners discussed boards and committees and a staff employment contract and gave direction to staff.

#### **ADJOURNMENT**

The meeting adjourned at 5:35 p.m.

**Minutes Approved by the  
Board of County Commissioners on \_\_\_\_\_**

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**Donna Gebicke, Administrative Assistant  
to the Board of County Commissioners**