

BOARD OF COUNTY COMMISSIONERS' MEETING

May 21-22, 1975

Wednesday, May 21, 1975

Present: Commissioner James M. McKay, President
Commissioner Ford L. Dean
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 May 14-15, 1975 were read and corrected. Commissioner Dean made a motion to approve minutes as corrected, seconded by Commissioner Parlett. All Commissioners present voted in favor of this motion.

BIDS ON TRANSMITTER AND EQUIPMENT
FOR CIVIL DEFENSE OFFICE

Present: Otis Wood, Acting Director, Civil Defense

Bids were opened May 20, 1975 for a 300 watt transmitter, 100 foot tower (associated equipment and installation and labor) and receiver/filter. Bids were as follows:

<u>Company</u>	<u>300 Watt Transmitter</u>	<u>100 foot tower, associated equip. Installation/labor</u>	<u>receiver/ filter</u>
General Electric	\$2,930.80	No Bid	No bid
Southern Md. Comm	No bid	\$2,314.00	\$790.00
Motorola	\$3,118.80	No bid	No bid

Mr. Wood recommended awarding the contract to General Electric for the transmitter and Southern Maryland Communications for the tower, associated equipment, installation and labor and converting of the 25 mobiles to their new frequency.

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

(Commissioner Jarboe entered the meeting at this time.)

CLEARING HOUSE PROCEDURES

Present: H. D. McGlade, Comptroller

Mr. McGlade explained the clearing house procedures in that it is motivated by federal regulations to establish procedures for grant applications and other applications for federal funds. Mr. McGlade stated that he has been the principal in handling this project and Mr. John Baggett, Director, Recreation and Parks, has been handling Open Space grant applications with Mr. McGlade being the alternate.

Commissioner McKay recommended that all clearing house projects (A-95) be brought before the County Commissioners either directly or by memorandum, after which time the Commissioners would give direction. Mr. McGlade is to be coordinator for all clearing house projects. If it is a routine project with a short suspension date requiring immediate action, Mr. McGlade can proceed and inform the Commissioners at a later date. The Commissioners were in agreement to this recommendation.

RECOVERY OF COURT AND PUBLICATION COSTS
AND ATTORNEY FEES

Mr. Cox, Chief Clerk, presented a memorandum from Harris Sterling, Finance Director, pertaining to a request for a refund in the amount of \$193.75 to Mr. Thomas W. Miller with regard to property being purchased at a County tax sale. Consequently, it was learned that the property described in the Treasurer's Notice of Sale was erroneously carried. Mr. Sterling, upon advice from the County Attorney, recommended that Mr. Miller be reimbursed in the amount of \$193.75.

Commissioner Dean made a motion to accept Mr. Sterling's and the County Attorney's recommendation, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

RESOLUTION NO. 75-40
ST. CLEMENTS SHORES WASTEWATER TREATMENT PROJECT

Commissioner Parlett made a motion to adopt Resolution No. 75-40 "St. Clements Shores Wastewater Treatment Project", authorizing the Metropolitan Commission to assume responsibility for the St. Clements Shores Wastewater Treatment Project, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

NURSING HOME PROJECT

Mr. Cox, Chief Clerk, stated that Cross and Adreon, architectural firm for the Nursing Home Project, is agreeable to include in the original costs the final inspection services and they will extend services at the normal rates that had been presented to the Commissioners. Commissioner McKay stated that the Nursing Home Board should be notified that the Commissioners will consider approval of additional projects only after the original contract is substantially completed.

Commissioner Jarboe made a motion to forward correspondence to Cross and Adreon approving inclusion in the original contract costs the final inspection services and then extending additional services at the normal rates beyond the original contract, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

DUKEHART'S CREEK PUBLIC HEARING

The public hearing pertaining to the project at Dukehart's Creek will be held at the American Legion Hall, Avenue, Maryland on June 9, 1975 at 7:30 p.m.

SUMMER LEGISLATIVE INTERN

Mr. Cox, Chief Clerk, stated that he and Ernie Bell, County Attorney, have discussed the possibility of a Legislative Aide for the summer months to assist the County Attorney and the Office of County Commissioners to do the following:

1. Liaison with other County agencies in compiling and formulating the 1976 legislative package;
2. Liaison with the Commissioners' Office and County Attorney's Office in the compilation of a master index by topic and subject matter of all County ordinances and resolutions;
3. Liaison with the Office of County Engineer and County Attorney's Office concerning the anticipated review of the current status of all outstanding road bonds;
4. Liaison with County Commissioners' Office, County Attorney's Office and that of former County Attorneys' Offices in order to compile by topic and subject matter pertinent files, briefs and opinions of former County Attorneys;
5. Title abstracting and lien judgment checks;
6. Research assistance;
7. Assistance in the drafting of proposed resolutions and ordinances.

