

BOARD OF COUNTY COMMISSIONERS MEETING

April 16-17, 1975

Wednesday, April 16, 1975

Present: Commissioner James M. McKay, President
Commissioner Ford L. Dean
Commissioner J. Patrick Jarboe
Commissioner Larry Millison
Commissioner John K. Parlett
Edward V. Cox, Chief Clerk
Judith A. Mullins, Recording Secretary

The meeting was called to order at 9:00 a. m. by Commissioner President McKay.

READING AND APPROVAL OF MINUTES

The minutes of April 9-10, 1975 were read and corrected. Commissioner Jarboe made a motion to approve the minutes as corrected, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

BID OPENING

RENOVATION OF BASEMENT OF BUILDING NO. 4

Present: Paul Raley, Director, Administrative and Logistic Services

Mr. Raley reported that bids were opened April 15 for the renovation of the basement of Building No. 4 at Leonard Hall.

Bids were as follows:

William J. Johnson	\$7,410.00
Melvin Construction Co.	6,658.00
Bates and Associates	9,070.00

Mr. Raley recommended that the bid be awarded to the lowest bidder, Melvin Construction Company, in the amount of \$6,658.00. Commissioner Millison made a motion to accept Mr. Raley's recommendation, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

The Commissioners instructed Mr. Raley to obtain cost estimates for combined window heating and air conditioning units as per the County Engineer's specifications.

BIDS ON OLD MOSQUITO CONTROL TRUCK

Present: Paul Raley, Administrative and Logistic Services

Mr. Raley reported that no bids were received for the 1964 one ton mosquito control truck with roto-mist sprayer and advised that he would try other methods of advertising that it is for sale.

APPROVAL OF BILLS

The Commissioners approved the following bills:

Metropolitan Commission, for services performed during the quarter ending June 30, 1974 in various sanitary districts - \$1,116.66

Metropolitan Commission, for services performed during the quarter ending September 30, 1974 in various sanitary districts - \$1,573.84

Metropolitan Commission, for service performed during the quarter ending December 31, 1974 in various sanitary districts - \$2,062.89

The Commissioners directed that a study be made of the past history of such charges with a possibility of a separate account being established for these charges rather than charging these costs against the feasibility study monies as established by public local law.

Free State Land Planning & Surveying, Inc. for inspection services rendered on Hermanville Road for months of February and March - \$1,034.80

McGuire & Rolfe, Inc., Payment No. 9 for reconstruction of Hermanville Road - \$3,962.00.

Commissioner Jarboe made a motion to approve payment of the above bills, seconded by Commissioner Millison. All Commissioners voted in favor of this motion.

BOARDS AND COMMISSIONS

Mr. Cox presented an indexed packet of membership lists for the various Boards, Commissions and Committees within the County. The membership lists are updated as of April 16, 1975. Mr. Cox also presented a list of future membership specifications up to December 1975 and a list of questions pertaining to membership status to be resolved by the Board of County Commissioners.

PLUMBING BOARD

Mr. Cox explained to the Commissioners that by mistake, Mr. John Coffey's membership had been reported as expired when in fact he had been reappointed to the Plumbing Board as of July 19, 1974. The Commissioners agreed to expand the membership of the Plumbing Board from five to six members to include Mr. John Coffey. Mr. Cox was directed to send a letter of explanation and apology to Mr. Coffey with copies to other members of the Plumbing Board.

REFINERY STUDY COMMITTEE AND TRI-COUNTY COMMUNICATIONS COMMITTEE

The Commissioners agreed that a letter of gratitude should be forwarded to the Refinery Study Committee and the Tri-County Communications Committee of the Region II Planning Board and that both groups should be disbanded until further notice.

VACANCIES ON OTHER BOARDS

The Commissioners deferred making any decisions on the filling of vacancies on other Boards, Commissions and Committees until a later date.

