

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, November 22, 1978

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

(Commissioner Dean was not present.)

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

READING AND APPROVAL OF MINUTES

The minutes of the County Commissioners' meeting of November 22, 1978 were read and corrected. Commissioner Jarboe moved, seconded by Commissioner Parlett, to approve the minutes as corrected. 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 moved, seconded by Commissioner Millison, to approve payment of the bills as submitted. All Commissioners present voted in favor.

REVISED VALUATIONS OF COUNTY-OWNED PROPERTY

Present: Harris Sterling, Director of Finance

The Director of Finance presented the Board of County Commissioners with a list of revised valuations of county-owned property relative to insurance coverage and replacement. The Commissioners agreed that the Recreation and Parks facility at the Margaret Brent School should be valued at \$100,000 for insurance purposes. The Commissioners gave their concurrence with the revised valuations and requested the Director of Finance to review the deductibles toward reducing the premiums. It was suggested that the \$1,000 deductible be raised to \$5,000. In closing the Commissioners directed Mr. Sterling to look at various alternatives with regard to insurance coverage and return with recommendations.

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DEED CONVEYING PROPERTY TO BOARD OF EDUCATION
FIFTH DISTRICT ELEMENTARY SCHOOL SITE

The County Administrator presented a Deed by and between the Board of County Commissioners and the Board of Education conveying 14 acres of the county-owned property on Rt. 6 East to the Board of Education for the Fifth District Elementary School site. Commissioner Parlett moved, seconded by Commissioner Jarboe, to approve said Deed and authorize the President of the Board to sign same. All Commissioners present voted in favor.

RESPONSE TO PETITIONERS AT CALVERT CREEK SUBDIVISION

The County Administrator presented a response to the petitioners at Calvert Creek Subdivision regarding the dredging project, stating that the State of Maryland has determined that the project is not eligible for state funding and suggesting they discuss alternatives with the County Engineer. The Commissioners agreed to sign and forward said letter.

APPOINTMENT TO SOCIAL SERVICES BOARD

Commissioner Parlett moved, seconded by Commissioner Jarboe, to appoint Commander Richard A Boyer to the Social Services Board. All Commissioners present voted in favor.

CLEARINGHOUSE PROJECT NO. 78-11-516
GENERAL COMMUNITY PROGRAMING AND ADMINISTRATION

The County Administrator presented the referenced clearinghouse project and advised that the Director of Social Services recommended that it be forwarded to the State with the comment that it is not inconsistent with this agency's plans, programs or objectives. The Commissioners gave their concurrence.

LEASE AGREEMENT
LEONARDTOWN VOLUNTEER RESCUE SQUAD

The County Administrator presented the Lease Agreement by and between the County Commissioners and Leonardtown Volunteer Rescue Squad for the old Leonardtown Elementary School property which is going to be deeded by the Board of Education to the County.

Commissioner Parlett moved, seconded by Commissioner Jarboe, to approve said lease, leasing .87 acres of land for 99 years to the Leonardtown Rescue Squad and authorize the President of the Board to sign same upon receipt of the Deed from the Board of Education conveying the property to the County. All Commissioners present voted in favor.

OVERTIME REQUEST - SHERIFF'S DEPARTMENT

The County Administrator presented a request for overtime payment for a total of 51 hours from the Sheriff's Department as follows: \$434.89 for CID Deputies and \$325.65 for Sheriff's Deputies for the 28-day cycle from October 14, 1978 to November 10, 1978.

Commissioner Parlett moved, seconded by Commissioner Jarboe, to approve the overtime payment request. All Commissioners present voted in favor.

AUDIT OF PERMITS SECTION - OFFICE OF LAND USE AND DEVELOPMENT

Present: Frank Gerred, Director, Land Use and Development

Mr. Gerred advised the Commissioners that the Chief of the Permits Section, Mr. Raley, has resigned effective December 1, and that Mr. Raley has requested that prior to his leaving an audit of his department be done.

The Commissioners requested the County Administrator to obtain cost estimates for an audit for various periods of time - (eight months, one year, three years) and return to the Commissioners for a decision.

