

BOARD OF COUNTY COMMISSIONERS' MEETINGThursday, October 13, 1977

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

(Commissioner Millison was not present as he was out of town.)

The meeting was called to order at 9:05 a.m.

READING AND APPROVAL OF MINUTES

The minutes of October 5, 1977 were read. Commissioner Jarboe made a motion to approve the minutes as read, seconded by Commissioner Dean. 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 Parlett made a motion to approve payment of the bills, as submitted, seconded by Commissioner Dean. All Commissioners present voted in favor.

"ST. MARY'S COUNTY HISTORY" BOOK

On behalf of Mrs. Regina Hammett, author of "St. Mary's County History", Mr. Cox presented each of the Commissioners with a copy of the book.

Mr. Cox stated that there was a cost overrun in the printing of the book which was occasioned by the fact that more pictures were inserted than originally planned and the fact that the dust cover had not been part of the bid. After discussion, Commissioner Jarboe made a motion to approve the additional expenditure of \$457 due to unexpected cost overruns, seconded by Commissioner Parlett. All Commissioners present voted in favor.

DEED OF EASEMENT
ST. MARY'S HOSPITAL

The County Administrator presented the Deed of Easement by and between St. Mary's County Commissioners, St. Mary's Hospital and adjacent property owners, William Charles Long and June S. Long; said Deed spelling out the location of the proposed driveway and providing for joint maintenance and upkeep of the driveway between the County and the hospital. Commissioner Dean made a motion to authorize Commissioner President McKay to sign said Easement Agreement, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

APPOINTMENT TO ENVIRONMENTAL COMMITTEE

Commissioner Dean made a motion to appoint Mr. David T. Hans to the Environmental Committee for a term to expire June 30, 1978, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

APPOINTMENT TO ZONING BOARD OF APPEALS

Commissioner Dean made a motion to appoint Mr. Donald Insley as Alternate to the Zoning Board of Appeals for a term to expire December 31, 1978, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

APPOINTMENTS TO HISTORIC DISTRICT COMMISSION

Commissioner Dean made a motion to appoint the following individuals to the Historic District Commission with terms to expire as indicated:

Mr. John Blakely	June 30, 1980
Mrs. Lorraine Boyd	June 30, 1980
Mr. Alfred Dillow	June 30, 1980
Col. Paul Hayward	June 30, 1979
Mr. Elmer Olson	June 30, 1979

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

APPOINTMENTS TO RECREATION AND PARKS BOARD

Commissioner Jarboe made a motion to appoint Mr. Stanley Schrader as the Board of Education representative to the Recreation and Parks Board for a term to expire January 1, 1979 and further to appoint Gerald Sword and Donnie Byran as the Youth Commission representatives to the Recreation and Parks Board for terms to expire July 1, 1979, seconded by Commissioner Dean. All Commissioners present voted in favor.

Because of questions raised concerning the membership of the above-referenced Board, the Commissioners made formal appointments to resolve the matter. Effective October 13, 1977 the following listing of members representation and terms are official:

<u>Name</u>	<u>Group Represented</u>	<u>Term</u>
1. John. K. Parlett	County Commissioners	Dec. 1978
2. Stanley Schrader	Board of Education	Jan. 1, 1979
3. Gerald Sword	Youth Commission	July 1, 1979
4. Donnie Byran	Youth Commission	July 1, 1979
5. Cuthbert I. Fenwick	N/A	Oct. 31, 1978
6. Mrs. Erva Davis	N/A	Jan. 1, 1979
7. Mrs. Judy Roa	N/A	Jan. 1, 1979
8. Mrs. Mary Ruth Horton	N/A	Jan. 1, 1979
9. Mrs. Leslie Vandivere	N/A	Jan. 1, 1978

No other understanding is of any force or effect. A memorandum was forwarded to the Recreation and Parks Board and the Youth Commission explaining the above.

JOHNSONGRASS AGREEMENT

The County Administrator presented an Agreement between the Maryland Department of Agriculture and St. Mary's County for the Control and Eradication of Johnsongrass in the amount of \$4,500. Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign said Agreement, seconded by Commissioner Dean. All Commissioners present voted in favor.

WARING ASSOCIATES - RAILROAD RIGHT-OF-WAY

The County Administrator presented correspondence from Waring Associates seeking the Commissioners' concurrence for an easement to improve drainage structure on the railroad right-of-way located at the rear of the proposed Waring Associates Office Building on Route 235 opposite Town Creek. The County Engineer has commented that either enlargement of the culvert or obtaining flooding easements would be acceptable.

The Commissioners directed that correspondence should be forwarded to Mr. Waring stating that the Commissioners are agreeable to granting a construction easement on the railroad right-of-way as requested in his correspondence dated September 26, pending completion of formal easement approval process at the time of site plan approval.

HOUSING SURVEY

The County Administrator presented correspondence from the Department of Economic and Community Development regarding a housing survey and inquiring whether St. Mary's County would be interested in having such a survey. After discussion the Commissioners indicated agreement in participating and directed that the staff develop a proposal to return to the state indicating the County's interest.

