

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, August 29, 1979

Present: Commissioner George R. Aud, President  
Commissioner Larry Millison, Vice-President  
Commissioner Richard D. Arnold  
Commissioner Ford L. Dean  
Edward V. Cox, County Administrator  
Judith A. Mullins, Recording Secretary

(Commissioner David F. Sayre was not present.)

The meeting was called to order at 9:20 a.m.

APPROVAL OF MINUTES

Commissioner Dean moved, seconded by Commissioner Arnold, to approve the minutes of the County Commissioners' meeting of Wednesday, August 15, 1979. All Commissioners voted in favor.

ENCUMBRANCE VOUCHERS

Commissioner Millison moved, seconded by Commissioner Arnold, to approve payment of the bills as submitted by the Director of Finance. All Commissioners voted in favor.

SUMMER EMPLOYMENT EXTENSION

With regard to last week's discussion concerning requests for extensions of summer employment, the Commissioners agreed to fund the extension for the St. Mary's County Tourist Information Center located at Charlotte Hall and the St. Clements Island Potomac Museum located at Colton's Point. The County Administrator advised that the remaining requests as outlined in the memorandum from the Director of the Summer Youth Employment Program should be handled through other means.

APPOINTMENT

CROWNSVILLE HOSPITAL BOARD

Commissioner Millison moved, seconded by Commissioner Arnold, to appoint Mrs. Edith Rogers to the Crownsville Hospital Board. All Commissioners voted in favor.

CLEARINGHOUSE PROJECT NO. 80-7-77  
STEP THREE WASTEWATER TREATMENT PLAN (IMPROVEMENTS AND SEWERAGE  
EXTENSIONS) - (APPLICANT: TOWN OF LEONARDTOWN)

The County Administrator presented the referenced clearinghouse project and 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.

CLEARINGHOUSE PROJECT NO. 80-8-219  
TECHNICAL AND SUPERVISORY ASSISTANCE PROJECT  
APPLICANT: ASSOCIATED CATHOLIC CHARITIES

The County Administrator presented the referenced clearinghouse project and 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.

CLEARINGHOUSE PROJECT NO. 80-8-190  
TRI- COUNTY HEAD START PROGRAM FOR FY 1980  
APPLICANT: TRI-COUNTY COMMUNITY ACTION COMMITTEE

The County Administrator presented the referenced clearinghouse project and 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.

CLEARINGHOUSE PROJECT NO. 80-8-178  
RURAL HOME REPAIR ACTION PROGRAM FOR THE POOR  
APPLICANT: TRI-COUNTY COMMUNITY ACTION COMMITTEE

The County Administrator presented the referenced clearinghouse project and 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.

TRANSPORTATION SYSTEM PROJECT

The County Administrator stated that the Department of Transportation has advised the County that federal funds are available to be utilized as capital and/or operating assistance for transportation system projects and they are requesting a county liaison person with regard to discussion of fiscal matters. Therefore, Mr. Cox recommended that Joseph O'Dell, Budget Officer, be appointed in that capacity. The Commissioners gave their concurrence.

COMMISSION ON AGING - AUDIT OF TITLE VII GRANT

The County Administrator presented a proposal from Jerry Colvin to do the audit of the Commission on Aging's Title VII (Nutrition Project) Grant. The Commissioners unanimously concurred.

APPROVAL OF PERSONNEL MANUAL UPDATE  
PERSONNEL AND PAY ACTIONS

With regard to last week's action by the Board of County Commissioners to adopt the Updated Personnel Manual, the County Administrator presented a memorandum from the Personnel Officer dated August 28, 1979 requesting authority to effect certain personnel and pay actions:

<u>ACTION</u>	<u>EFFECTIVE DATE</u>
Pay adjustments for Sheriff's Deputies, Jailor, and Communications Operators;	July 1, 1979
Promotions for Paul Raley, John Delozier, Bill Ball, and Rebecca Norris	July 1, 1979
Conversion of Part-Time employees who work more than 20 hours per week but less than 40 hours per week, to permanent appointment	September 3, 1979
Provide leave benefits for temporary and probationary employees. Allow accident and blood donor leave.	July 1, 1979
Discontinue County Commissioner approval for taking employee offprobation	July 1, 1979
Exempt incumbents of upgraded positions from competition.	July 1, 1979
Change the date merit increase is due to one year from date of last promotion	July 1, 1979

The Commissioners unanimously gave their approval of the above actions.

METROPOLITAN COMMISSION  
MONITORING OF WATER SUPPLY

The Commissioners reviewed correspondence from the Metropolitan Commission with their recommendations concerning the Water Policy Report prepared by the Health Department, the most important of which is the express concern of appointing someone to monitor the water supply. Commissioner Dean indicated that the Planning Commission will be submitting a resolution regarding this matter.

ALCOHOL FUEL DISCUSSION

Present: Henry Leskinen  
Dan Dawson  
John Norris, County Engineer

Mr. Leskinen and Mr. Dawson appeared before the Commissioners to present a summary on their Alcohol Fuel Research and Development Project and stated that they felt that they had met and even exceeded their preliminary goals. Two different type stills, solar and woodburning, were constructed and demonstrated with success and both are being improved upon.

