

BOARD OF COUNTY COMMISSIONERS' MEETINGNovember 17-18, 1976Wednesday, November 17, 1976

Present: Commissioner James M. McKay, President
Commissioner Ford L. Dean
Commissioner John K. Parlett
Edward V. Cox, County Administrator
Judith A. Mullins, Recording Secretary

(Commissioners Jarboe and Millison were not present.)
The meeting came to order at 8:45 a.m.

READING AND APPROVAL OF MINUTES

The minutes of November 10, 1976 were read and corrected. Commissioner Dean made a motion to approve the minutes as corrected, seconded by Commissioner Parlett. All Commissioners present voted in favor.

ENCUMBRANCE VOUCHERS

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the encumbrance vouchers for the Commissioners' review and approval. Commissioner Dean made a motion to approve payment of the bills, seconded by Commissioner Parlett. All Commissioners voted in favor.

PRELIMINARY SITE PLAN - LEONARD HALL GOVERNMENTAL COMPLEX

Present: John Norris, County Engineer

Mr. Norris stated that the Leonardtown Commissioners have forwarded a letter stating their approval of the preliminary site plan for the Leonard Hall Governmental Complex and hoped that the County would join with the Town in the extension of the concrete curbing along Route 245.

BESCHE OIL AND PIZZA HUT SITE PLAN

Present: John Norris, County Engineer

Mr. Norris presented the site plan for Besche Oil and the Pizza Hut along Great Mills Road and explained the storm drainage problem. Mr. Norris indicated that this case has been pending approximately eight months to no satisfactory conclusion. The Commissioners directed that the County Administrator contact the attorneys representing the County in this matter to determine if it is their intention to continue representing the County.

Commissioner Dean made a motion to approve and authorize Commissioner President McKay to sign said Agreement, seconded by Commissioner Parlett. All Commissioners present voted in favor.

REQUEST FOR USE OF RAILROAD RIGHT-OF-WAY - BUDDY NORRIS

Present: John Norris, County Engineer

With regard to the request by Buddy Norris for use of the railroad right-of-way in Hughesville, the County Engineer recommended denial of this request for the following reasons:

1. That it would require changing of the grade significantly;
2. That it is inconsistent with previously granted uses; ie. access across the right-of-way;
3. That the plans for the future use of the right-of-way are not sufficient to warrant this request at this time;
4. That the right-of-way has a potential use as a by-pass of the Hughesville area, which is needed because of increase of disasters such as fire, highway accidents, etc.

Commissioner Parlett made a motion to accept the County Engineer's recommendation and deny this request and that the County Administrator forward a letter to Mr. Buddy Norris setting forth the reasons, seconded by Commissioner Dean. All Commissioners present voted in favor.

REQUEST BY GUENTHER CONSTRUCTION COMPANY - RELEASE OF PORTION OF BOND

Present: John Norris, County Engineer

The County Engineer reviewed the letter dated October 21, 1976 from Guenther Construction Company relative to the bonding for the roads in Maple Run Subdivision. Mr. Guenther states that the roads are 60% complete and with the oncoming inclement weather approaching, he will not be able to complete the roads until April 1977. A cash bond in the amount of \$60,000 has been posted and Mr. Guenther has requested that a portion of the bond be released on the percentage of work completed. Mr. Norris stated he would determine what percentage of work has been completed and whether a portion of the bond can be released and draft a letter to Mr. Guenther for the Commissioners' review.

EXCAVATION OF FOOTINGS AT LEONARD HALL

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that he will be engaging the services of someone to do the test-pit excavation to check footings around Building No. 1 at Leonard Hall.

YOUTH DAY

Present: Robert Wentworth, Executive Secretary, Youth Commission
Francis Curtis, Chopticon
Amy Bell, Great Mills
Mike Gardiner, Ryken
Pat Sager, St. Mary's Academy

Mr. Wentworth introduced the above students, representatives of each of the high schools in the area, who were elected as County Commissioner for the day of Youth Day.

DISTRICT COURT RENOVATIONS

The County Administrator, on behalf of the Director of Purchasing and Logistics, presented a request for authorization of overtime for work done during the renovations of the District Court Room.

Commissioner Dean made a motion to approve payment of this overtime, pending correction of certain figures contained in this request, and further that this overtime is granted for this particular project only, seconded by Commissioner Parlett. All Commissioners present voted in favor.

COMMUNITY MENTAL HEALTH CENTER PLANNING GRANT

In response to correspondence from the Tri-County Mental Health Coordinating Committee, the County Administrator presented correspondence for Commissioner McKay's signature stating that the County is hopeful that the planning grant for the Community Mental Health Center will be awarded to the tri-county area and that the County supports the recommendation that the Tri-County Council should be the authority for administering such planning funds.

Commissioner Dean made a motion to authorize Commissioner President McKay to sign said letter, seconded by Commissioner Parlett. All Commissioners present voted in favor.