Mr. Cox stated that the salary would be approximately \$120 per week - 40 hour week at \$3.00 per hour.

The Commissioners were in agreement with this action and Commissioner McKay stated this effort should be coordinated with the Legislators to keep them informed of any codification project affecting public local law.

HOUSING COORDINATOR

Mr. Cox, Chief Clerk, reported that advertising has been completed for the position of Housing Coordinator. Approximately 15 applications have been received. Commissioner Jarboe suggested that Mr. Cox be directed to proceed with interviews for this position. The Commissioners were in agreement to this.

LEONARDTOWN RECREATION COUNCIL
RYKEN SWIMMING POOL

Present: John Baggett, Director, Recreation and Parks
Oscar Horton, Leonardtown Recreation Council

Mr. Baggett presented the lease by and between the American Central Province of Xaverian Brothers, Inc., the County Commissioners of St. Mary's County and the Leonardtown Recreation Council for the rental of the Ryken Swimming Pool and requested the Commissioner's signature. Mr. Horton requested technical assistance from the Recreation and Parks Office, insurance coverage through the County, which will be reimbursed by the Council and that the payroll be handled through the Finance Office as had been done in the past.

Commissioner Dean made a motion to approve the lease and authorize Commissioner McKay to sign same, and that assistance be given by the Office of Recreation and Parks, that a rider be placed on the County policy and that the payroll be handled through the Finance Office, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

DEVELOPMENT OF SEVENTH DISTRICT PARK

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett stated that he solicited proposals from various engineering firms for the development of the Seventh District Park. The lowest proposal was from Lorenzi, Dodds and Gunnill in the amount of \$980. Mr. Baggett requested permission from the Commissioners to proceed with the project.

Commissioner Parlett made a motion to accept the proposal from Lorenzi, Dodds and Gunnill in the amount of \$980 and to authorize Mr. Baggett to proceed, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

SKATING PROGRAM VAN

Present: John Baggett, Director, Recreation and Parks

In light of the fact that there is high mileage and the poor condition of the 1967 van presently being used by

Recreation and Parks for the skating program, Mr. Baggett expressed interest in obtaining one of the vans that had been confiscated by the Sheriff's Department. Since the vans have not been awarded at this time, the Commissioners referred Mr. Baggett to work with the Sheriff on this matter.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise
Richard Polk, Enterprise
Dick Myers, WKIK
Brian Murphy, Guardian
Patty Muchow, Guardian
Randy Buehler, Beacon

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

BILL APPROVED

Present: John Norris, County Engineer

The following bill was approved by the Commissioners:

McGuire & Rolfe, Inc., Estimate No. 10 for the Hermanville Road project for the period ending April 30, 1975 - \$24,739.70.

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

POLICY FOR GRANTING ENTRANCES
DURING ROAD RECONSTRUCTION

Present: John Norris, County Engineer

After some discussion pertaining to the granting of entrances during road reconstruction, Commissioner Dean made a motion that the Board of County Commissioners reaffirm the policy for the reconstruction of County roads that the County attempt to obtain any land to improve the road from the landowner as a donation to the County and the County would agree to replace existing entrances to the property. The granting of any other entrances would have to first come before the Board. Commissioner Jarboe seconded the motion. All Commissioners voted in favor.

ST. ANDREWS CHURCH ROAD
(TOP DRESSING AND SEEDING)

Present: John Norris, County Engineer

Mr. Norris stated he solicited proposals for the top-dressing and seeding of St. Andrews Church Road from Indian Bridge Road to Route 235. One Proposal was received; namely, B & J Nursery in the amount of \$1,500. Mr. Norris recommended awarding the contract to B & J Nursery in the amount of \$1,500. Commissioner Parlett made a motion to accept Mr. Norris' recommendation, seconded by Commissioner Millison. All Commissioners voted in favor of this motion.