COURTHOUSE RENOVATION PLANS

Present: John Norris, County Engineer
John Orrick, Smeallie, Orrick and Janka
Stan J. Lichanrowicz, Consultant Engineer

The above-referenced individuals presented the plans for the renovation of the Courthouse, and Mr. Norris explained the requirements and restrictions of the \$300,000 public works grant and stated that construction must commence within ninety days of being notified of being awarded the grant. Mr. Norris also stated that 10% of the grant must be contracted to a minority business enterprise.

Mr. Orrick displayed the floor plans for the renovations and explained the location of the various offices after the County offices move to Leonard Hall and also explained the order of priorities in completing this work.

Mr. Norris requested the Commissioners' concurrence in requesting a change in the categories of the grant award, that the entire grant be in the construction area. The Commissioners gave their concurrence.

In discussing whether or not to design the entire project or to phase it out, Mr. Orrick stated he would submit proposals for both ways and determine the cost difference, after which time the Commissioners would make a decision.

FISCAL '77 AUDIT REPORT

Present: Joe O'Dell, Budget Officer
Harris Sterling, Director of Finance
Mr. Anderson, Wooden and Benson

Mr. Anderson of the firm of Wooden and Benson presented the completed FY '77 Audit. The Commissioners asked several questions concerning the audit to which Mr. Anderson responded with clarifying information. The Commissioners thanked Mr. Anderson for the Audit Report and his presentation and indicated that a copy will be kept on file in the Commissioners' office for public review. Copies were distributed to media representatives in attendance along with a press release.

PROCLAMATION NO. 77-59
NATIONAL CATHOLIC DAUGHTERS OF AMERICA DAY

Present: Lois Cooksey
 Mary Lillian

The Commissioners presented the above-referenced Proclamation proclaiming that October 16, 1977 is hereby designated as "National Catholic Daughters of America Day."

COMMISSION ON AGING
APPLICATION FOR TITLE V GRANT

Present: Billye McGaharn, Senior Services Coordinator

Mrs. McGaharn presented for the Commissioners' review and approval an Application for Project Grant under Title V of the Older Americans Act for renovations at the Senior Center at the Leonardtown Armory in the amount of \$4, 147 for total project cost. After discussion, Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign said Grant Application, seconded by Commissioner Dean. All Commissioners present voted in favor.

SUMMER ARTS FESTIVAL

Present: Charles Hewitt, St. Mary's Creative Arts Forum
 Burt Kummerow

The above-referenced individuals appeared before the Commissioners to explain the Ancient St. Mary's City Festival for July 1978 and presented a Request for the Maryland Committee for the Humanities for matching funds in the amount of \$62,350. The Festival is being sponsored by the St. Mary's Creative Arts Forum and St. Mary's City Commission. Mr. Hewitt stated that in order to obtain the matching funds, they will be requesting \$30,000 from the Commissioners for this project, contingent upon receiving funds from the Maryland Committee for the Humanities.

The Commissioners advised that they needed additional, more specific, information before making any decision. Mr. Hewitt stated that he would prepare an itemized financial proposal in the near future.

SCHOOL CONSTRUCTION PROGRAM

Present: Dr. Robert King, Superintendent of Schools
 James Raley
 Dave Morgan

The above-referenced individuals appeared before the Commissioners to present the St. Mary's County School

Construction Program for FY 1979-1984. Mr. Raley reviewed the Program with the Commissioners highlighting certain areas and explaining the areas that became ineligible for funding or had reduced funding and would therefore affect the county's allocation of funding.

The Commissioners raised several questions concerning the construction of the Fifth District Elementary School and Mr. Raley stated he would obtain a schedule of how the project will proceed and the steps that will be taken and when the project will be ready for bids and submit this information to the Commissioners.

BIDS ON SHERIFF'S DEPARTMENT AUTOMOBILES

Present: Paul Raley, Director, Purchasing and Logistics
Lt. Gene Pellillo, Sheriff's Department
Tommy Bell, Bell Motor Company

Mr. Raley submitted the bid talley sheet for the purchase of ten automobiles for the Sheriff's Department. During discussion of the bids, Mr. Bell stated that he was of the opinion that the specifications were such as to prohibit Chevrolet dealers from bidding on the automobiles, and that he wanted to bring this fact to the attention of the Commissioners. Lt. Pellillo stated that the specifications for motor and wheel base were the same as for Maryland State Police.

After discussion, Commissioner Jarboe made a motion to award the bid to the lowest bidder, Suburban Chrysler Plymouth-Dodge, Inc. in the amount of \$49,760.00, seconded by Commissioner Dean. All Commissioners present voted in favor.

TRANSFER OF FUNDS

VEHICULAR REPLACEMENT - SHERIFF'S DEPARTMENT

By memorandum dated October 11, 1977, Mr. O'Dell recommended the following account transfers in order to cover the net amount of money required to facilitate the acquisition of the Sheriff's Department vehicles:

Increase Account No. 1112-3171 by \$1,060-	Equipment Replacement
Decrease Account No. 1112-2111 by \$95.00-	Travel
Decrease Account No. 1112-2871 by \$475.00-	Canine Food and Medical
Decrease Account No. 1112-3101 by \$490.00-	Office and Communications Equipment

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

EXECUTIVE SESSION

Present: Sheriff Sommerville

The Commissioners agreed to meet in Executive Session in order to discuss a matter of possible litigation. The Session was held from 3:15 p.m. to 4:00 p.m.