COASTAL ZONE MANAGEMENT PROGRAM

Present: Richard Platt, Director, Land Use and Development

Mr. Platt reviewed with the Commissioners the strategy as presented by Mr. Zeni, Energy and Coastal Zone Administration, Department of Natural Resources, in his letter of November 1, 1976,

to which he requested responses by November 20. After some discussion, the Commissioners expressed general approval of the strategy as expressed in said correspondence but directed that the Coastal Zone Administration should be notified that the County reserves the right to comment on the draft documents.

MARYLAND ASSOCIATION OF COUNTIES LEGISLATIVE COMMITTEE

Commissioner Parlett made a motion that Commissioner McKay be the County's representative to the Maryland Association of Counties Legislative Committee, with Edward Cox, County Administrator, as alternate, for the 1977 Legislative Session, seconded by Commissioner Dean. All Commissioners present voted in favor of this motion.

PERMANENT STATUS - JOHN S. HEWITT

Paul Raley, Director of Purchasing and Logistics, submitted a recommendation that Mr. John S. Hewitt, Maintenance Mechanic, has completed his six months probationary period as of November 3, 1976, and therefore, recommended that he be placed on permanent status.

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

REQUEST FOR RELEASE OF COLLATERAL

Mr. Sterling, Director of Finance, submitted a request from Maryland Bank and Trust Company for the release of collateral in the amounts of \$5,000 and \$20,000. In that collateral held to secure deposits of St. Mary's County (\$2,183,000) far exceeds total County Funds (\$7,845.53), Mr. Sterling recommended approval of said release.

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

POTOMAC RIVER MUSEUM COMMITTEE

With regard to the appointments that were made at last week's Commissioners' meeting to the above-referenced Committee, Commissioner Parlett made a motion to set the terms of expiration of appointment of Gordon Malkie and Brad Howard as December 31, 1978, seconded by Commissioner Dean. All Commissioners present voted in favor.

CODIFICATION REVIEW COMMITTEE

Commissioner Parlett made a motion to appoint the following individuals to the Codification Review Committee: Commissioner James M. McKay, Joseph Ernest Bell, Charles Mander, George Sparling, John William Quade, seconded by Commissioner Dean. All Commissioners present voted in favor of this motion.

DERELICT BOAT REMOVAL PROGRAM

The County Administrator presented an Agreement by and between the County and Mr. William F. W. Baker for inspection services related to the Derelict Boat Removal Program. Mr. Baker replaces the former inspector in providing these services.

Commissioner Dean made a motion to authorize Commissioner President McKay to sign said Agreement with Mr. William W. F. Baker, at the rate of \$25 per day, seconded by Commissioner Parlett. All Commissioners present voted in favor.

REQUEST FROM SHERIFF'S DEPARTMENT FOR OVERTIME PAYMENT

The County Administrator presented a request from the Sheriff's Department for overtime payment. The Commissioners agreed to discuss this matter at next week's meeting when the full Board of Commissioners is present.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise
Mike Klienback, Beacon
Dick Myers, WKIK
Patty Muchow, Guardian
Leslie Walker, "

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

WALDEN DRUG TREATMENT CENTER CONDITIONAL USE APPEAL

Commissioner Dean stated that since Judge Mattingly remanded the Walden Drug Treatment Center Conditional Use Appeal case back to the Board of Appeals, members of the Walden Advisory Council have felt the need for legal assistance. Commissioner Dean suggested that the County Attorney be contacted to request him to represent Walden in this matter. The Commissioners concurred.

METROPOLITAN COMMISSION - BOND ISSUANCE
RESOLUTION NO. 76-51

Present: Mike Marlay, Director, Metropolitan Commission

In order to comply with the ten day advertisement requirement, Mr. Marlay appeared before the Commissioners to request their approval to allow the Metropolitan Commission to advertise for the sale of the \$1.7 Million Dollar Bond Issue. Formal action recommending approval to the Commissioners will be taken by the Metropolitan Commission at their meeting of November 18. Mr. Marlay stated that Resolution has been prepared by Piper and Marbury, which will be presented to the Commissioners next week for formal approval of the sale of the bonds on December 7, 1976.

Commissioner Dean made a motion to adopt Resolution No. 76-51, authorizing Metropolitan Commission to advertise for the sale of \$1.7 Million Dollar Bonds, seconded by Commissioner Parlett. All Commissioners present voted in favor.

The meeting recessed at 12:40 p.m.

Thursday, November 18, 1976

Present: Commissioner James M. McKay, President
 Commissioner Ford L. Dean
 Commissioner John K. Parlett
 Edward V. Cox, County Administrator
 Judith A. Mullins, Recording Secretary

(Commissioners Jarboe and Millison were not present.)

The meeting came to order at 8:40 a.m.

CHARLOTTE HALL COMMITTEE

Present: Robert Dean, Chairman)
 Helen Anthony)
 J. Claude Jarboe) Charlotte Hall Committee
 Dr. Leon Berube)
 Joseph O'Dell)
 James Forest)

At the request of the Commissioners, the above members of the Charlotte Hall Committee appeared before the Commissioners to discuss the request by the Committee that the Commissioners intercede with the State with regard to the State's uses of Charlotte Hall, and also to receive an

interim report from the Committee as to its progress.