RESOLUTION NO. 75-41
1975 UPDATE - SOLID WASTE MANAGEMENT PLAN

Present: John Norris, County Engineer

Mr. Norris presented Resolution No. 75-41 "1975 Update - Solid Waste Management Plan" as prepared by Henningson Durham and Richardson. Commissioner Dean made a motion to adopt Resolution No. 75-41, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

GOLDEN BEACH ROAD RECONSTRUCTION (BIDS)
CONTRACT NO. SM 75-1-3

Present: John Norris, County Engineer

Bids were opened May 12, 1975 for the above project. Bids were as follows:

Dean Construction	\$64,793.70
Insley Construction Co.	No bid
Arundel Asphalt Products	\$60,109.00
McGuire & Rolfe, Inc.	\$62,705.80
Bates Paving Co.	\$55,990.00

Mr. Norris recommended awarding the project to Bates Paving Co. with the contingency that if the project is not satisfactory that the Commissioners place the firm on a restrictive bidders' list.

Mr. Norris requested permission to use Free State Surveying and Land Planning, Inc. for inspection of this project at \$15 per hour.

Commissioner Jarboe made a motion to accept Mr. Norris' recommendation to award the contract to Bates Paving Company and authorize John Norris to use the services of Free State for inspection or a County inspector, if available, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

ST. GEORGE ISLAND ROAD RESURFACING

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that \$55,000 had been budgeted for the resurfacing of St. George Island Road and there is \$14,000 remaining. Mr. Norris recommended that these funds be used to extend Thomas Road resurfacing after the completion of the bulkhead.

The Commissioners requested Mr. Norris to contact Mr. Lawrence Henderson, a concerned citizen, pertaining to this road.

ALBAN TRACTOR COMPANY
RENTAL PURCHASE AGREEMENT

Present: John Norris, County Engineer

Mr. Norris requested authority from the Commissioners to indicate to Alban Tractor Company, in accordance with the terms of the contract, the County's desire to exercise the rental purchase agreement of the 816 Landfill Compactor, effective July 1, 1975 in the amount of \$42,633. The Commissioners concurred with this action.

TRANSPORTATION FOR 4-H CHILDREN
ST. MARY'S COLLEGE SWIMMING POOL

Present: Irvinette Hall
Carol Anderson
Janet Jarboe
John Baggett, Director, Recreation and Parks

Mrs. Hall came before the Commissioners to discuss the possibility of the County assisting them in providing transportation for three days for 4-H children to the St. Mary's College swimming pool in August. Forty to 45 children are expected to attend. Mrs. Hall stated the main problem is insurance which would cost approximately \$66. The Commissioners discussed the possibility of putting a rider on the County's policy; however, they requested Mrs. Hall to put their request for inclusion in the County policy in writing and to provide the Commissioners with information as to the bus driver and owner.

MOSQUITO CONTROL BUDGET

Present: Ralph Brown, Mosquito Control
Joseph Harding, Mosquito Control

Mr. Brown and Mr. Harding came before the Commissioners to request authorization to forward the request for St. Mary's County's participation in the Maryland Mosquito Control Program to the Maryland Department of Agriculture. In addition, Mr. Brown stated that John Norris, County Engineer, had requested that the County landfills and disposal areas be sprayed for flies; however, he stated the new ultra-low volume spray may not be as effective for flies.

Mr. Brown said he would contact the Department of Agriculture in College Park about this.

Commissioner Jarboe made a motion to forward the request to the Department of Agriculture for St. Mary's County's participation in the Mosquito Control Program, seconded by Commissioner Millison. All Commissioners voted in favor.

Commissioner Millison requested that Lexington Park be included in the Program. Mr. Brown will forward the necessary application.

NEWTOWN NECK PLANNED UNIT DEVELOPMENT

Present: Richard Platt, Director, Land Use and Development

Mr. Platt presented a letter addressed to Gerald McKinney, Executive Director, Tri-County Council, for Commissioner McKay's signature, requesting staff assistance in evaluating the impact of the Newtown Neck project upon the County. Commissioner McKay signed same.

ST. MARY'S COUNTY AIRPORT

Present: Richard Platt, Director, Land Use and Development

Mr. Platt presented a letter from the Planning Commission pertaining to development of the St. Mary's County Airport. Said letter listed factors dealing with the utilization and development of the Airport and recommended that a joint meeting be held with appropriate agencies to discuss these factors. The Commissioners requested Mr. Platt to be coordinator for this meeting, develop an agenda for this meeting for the Commissioners' review and schedule this joint meeting early in July.