EMS TOWER TRANSMITTER BUILDING

Present: John Norris, County Engineer
Otis Wood, Director, Office of Emergency Preparedness

Mr. Norris and Mr. Wood presented the plans for the EMS Tower Transmitter Building and requested the Commissioners' approval of same in order to proceed with the project.

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

ROAD RESOLUTION NO. 78-10
CHAPTICO-MECHANICSVILLE ROAD

Present: John Norris, County Engineer

Mr. Norris presented Road Resolution No. 78-10 posting Chaptico-Mechanicsville Road a 30 miles per hour from its intersection with State Route 5 for a distance of approximately 6/10 of a mile and further posting the remaining portion of this road at 40 miles per hour. Commissioner Parlett made a motion to approve said Road Resolution, pending the County Attorney's signature, seconded by Commissioner Dean. All Commissioners present voted in favor.

ROADSIDE DRAINAGE IMPROVEMENTS

Present: John Norris, County Engineer

Commissioner Jarboe made a motion to approve Encumbrance Voucher No. 14646 payable to B. F. Asher in the amount of \$14,982 for roadside drainage improvements, seconded by Commissioner Parlett. All Commissioners present voted in favor.

FINAL ESTIMATE - LINCOLN AVENUE (Project No. Sm 76-1-5)

Present: John Norris, County Engineer

Mr. Norris presented the Final Monthly Estimate for the Lincoln Avenue reconstruction in the amount of \$13,428.52 payable to Dean Construction Company and therefore submitted the following encumbrance vouchers payable to Dean Construction Co. for the Commissioners' approval:

Encumbrance Voucher Nos. 14230 - \$940.77, 13689 - \$1,372.80, 12563 - \$323.44, 12546 - \$2,985.93 and 14647 - \$8,746.35.

Commissioner Parlett made a motion to approve the above-mentioned encumbrance vouchers, seconded by Commissioner Jarboe. All Commissioners voted in favor.

LINCOLN AVENUE
TRANSFER OF FUNDS

Present: John Norris, County Engineer

Mr. Norris requested a transfer of funds in the amount of \$10,000 from the Ridge Transfer Station Account (#1243-6052) to the Lincoln Avenue Reconstruction Account (#1232-7032). Commissioner Dean made a motion to approve said transfer, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

MODIFICATION OF REQUEST FOR REZONING
CASE NO. 77-12 (LUMPKINS)

With regard to the presentation at last week's meeting by the Director of Land Use and Development concerning the inclusion of additional property in the above-referenced rezoning case, the Commissioners directed that Mr. Gerred be advised that they were not agreeable to this in that there are too many unknown ramifications of such action and since there is presently being considered a comprehensive rezoning of the county in conjunction with the development of miniplans for the county.

REBATE OF FEES - OFFICE OF LAND USE AND DEVELOPMENT

With regard to the proposal submitted at last week's meeting by the Director of Land Use and Development for the rebate of fees from that office for certain situations, the Commissioners concurred with this policy and directed that a method be developed to distribute this information to all applicants.

CHARLOTTE HALL - ASSIGNMENT OF OPTION

Commissioner Parlett reported that copies of the draft of the Assignment of Option for the Charlotte Hall property has been forwarded to all appropriate parties and that prior to the Commissioners approving the Assignment Agreement concurrence must be received from the other parties. In addition, Commissioner Parlett stated that the State is interested in having the County continuing to act as manager of the property and in reimbursing the County every 30 days for expenses incurred.

PROPOSED REGULATIONS CONCERNING CARNIVALS, FAIRS, ETC.

The Commissioners discussed the above-referenced proposed regulations by the Maryland Amusement Safety Advisory Board and requested the County Administrator to write to the State to determine what impact these regulations would have on fireman's carnivals and other non-profit organizations and also expressing the County's concern.

MENTALLY RETARDED RESIDENTIAL TASK FORCE

The Commissioners reviewed recent correspondence from the State in which the County was requested to perform a needs assessment study and an identification of sites for proposed group homes as well as a review and commentary on proposed regulations governing group homes for the mentally retarded. Because of the complexities of the matter, the Commissioners decided to establish a task force to respond to the state's requests and directed the County Administrator to contact certain individuals to determine their agreement to serve.

TANNERS CREEK

The Commissioners reviewed correspondence from the County Attorney relative to an Attorney General's opinion regarding assessment charges for payback of shore erosion control project. The Commissioners directed that county staff should move expeditiously to conform to legal requirements expressed in said correspondence.

EXECUTIVE SESSION

The Commissioners agreed to meet in Executive Session in order to discuss a matter of personnel (appointments to Boards, Committees and Commissions). The Session was held from 5:15 ;.m. to 5:50 p.m.

The meeting adjourned at 5:55 p.m.

Approved:


 JAMES M. MCKAY, President