The County Administrator reported that a letter was forwarded to Mr. Wahbe, liaison between the State and St. Mary's County with regard to the Charlotte Hall property, requesting that he arrange a meeting in his office in December with appropriate agencies in order to determine the State's interest in this property. This meeting will probably be scheduled in mid-December.

Mr. Robert Dean, Chairman, gave a run-down of the various agencies that have appeared before the Committee since its establishment and discussed the aspects that have been taken into consideration such as improvements and renovations to Charlotte Hall, the relocation of county government to Leonard Hall and the involvement of tax dollars. The growth and needs of the northern end of the County were discussed and Mr. Dean stated that representatives of Golden Beach will be appearing before their committee to discuss these needs.

Dr. Berube discussed the possibility of the location of a veterinary school. He stated that he has talked to Dr. Hammond, Director of Veterinary Medicine at the University of Maryland and learned of the essential need of this type of school in Maryland. This type of facility could probably use all the buildings at Charlotte Hall and the ground area would be adequate for the animals.

The Commissioners suggested that Dr. Berube contact Dr. Hammond to invite him to view the Charlotte Hall site after which time Dr. Hammond could meet with the State people to discuss their needs.

In closing Mr. Robert Dean recommended that the following uses should be investigated with the State:

1. Veterinary School;
2. Alternative School as suggested by the Superintendent of Schools in the tri-county area;
3. Historical Park;
4. Tri-County Regional Library.

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

COMMISSION ON AGING - TITLE III BUDGET REQUEST - FY 75-76

Present: Mrs. Billye McGaharn, Executive Secretary
Commission on Aging

Mrs. McGaharn appeared before the Commissioners to present the revised Title III Budget Request for FY 75-76 and reviewed same with the Commissioners. After discussion, Commissioner Dean made a motion to approve the Grant Application for FY 75-76 for Title III Program in the amount of \$57,000 (\$42,000 being the federal funds request, with the balance being non-federal resources), pending approval by the Budget Officer and County Administrator, seconded by Commissioner Parlett. All Commissioners voted in favor.

COMMISSION ON AGING - TITLE III BUDGET REQUEST - FY 76-77

Present: Mrs. Billye McGaharn, Executive Secretary

Mrs. McGaharn presented to the Commissioners the Title III Budget Request for FY 76-77 for their review and approval.

After discussion, Commissioner Dean made a motion to approve the Grant Application for FY 76-77 for the Title III Program budget in the amount of \$54,500 (\$39,375 being the federal funding request, with the balance being non-federal resources, pending review, evaluation and concurrence by the Budget Officer and County Administrator, seconded by Commissioner Parlett. All Commissioners present voted in favor.

LETTER TO ENERGY AND COASTAL ZONE MANAGEMENT ADMINISTRATION

Commissioner Dean made a motion to direct the County Administrator to redraft the letter to Mr. Zeni of the Energy and Coastal Zone Management Administration regarding the strategy for the establishment of the Maryland Zone Management Program, and to authorize Commissioner President McKay to sign same, seconded by Commissioner Parlett. All Commissioners voted in favor.

ECONOMIC IMPACT FEE - ESPERANZA FARMS SUBDIVISION

Commissioner Parlett made a motion that the Board of Commissioners accept the Economic Impact Fee Agreement by and between Robert G. Dean, Margaret C. Dean, Franklin W. Dean and Mary G. Dean and the Board of County Commissioners of St. Mary's County for the payment of the Economic Impact Fee for Esperanza Farms Subdivision, seconded by Commissioner McKay. All Commissioners present voted in favor.

ENTRANCE PERMIT ESCROW AGREEMENT
MARVIN C. FRANZEN

The County Administrator presented the Entrance Permit Escrow Agreement for Marvin C. Franzen in the amount of \$4,000, guaranteeing the adequate construction of eight drive-way entrances. Commissioner Dean made a motion to approve said Escrow Agreement, and authorize Commissioner President McKay to sign same, seconded by Commissioner Parlett. All Commissioners voted in favor.

ENTRANCE PERMIT ESCROW AGREEMENT
DENNISON MASONRY CORPORATION

The County Administrator presented the Entrance Permit Escrow Agreement for Dennison Masonry Corporation in the amount of \$3,000, guaranteeing the adequate construction of six entrances at \$500 each.

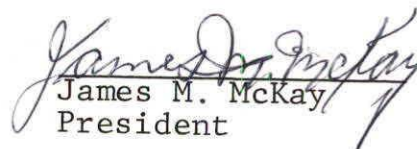
Commissioner Dean made a motion to approve said Escrow Agreement, and authorize Commissioner President McKay to sign same, seconded by Commissioner Parlett. All Commissioners present voted in favor.

GILLENS GROVE - REQUEST FOR RETURNING OF LAND

Relative to the discussion at yesterday's meeting regarding the developer of Gillens Grove request for the return of a portion of land, the Commissioners requested that the County Engineer determine what affect this would have on the County, if there was any consideration given to the developer for donating this land and if returning the land to him would negate this consideration and in addition what the developer proposes to do with this land.

The meeting adjourned at 10:35 a.m.

Approved,


 James M. McKay
 President