LAND USE BOARD

Present: Richard Platt, Director, Land Use and Development

Mr. Platt recommended that he draft a Resolution to implement the provision of the Comprehensive Plan for establishing the Land Use Board and draw up by-laws in order to meet the state's suspension date. The Commissioners advised Mr. Platt that they would discuss this at next week's meeting.

REZONING HEARING

MAYJACK, INC. - CASE NO. 74-14A

Present: Billy Loker (Mayjack, Inc.)
Mr. Tennyson (representing an opponent)
Richard Platt, Director, Land Use and Development

Application was made by Mayjack, Inc. to have parcel

No. 6 and No. 202, consisting of 4.1 acres, located on the west corner of intersection of Route 235 and Chancellors Run Road, Eighth Election District, rezoned from C-1 to C-2.

The secretary read the Notice of Public Hearing.

If reclassification is granted, the applicant intends to utilize this property as a potential site for the construction of a hotel/motel.

It is the recommendation of the Planning Commission that the Board of County Commissioners approve reclassification of parcels 6 and 202, cited on tax map 43, from C-1 to C-2 zoning category.

It was brought to the Commissioners' attention that all property owners within 200 feet from the subject property had not been notified. The Commissioners advised Mr. Loker, representing Mayjack, Inc., to notify the property owners within 200 feet that a rezoning request had been made.

At this time the Commissioners recessed the Rezoning Hearing for Case No. 74-14A and scheduled a continuation on June 5, 1975 at 11:30 a.m.

VOUCHERS APPROVED

Commissioner Millison made a motion to approve Vouchers No. 11556 through 11915, dated April 1 through April 30, 1975, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

FISCAL '76 BUDGET

Present: Joseph P. O'Dell, Budget Officer

Mr. O'Dell came before the Commissioners to recommend a final working session in order to have the '76 budget finalized and have it approved by the Board of Estimates. Monday, May 26, at 7:30 p.m. was scheduled for this meeting.

The meeting recessed at 4:15 p.m.

Thursday, May 22, 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 reconvened at 9:10 a.m.

(Commissioner Millison left the meeting at this time.)

USE OF ELMS PROPERTY

Present: Dr. Frank vanAalst
John Baggett

Dr. vanAalst brought the Commissioners up-to-date of the progress of the Elms Property Study Committee for the utilization of this property. The Committee recommended the improvement of the old farm road to the beach, constructing a parking lot and constructing a beach house to accommodate 200 people. There is an area that would be adequate for the construction of baseball diamonds and volleyball courts at a minimal cost. Recreation and Parks and the Summer Youth Employment Program could be of assistance in this project. Dr. vanAalst stated that construction of a power plant would not begin before eight years and, therefore, the County could expect to be able to use it for at least that length of time. The State has no clear guidelines for the use of revenues from the property and they are willing to consider a request from the County that the proceeds from the sale of timber on this property could be used to defray our costs.

Dr. vanAalst stated that the theodolite station would not be disturbed and that the Navy would be increasing the security of the theodolite station.

Dr. vanAalst said that the construction of a ten-foot-wide road would cost approximately \$2,000, and construction of a moveable bathhouse conforming to Health Department standards and netting against sea nettles would cost approximately \$40,000.

Commissioner McKay raised the point of the necessity of a 22-foot road as opposed to a ten-foot road.

The Commissioners discussed the time element in that this type of project could not be ready before the end of August with the possibility of using the property this

summer for special events. Commissioner Dean stated that until the Elms Property Study Committee decide to use the property for temporary use that all details should be worked out and that all sources of funding should be explored.

Commissioner McKay stated that Recreation and Parks and the Summer Youth Employment Program may become involved with the clearing and the County Engineer should become involved with regard to the road construction.

Dr. vanAalst would meet with the committee and report back to the Commissioners.

BOARD OF EDUCATION
REQUEST FOR ADDITIONAL FUNDING
(SPECIAL EDUCATION BUDGET)

Present: Dr. Robert King, Superintendent of Schools
Josh Potter, Supervisor, Special Education
Henry Kanowicz, Board of Education
Joseph O'Dell, Budget Officer
H. D. McGlade, Comptroller

The above persons came before the Commissioners to discuss the supplemental request for increased funding for the Board of Education in the 1976 budget. The requests are as follows:

1. Because of the "short fall" in estimated revenues that were anticipated from the State in funding the handicapped program mandated by the State, an additional \$348,000 is requested.

2. Supplemental monies for the areas of secretarial - \$29,404; maintenance - \$4,387; and custodial operation - \$28,341 for a total of \$62,133.