HIGHWAY ENGINEER - COUNTY ENGINEER'S OFFICE

The County Administrator presented a memorandum from the Personnel Officer advising that since the Commissioners approved the reclassification of the Engineering Associate position in the County Engineer's Office to Highway Engineer IV, the position had been advertised as a promotional opportunity with only the incumbent making application.

Commissioner Parlett moved, seconded by Commissioner Millison, to approve the reclassification of Walter Wise from Engineering Associate, Grade 14, to Highway Engineer IV, Grade 15, effective November 27, 1978. All Commissioners present voted in favor.

PUBLIC/PRIVATE SCHOOL BUS TRANSPORTATION STUDY COMMITTEE

The County Administrator presented correspondence for the Commissioners' review and signature addressed to the Superintendent of Schools, Marvin Joy; President of the Board of Education, James Forrest; and Supervisor of Parochial Schools, Father Alliata, regarding composition of the School Bus Transportation Committee. The Commissioners agreed to sign and forward said letters.

PINEY POINT COAST GUARD STATION PROPERTY

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett presented an application to General Services Administration to acquire the Piney Point Coast Guard Station property as an historical monument. After review and discussion, Commissioner Parlett moved, seconded by Commissioner Jarboe, to authorize Commissioner President McKay to sign said application, and further to indicate that it is the Board's intention to fund the cost of survey of the property, if required. All Commissioners present voted in favor.

PAYMENT OF BILL FOR PIGSKIN CLUB

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett requested authority from the Board of County Commissioners to pay the bill from Marlow's Sports Store in the amount of \$2,700.10 for the Pigskin Club in the amount properly verified, not to exceed \$3,700. Therefore, Commissioner Parlett moved, seconded by Commissioner Jarboe, to approve the request of the Pigskin Club to make payment to Marlow's Sports Store in an amount not to exceed \$3,700, subject to proper verification and documentation. All Commissioners present voted in favor.

RECREATIONAL SPACE - RED HILL SUBDIVISION

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett presented an Agreement by and between Cecil Q. and Betty L. Williamson and the Board of County Commissioners of St. Mary's County, whereby the Williamsons agreed to pay to the County \$200 per lot in Section III and IIIA in Red Hill Subdivision in lieu of land for recreational space.

Commissioner Parlett moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President McKay to sign said Agreement. All Commissioners voted in favor.

OPEN SPACE PLAN

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett advised the Commissioners that each year Recreation and Parks is required to submit to the Department of State Planning a list of projects planned for the coming year and plan to obtain funds from Program Open Space. After review of the list, the Commissioners gave their concurrence with the Plan.

POSTING OF SIGNS ON RAILROAD RIGHT-OF-WAY

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett advised the Commissioners that the "No Motorized Vehicles/ No Trespassing" signs are ready to be posted on the railroad right-of-way and the total cost for posts and equipment for installation is \$3,162.50.

Commissioner Millison moved, seconded by Commissioner Jarboe, to approve the expenditure of \$3,162.50 for the cost of installation of sign posts, funds to come from the railroad maintenance account or source to be determined by Budget Officer. All Commissioners present voted in favor.

GREENVIEW VILLAGE TOWNHOUSE PROJECT

Present: Jim Kenney, Attorney
Frank Gerred, Director, Land Use and Development
John Norris, County Engineer

Mr. Knney reviewed the past history of this project stating development has proceeded to the last phase of the plan approved in Mary 1967, Because the developer has decided to subdivide and sell rather than maintain single ownership, the project has been resubmitted to all agencies for technical review. With the exception of the County Engineer, all agencies have given approval. Mr. Norris stated that his lack of approval is founded on the problem with disposing of storm water drainage and runoff since completion of this project will accentuate an already existing problem with adjoining property owners. Mr. Norris stated that the problem should be resolved now before the development is completed and the subdivided properties sold. Mr. Kenney indicated that the developer needed clear and specific requirements before agreeing or disagreeing with what is needed to resolve the problem. The Commissioners requested the County Engineer to provide as soon as possible to the developer the County's requirements for resolving the problem and return by November 29, 1978 to the Commissioners for a final determination.