REQUEST OF ALLOTMENT FROM NURSING HOME

A request was received from Mrs. Virginia B. Thomas, Nursing Home Administrator for \$10,000 allotment for Fy '75 for additional equipment and personnel for the operation of the new wing at the Nursing Home. Mr. O'Dell, Budget Officer, forwarded a recommendation that the Commissioners approve this request. Commissioner Jarboe made a motion to approve the request in the amount of \$10,000, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

ST. MARY'S COUNTY GRAND JURY

Correspondence was received from Frank C. Sakran, Jr., Foreman of the Grand Jury for the March 1975 term, requesting a representative from the Commissioners' Office to appear before the Grand Jury April 21, at 10:00 a. m. to discuss the progress being made concerning the proposed Merit System for the Sheriff's Deputies.

Commissioner McKay offered to appear before the Grand Jury to advise them that the Commissioners have not made any commitment or decision with regard to this matter; however they are in the process of making a determination.

GRANT APPLICATION
SOUTHERN MD. YOUTH SERVICES, USA

Present: Dr. Frank VanAalst
Bob Wentworth, Executive Secretary,
Youth Commission

Mr. Wentworth presented the Grant Application from the Governor's Commission on Law Enforcement and the Administration of Justice for the Southern Maryland Youth Services, U.S.A., Inc.; total amount of grant - \$14,090, federal share - \$12,681 and local share \$1,409.

Commissioner Jarboe made a motion to approve said Grant Application, seconded by Commissioner Millison. All Commissioners voted in favor of this motion.

ELMS PROPERTY STUDY COMMITTEE

Present: Dr. Frank Van Aalst, Chairman

Dr. Van Aalst came before the Commissioners to request guidance on how the Elms property study committee should proceed. The Commissioners requested that short and long term uses be sought and that monetary benefit should be derived in order to replace the loss caused by the property being taken off the tax rolls. The Commissioners directed Dr. Van Aalst to submit regular progress reports to the Commissioners. In addition, the Commissioners' Office will contact the Tri-County Council to determine if secretarial assistance would be available for the Committee.

LIAISON BETWEEN GOVERNOR'S OFFICE AND THE COUNTY

Present: William Sher, Assistant to the Governor
for Local Affairs

Mr. Sher came before the Commissioners to give them insight into the office established by the Governor for local affairs. His office will work closely with local governments to open up communications with state agencies. Mr. Sher's office is located in the State House in Annapolis and the Executive Department is at the disposal of his office to offer any assistance. One of his responsibilities would be the coordination of various municipalities having relatively the same type of problems.

Commissioner Jarboe questioned the progress of the Areas of Critical Concern and Mr. Sher stated he did not know the status of this project, but that counties have been requested to make comments on the guidelines being established.

The Commissioners thanked Mr. Sher for his presentation and advised that they would be contacting him.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise
Richard Polk, Enterprise
Jean Matheson, Enterprise
Dick Myers, WKIK
Patty Muchow, Guardian
Brian Murphy, Guardian
Randy Buehler, Beacon
Video Products, Inc.

At this time the regular bi-monthly Press Conference was held. A tape of the Conference is on file in the Commissioners' Office.

POLYGRAPH MACHINE - SHERIFF'S DEPARTMENT

Present: Sheriff George Sanger
Lt. Commander Capley) Naval Security
Ken Gray)
Frank Edmonds, Naval Investigative Service

The above persons from the Naval Air Station formally presented the polygraph machine to the County for use by the Sheriff's Department

LETTER TO PUBLIC SERVICE COMMISSION
230 KV TRANSMISSION LINE

Commissioner Dean made a motion to forward a letter to the Public Service Commission withdrawing the Commissioners' previous letter of February 21, 1975 requesting that the issuance of a Certificate of Public Convenience and Necessity be withheld from Southern Maryland Electric Company until such time as SMECO presented to the Commissioners acceptable alternate transmission line routes from the Patuxent Beach area.

Commissioner Jarboe seconded the motion. All Commissioners voted in favor.