3. The 6.5% to 8.5% increase for teachers' salaries and classified employees - \$194,900.

Speaking for Superintendents of the State of Maryland, Dr. King stated that the Maryland State Boards of Education may provide legal services to determine whether there is a basis for a suit against the Governor and the Administration pertaining to the "short fall" of funds for Special Education.

Mr. Potter reviewed the Comprehensive Five-Year Plan for Special Education Services (FY '75 - 1980) with the Commissioners.

Commissioner McKay stated that if it was possible for the Board of County Commissioners to provide the additional funds requested for the Special Education Program as

mandated by the legislature, he would be personally disturbed if that funding was used to finance the requested cost of living increase of the Teachers Association. Dr. King responded that the Board of Education would use the funds for the purpose requested; namely, Special Education.

In closing, Mr. Kanowicz discussed the possible reduction of funds for Impacted Aid and requested the Commissioners to transmit to local representatives a request to show them what the impact would be on this County if these funds in the amount of \$1,400,000 that were part of the budget were not received.

The Commissioners will advise the Board of Education of their decision at a later date.

COMMISSION ON AGING
GRANT APPLICATIONS

Present: Mrs. Agnes McGaharn Executive Secretary
Commission on Aging

Mrs. McGaharn presented the Application for Project Grant under Title III of the Older Americans Act, as amended; project entitled "St. Mary's County Transportation Project," and Title VII Grant Application for Nutrition Program under Title VII of the Older Americans Act, as amended for the Commissioners' approval.

Commissioner Jarboe made a motion to approve the above-mentioned Grant Applications, seconded by Commissioner Dean. All Commissioners present voted in favor of this motion.

Mrs. McGaharn brought the Commissioners up-to-date on the Commission on Aging Program and requested the Commissioners to include in their CETA list of priorities her application for the position of bus drivers.

BIDS ON INVESTMENTS

Present: Harris Sterling, Director of Finance

Bids were as follows:

<u>Amount</u>	<u>Term</u>	<u>First Nat'l</u>	<u>Md. Nat'l</u>	<u>Md. Bank & Trust</u>
\$300,000	19 days	-0-	5% computed daily	-0-
800,000	33 days	5.215%	5.185%	4.90%
750,000	40 days	5.15%	5.185%	4.90%
400,000	61 days	5.325%	5.415%	4.92%
750,000	75 days	5.325%	5.415%	4.93%

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

\$300,000 for 19 days to Md. National Bank at 5% computed daily
\$800,000 for 33 days to First National Bank at 5.215%
\$750,000 for 40 days to Maryland National Bank at 5.185%
\$400,000 for 61 days to Maryland National Bank at 5.415%
\$750,000 for 75 days to Maryland National Bank at 5.415%

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

POINT LOOKOUT STATE PARK WASTEWATER TREATMENT PLANT

Commissioner Dean made a motion to forward correspondence prepared by Richard Platt, Director, Land Use and Development, to Mr. James Coulter, Secretary, Department of Natural Resources, requesting public utilization of the presently unused capacity of the referenced plant and the unused capacity of the plant should it be expanded to its maximum designed capacity. Commissioner Parlett seconded the motion. All Commissioners present voted in favor of this motion.

COMMISSIONERS' COLUMN IN COUNTY PAPERS

Addressing the members of the Press, Commissioner Dean stated that the three local newspapers presently have a column from the Legislators of the County and that the County Commissioners would like to offer the possibility of having a Commissioners' column. This would be on a rotating basis with the five Commissioners taking a turn each week. He suggested that the Press discuss this with their editors and advise the Commissioners at next week's meeting.

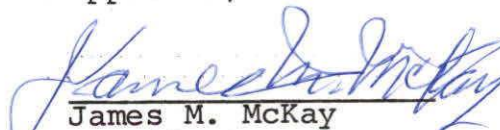
CITIZEN SCHOLARSHIPS

Present: Eloise Pickrell
Madge Garvey
Judy Cady
Doris Venente
Edward Campbell
Students from Ryken, St. Mary's Academy, Leonard Hall, Chopticon and Margaret Brent Middle School

The Commissioners presented Certificates to the students for their participation in the Citizen Scholarship Foundation Telethon. Plaques were awarded to those students and their school for the highest amount of money obtained during the Telethon.

The meeting adjourned at 12:10 p.m.

Approved,


James M. McKay
President