CHANGE ORDER NO. 3
RENOVATION OF GOVERNMENTAL CENTER

Present: John Norris, County Engineer

Mr. Norris presented Change Order No. 3 from The David Corporation, contractor for the renovation of the Governmental Center, resulting in a credit in the amount of \$1,290.66. Commissioner Jarboe moved, seconded by Commissioner Parlett, to approve said Change Order. All Commissioners present voted in favor.

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REZONING HEARING
CASE NO. 78-184
JOHN C. AND ANDREW GUY

Present: James Kenney, Attorney for Applicant
Frank Gerred, Director, Land Use and Development
Joyce Nelson, Recording Secretary

At this time, the Commissioners conducted a public hearing on the application of John C. and Andrew Guy requesting the rezoning of approximately 4.98 acres, located at the corner of Old Baptist Church Road and Old and new Md. Rt. 4, Fifth Election District, from AR-2, Agricultural-Residential, to I-1, General Industrial.

The Complete record, tape and minutes are on file in the Office of Land Use and Development.

PUBLIC HEARING - PROPOSED ORDINANCE ESTABLISHING A SPECIAL TAXING DISTRICT
SPRING VALLEY SUBDIVISION

Present: John Norris, County Engineer
Wilmer Bowles, interested citizen
Rose Adams, interested citizen

At this time the Commissioners conducted a public hearing on the Proposed Ordinance Establishing a Special Taxing District for the Construction of Roads and Drainage in the Spring Valley Subdivision, Eighth Election District.

The County Engineer read the Notice of Public Hearing.

After response to various questions and comments from the audience, the Commissioners advised that the record on this matter will remain open for at least ten days prior to a decision being made.

Hearing no further comments, the public hearing was closed.

This matter will be discussed at the Commissioners' December 6, 1978 meeting.

RESOLUTION NO. 78-65
BRETON BAY SHORE EROSION CONTROL DISTRICT

Present: John Norris, County Engineer

Mr. Norris advised that inasmuch as the Commissioners conducted a Public Hearing on the referenced matter on November 8, 1978, and the fact that a written petition from more than 75% of the property owners within the boundaries of the District and having received a favorable Feasibility Study from the Department of Natural Resources, it was his recommendation that the Commissioners adopt Resolution No. 78-65 establishing the Breton Bay Shore Erosion Control District. Mr. Norris added that Mr. Raymond McKean, owner of a tract of land adjoining the proposed district, has requested to be included in the District.

Therefore, Commissioner Parlett moved, seconded by Commissioner Dean to adopt the referenced resolution. All Commissioners present voted in favor.

ZONING DECISION RESOLUTION NO. Z-78-8
JAMES FINNACOM AND DARCHAP PROPERTIES PUD
CASE NO. 78-201


Having conducted a public hearing on October 25, 1978 on the application of James Finnacom to have approximately 47 acres of property located off of Willows Road and Shangri-La Drive, Eighth Election District, rezoned from R-3, Residential, to PDR-2, Planned Unit Development, Commissioner Jarboe moved, seconded by Commissioner Parlett, to approve and sign Zoning Decision Resolution No. Z-78-8. All Commissioners present voted infavor.

ORIENTATION SESSION - INCOMING BOARD OF COUNTY COMMISSIONERS

Present: George R. Aud, Commissioner President-Elect
David Sayre, Commissioner-Elect
Richard Arnold, Commissioner-Elect
Otis Wood, Director, Civil Defense
Gerda Manson, Personnel Officer
Frank Gerred, Director, Land Use and Development
Mary Salisbury, EDC, Chairman
Ward Miller, Economic Development Coordinator
John Baggett, Director, Recreation and Parks
Buck Briscoe, EDC, Director
John Norris, County Engineer

At this time the current Board of Commissioners and referenced staff person conducted an orientation with the incoming Board of County Commissioners. A session with other Departments will be held on Wednesday, November 29.

The meeting adjourned at 4:30 p.m.

Approved,

James M. McKay
President

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