SHERIFF'S DEPARTMENT - JAILERS

Commissioner Dean reported that the next school for Jailers is scheduled for June 9 and will run through July 7. The following scheduled school will not be until September. He stated there are two considerations:

1. If the County hires the Jailers, should they be available early in the fiscal year or in November (after the second school is completed)

2. If they are to be available early in the fiscal year, then some direction should be given to the Sheriff to begin advertising for applicants.

The Commissioners deferred making a decision on this matter until tomorrow's meeting.

ANTI-PUBLIC DRINKING LAW

In view of the fact that legislation was passed giving the Commissioners' authority to adopt an Ordinance pertaining to public drinking, Commissioner Jarboe suggested that the County Attorney should be requested to make comments to the Commissioners on the proper approach to this law. Commissioner Dean suggested involving the Sheriff's Department, Maryland State Police and the State's Attorney and request that they submit proposals to the Commissioners.

ECONOMIC DEVELOPMENT COMMISSION AND CHAMBER OF COMMERCE

The Commissioners agreed to invite the Economic Development Commission and the Chamber of Commerce to appear before the Commissioners for one-half hour on a monthly basis, beginning in May.

ST. MARY'S RIDING CLUB RESOLUTION

Present: Judy Roa, President
Betty Guyther

Judy Roa presented a Resolution adopted by the St. Mary's Riding Club pertaining to Equine Infectious

Anemia and requested the Commissioners' support to this Resolution.

Commissioner Millison made a motion to endorse the contents of this Resolution, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

The Commissioners recommended that the St. Mary's Riding Club try to obtain the support of other riding clubs in Maryland.

ST. MARY'S INDUSTRIAL AIR PARK, INC.

Present: Joseph Mattingly
Larry Day
Robert Gabrelcik, Chairman, Airport Commission

Mr. Mattingly presented the Preliminary Plans showing the topography of Section I and Section II of the proposed St. Mary's Industrial Air Park, located in the Sixth Election District, consisting of 160 acres.

Mr. Mattingly stated that a taxiway is proposed in Section I adjacent to the County Airport Runway. He said he had not as yet applied to the Airport Commission for this taxiway. Mr. Gabrelcik was of the opinion that the Airport Commission would be agreeable to this proposal.

Mr. Mattingly went on to explain that there will eventually be a central water system for the Air Park. Individual septic systems will be used until the Park is developed.

Interest in the Industrial Air Park has been expressed by manufacturers of electrical tools, manufacturers of cigarettes, manufacturers of boats, and tobacco warehouse operators.

Larry Day explained that before Planning Commission approval is received, approval is needed from the Metropolitan Commission for the water system and from the Engineer's Office for the road profiles.

John Norris, County Engineer, was then requested to attend this meeting to explain what is needed by his office. Mr. Norris stated that he was waiting for the road profiles from Mr. Day and that he would be willing to work with Mr. Day and Mr. Mattingly to discuss what is needed and give them an estimate of a time frame.

Mr. Norris stated that in the past it was the Planning Commissions' position to approve the recordation pending receipt of approval of all other agencies and receipt of final concept plans; however, the Planning Commission now requires these in hand prior to giving record approval. John Norris strongly recommended that the Planning Commission continue its present policy.

The Commissioners agreed to accept the general concept of the plans for the Air Industrial Park.

COMMISSION ON AGING - TITLE III

Present: Mrs. Agnes C. McGaharn, Executive Secretary, Commission on Aging

Mrs. McGaharn presented for the Commissioners' approval the Application for Project Grant under Title III of the Older Americans Act, as amended, to be forwarded upon approval to the State of Maryland Commission on Aging. The Grant Application for a St. Mary's County Transportation Project to support the Title VII Nutrition Program and to improve services to the elderly citizens of St. Mary's County. The estimated total project cost is \$47,640, less the County's contribution (in-kind and cash match) of \$12,640. The total funds requested from the State are \$35,000. A detailed description of the project was presented to the Commissioners on March 26, 1975. Of the County's share of \$12,640, the sum of \$3,100 was cash and the remainder in-kind contributions.

Because of inflation and the variable nature of certain costs such as the purchase of buses and maintenance of same the State has guaranteed Mrs. McGaharn certain flexibility within the requested amount. Mrs. McGaharn stated she will work with local community groups and governmental agencies to find additional support for the project.

It was proposed that the \$2500 listed as a county cash contribution be added to the present salary of the Executive Secretary of the Commission on Aging with the result that the new salary of said position would be \$12,012. The Commissioners thanked Mrs. McGaharn for her presentation and requested that she return on April 17 (tomorrow's meeting) to receive their decision.

REZONING CASE NO. 75-1
ROY B. DOOLEY

Present: Roy B. Dooley, applicant
Richard Platt, Director, Land Use and Development

Application was made by Roy B. Dooley to have a parcel of land containing 4.04 acres, situated on the north side of Rt. 5, approximately 200 yards north of the intersection of Rt. 5 and Rt. 234, 3rd Election District, rezoned from AR-2 to a C-1 Zoning District.

If reclassification is granted, applicant intends to construct a furniture store on the property.

The Office of Land Use and Development does not recommend approval of this rezoning case in that it is their opinion that development of this type typifies sprawl development and that there has not been sufficient evidence presented to justify change, nor do they feel that a mistake was made in the original zoning classification.

The Planning Commission recommended that the County Commissioners approve this reclassification from AR-2 to C-1 to permit construction of a furniture store. Basically, the Commission felt that there was nothing illogical in granting this request.

The Commissioners requested exemplification from the Planning Commission as to their reason for recommending approval.

A tape of the hearing is on file in the Commissioners' Office.

REZONING CASE NO. 75-4
DWIGHT MACRAE

Present: Richard Platt, Director, Land Use and Development

Application was made by Dwight Macrae to have a parcel of land containing 10.49 acres, situated on Rt. 246, approximately 3/4 of a mile northeast of Chancellors Run Road, Eighth Election District, rezoned from R-2 to C-2 Zoning District.

The secretary read the Notice of Public Hearing.

Since neither Mr. Macrae nor a representative for Mr. MacRae was present, Commissioner McKay stated that unless there is sufficient justification that the Board would deem it feasible to grant another hearing, the hearing would be closed.

Commissioner McKay inquired if there was anyone present to offer testimony for or against the rezoning of the above-mentioned property. There were no proponents or opponents

present. Commissioner McKay then closed the hearing.

A tape of the hearing is on file in the Commissioners' Office.

TOURIST DEVELOPMENT PROGRAM
DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT

Commissioner Jarboe brought to the Commissioners' attention that the State Department of Economic & Community Development has responded favorably to the grant request from St. Mary's County to assist in the production "Wings of the Morning". The grant is a 50 (state) - 50 (county) match in the amount of \$13,890 from the state and a like amount from the county to finance the budget in the grant proposal of \$27,780.

Commissioner Jarboe made a motion to authorize Commissioner McKay to sign the Grant Award and Conditions form for the above-mentioned purpose, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

THE DEVELOPMENT GROUP, INC.
ECONOMIC DEVELOPMENT FOR ST. MARY'S COUNTY

Present: Robert Meffert, VP, Development Group, Inc.
John Reynolds, Director, Development Group, Inc.

Also present were : Mary Salisbury, Employment security; George Clarke, WKIK; Professor Paul Jursa, St. Mary's College; James Hickey, St. Mary's College; "Buck" Briscoe, EDC; Dorothy Dunn, EDC; Virginia Meads, EDC; Jim Marsh, EDC; Nick Smith, Chamber of Commerce; Ruby Beaman, Chamber of Commerce.

Mr. Meffert and Mr. Reynolds presented a proposal for a one-year program to provide consulting services to St. Mary's County for economic development in order to meet the four goals of the County:

1. Decreased unemployment/underemployment.
2. Increased tax base.
3. Enhanced job opportunity.
4. Natural resource protection.

The proposal included a three part program consisting

of Program Construction, Asset Comparison and Sales/Promotion. The proposal is in the amount of \$36,255.00 with an additional \$20,000 for "out-of-the-pocket" expenses.

At this time Mr. Meffert and Mr. Reynolds responded to several questions from those present pertaining to their background, experience, and goals.

The Commissioners thanked them for their presentation and stated they would make a decision at a later date.

The Board of County Commissioners recessed at 5:45 p. m.

Thursday, April 17, 1975

Present: Commissioner James M. McKay, President
Commissioner Ford L. Dean
Commissioner J. Patrick Jarboe
Commissioner Larry Millison
Commissioner John K. Parlett
Edward V. Cox, Chief Clerk
Joseph O'Dell, Budget Officer
Judith A. Mullins, Recording Secretary

At 8:00 a. m. the Commissioners convened as the Board of Estimates and conducted departmental FY '76 budget reviews with the following Departments:

Comptroller/Director of Finance/Budget Office
Tri-County Youth Services
Youth Commission
Circuit Court
Walden Counseling Center
Volunteer Fire Departments
Ambulance and Rescue Squads
Agriculture Extension Service
Johnsongrass

At 10:30 a. m. the Board of Estimates adjourned and reconvened as the Board of County Commissioners.

RIP-RAP VS. BLACK TOP

Commissioner Dean reported that Chris Hansen has agreed to serve on a volunteer basis to gather information pertaining to rip-rap vs. black top in order for the Commissioners to make a decision.

TRI-COUNTY YOUTH SERVICES BUREAU

Commissioner Jarboe made a motion to forward correspondence to Governor Mandel recommending that he urge the Department of Juvenile Services and the Department of Budget and Fiscal Planning to implement the funding of the Youth Services Bureau as specified in the legislation of Fiscal Year 1976, seconded by Commissioner Millison. All Commissioners voted in favor of this motion.

COMMISSION ON AGING
TITLE III GRANT APPLICATION

Commissioner Jarboe made a motion that the Commissioners approve the grant application under Title III of the Older Americans Act, as amended, as proposed by Mrs. McGahran, Executive Secretary, Commission on Aging, and direct Mrs. McGaharn to forward same to the State Commission on Aging for grant award with the understanding that the \$2500 cash match does not increase the present salary of Mrs. McGaharn. Mrs. McGaharn is to be commended for doing an excellent job on the grant application in that she has both improved the services to the elderly in the County as well as brought additional funds into the County, thereby saving the County money and providing additional positions to her staff at no cost to the County. Commissioner Dean seconded the motion. All Commissioners voted in favor.

RESOLUTION NO. 75-30
TRAILER CAMPS

Commissioner Dean made a motion to adopt Resolution No. 75-30 "Trailer Camps" setting forth criteria for the Office of Land Use and Development to determine which campsites "existed" prior to May 28, 1974, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

TEACHER TERMINATION STATISTICS

Commissioner Dean reported he had obtained teacher termination statistics with relation to black teachers and white teachers for the years 1971-72, 72-73 and 73-74. A letter is being forwarded to Mr. Elmer Brown of Jolly Gents, who appeared before the Commissioners on April 9, 1975 to discuss the turnover ratio between

black and white teachers, providing him with these statistics.

APPROVAL OF VOUCHERS

Commissioner Parlett made a motion to approve Vouchers No. 11219 through 11555, dated March 3, 1975 through March 31, 1975, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

RESOLUTION NO. 75-29 - CABLE TELEVISION TAX

Commissioner Jarboe made a motion to adopt Resolution No. 75-29 pertaining to the levying of taxes against all existing and future cable television companies in St. Mary's County in the amount of 3% of the gross revenues, as verified by a certified statement from a Certified Public Accountant, of each cable television company operating in St. Mary's County and is subject to an annual review and revision, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

RELEASE OF MATERIAL PERTAINING TO THE BUDGET

Commissioner McKay raised the question of whether the preliminary figures pertaining to the budget as prepared by the Budget Officer should be released to the Press. After some discussion, Commissioner Dean made a motion that the prepared summary of the departmental budget requests as presented to the Board of Estimates be released immediately. Commissioner Dean further moved that the proposed revenue summary not be released until further review and refinement by the Comptroller and Budget Officer so that the public would not be confued by possible changes on May 1. Commissioner Jarboe seconded the motion. The motion was passed by a vote of three to two with Commissioners McKay and Millison voting against. It was agreed that all budget reviews be conducted in open session with the exception of discussion of personnel.

HIRING OF JAILERS FOR SHERIFF'S DEPARTMENT

Commissioner Dean submitted an analysis of the manpower situation as it exists today in the Sheriff's Department and a report from the Sheriff's Department indicating that the incidents of crime has increased substantially in St. Mary's County.

Commissioner Dean made a motion that the Sheriff be authorized to hire four jailers at a salary level of \$8,230 (Grade 8, Step 1), effective date of employment will be June 5, 1975 with the expectation that the four jailers will attend the training school scheduled to begin June 9, 1975, and thereafter assume full

duties in the maintenance of the County jail. It is understood that the jailers will not have responsibility for the maintenance of the jail until such time as they have completed their training. Commissioner Jarboe seconded the motion. All Commissioners voted in favor.

Commissioner Millison requested that figures be obtained relative to the number of crimes solved.

HERMANVILLE ROAD - MAURICE C. DIXON

Present: Joseph Ernest Bell, II, County Attorney

The Commissioners expressed to the County Attorney their concern over the Commissioners' flexibility pertaining to the past Board of County Commissioners' decision with regard to the three entrances for Maurice C. Dixon on Hermanville Road, and if in fact, three entrances were necessary. Mr. Bell suggested that he would contact Mr. Dixon to appear before the Commissioners to discuss this matter.

ANTI-DRINKING LAW
LOITERING IN LEXINGTON PARK

Present: Joseph Ernest Bell, II, County Attorney

The Commissioners discussed the formation of a Task Force Committee (consisting of County Attorney, State's Attorney, Sheriff's Department, Md. State Police and Dr. VanAalst of the Youth Commission) with regard to the anti-drinking law and the loitering problem in Lexington Park. The Commissioners requested Mr. Bell to chair this committee to which he agreed.

PREFILING OF LEGISLATIVE BILLS

Present: Joseph Ernest Bell, II, County Attorney

Mr. Bell discussed the possibility of having bills drafted (prefiled) earlier next year in order that the majority of our bills would be printed in January. Commissioner McKay stated that in order to accomplish this, the Legislative Package would have to be formulated early in November.

BIDS ON INVESTMENTS

Present: Harris Sterling, Finance Director

Bids were opened this date on investments as follows:

<u>AMOUNT</u>	<u>TERM</u>	<u>First Nat'l</u>	<u>Md. Nat'l</u>	<u>Md. Bank & Trust</u>
\$750,000.00	32 days	5.86%	5.685%	5.916%
\$750,000.00	61 days	6.01%	5.916%	5.926%
\$600,000.00	61 days	6.01%	5.916%	5.926%
\$450,000.00	32 days	5.85%	5.685%	5.916%
\$262,742.10	61 days	5.97%	5.916%	5.926%

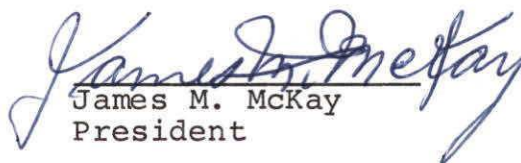
Mr. Sterling recommended that the bids be awarded to the highest bidder as follows:

\$750,000.00 for 32 days to Md. Bank & Trust at 5.916%;
\$750,000.00 for 61 days to First National Bank at 6.01%;
\$600,000.00 for 61 days to First National Bank at 6.01%;
\$450,000.00 for 32 days to Maryland Bank & Trust at 5.916%;
\$262,742.10 for 60 days to First National Bank at 5.97%.

Commissioner Dean made a motion to accept Mr. Sterling's recommendation, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

The meeting adjourned at 12:45 p.m.

Approved,


James M. McKay
President