Mr. Leskinen and Mr. Dawson recommended that the next step should be for the construction of a county-owned small ethanol plant, which would produce approximately 2,000 gallons per week. Mr. Leskinen stated the the 1974 Bailey Bill which prohibits the manufacturing of alcohol fuel, may not allow this to be done; however, they were confident that the bill could be amended that this project could be done.

The Commissioners stated they would work on the legal problems and requested Mr. Leskinen and Mr. Dawson to draft plans and a proposal for the Alcohol Fuel Project for review by the Board.

PROJECT NO. SM 76-7-1  
SPRING VALLEY ROAD IMPROVEMENTS

Present: John Norris, County Engineer

Mr. Norris presented a proposal from J. T. Hayden in the amount of \$7.25 per linear foot for construction of approximately 7,000 linear feet of concrete curbing and gutters at the Spring Valley Road improvements project. Commissioner Millison moved, seconded by Commissioner Arnold to accept the proposal from J. T. Hayden as set forth above. All Commissioners voted in favor.

ROAD RESOLUTION NO. R 80-4

Present: John Norris, County Engineer

The County Engineer presented the referenced Road Resolution renaming certain roads in Lanedon Subdivision, Second Election District as follows:

1. County Route 295, Brown Road, renamed to Mainway;
2. County Route 296, Brown Road, renamed to Lake Drive;
3. County Route 429, presently un-named to Lanedon Drive;

Commissioner Dean moved, seconded by Commissioner Arnold to adopt and sign Resolution No. R-80-4. All Commissioners voted in favor.

PROJECT NO. 76-7-1  
PROGRESS PAYMENT NO. 6  
SPRING VALLEY ROAD IMPROVEMENTS

Present: John Norris, County Engineer

Mr. Norris presented Progress Payment No. 6 payable to B. F. Asher in the amount of \$17,191.50 for the referenced project. Commissioner Millison moved, seconded by Commissioner Aud, to approve said payment. All Commissioner voted in favor.

APPROVAL OF PAYMENT  
MANHOLE AND INLET PROJECT - SPRING VALLEY ROADS

Present: John Norris, County Engineer

Mr. Norris presented a Partial Payment on Voucher No. 2856 in the amount of \$4,242 payable to Jim Mayonado for manholes and inlets on Spring Valley roads. Commissioner Dean moved, seconded by Commissioner Arnold, to approve said payment. All Commissioners voted in favor.

DRAINAGE PROBLEMS  
MORRIS DRIVE - ESSEX SOUTH

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that he had contacted Mr. Herman Hewitt and requested his permission to excavate a drainage channel on his property to alleviate storm drainage from Norris Drive. Mr. Norris advised that Mr. Hewitt was not desirous of granting the county the necessary authority to perform the work.

ST. INIGOES LANDING  
CERTIFICATE OF DEPOSIT

Present: John Norris, County Engineer

Mr. Norris stated that St. Mary's County has two Certificates of Deposit with First National Bank of St. Mary's for the St. Inigoes Landing Subdivision and J. Spence Howard Agent for the owner of the subdivision, is requesting an extension of dates of expiration of the Certificates to November 7, 1979 in order to coincide with the expiration of the Public Works Agreement. The Commissioners unanimously agreed to approve this extension.

SOTTERLY MANOR SUBDIVISION ROADS - SECTION II

Present: John Norris, County Engineer  
Mr. Burton, resident of Sotterly Manor

Mr. Norris advised the Commissioners that he had hoped to have the executed Public Works Agreement which sets up specific timetables for the developer to perform and the renewed bond. Mr. Norris stated that he has spoken with the attorney for the developer and the attorney indicated that the developer has a contractor for the project; however the contract has not been signed. Mr. Norris stated that there is no progress reports on the progress or activity at the subdivision.

Mr. Burton presented to the Commissioners photographs taken recently of Whiskey Creek Road in Sotterly Manor Subdivision which depicted the deplorable condition of this road, and requested the County to obtain a Court Order so that a proper road can be constructed.

The Commissioners agreed to discuss this matter with the County Attorney this afternoon.

Later in the meeting, the Commissioners discussed the above matter with the County Attorney, Joseph E. Bell, to ascertain what recourse the County has with regard to the access road to Sotterly Manor, Section II. Mr. Bell recommended that he explore the possibility of suing on the road bond. The Commissioners concurred and requested that if this recourse is possible, that he should pursue the matter.

PROJECT NO. SM 79-4-5  
AIRPORT TAXIWAY

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheet for the referenced project and action by the Commissioners was deferred until next week and the Commissioners requested Mr. Norris to solicit additional information from FAA and the Airport Committee.

DEPARTMENT OF TRANSPORTATION  
FUNDS FOR BRIDGE REPLACEMENT

Present: John Norris, County Engineer

Mr. Norris advised that the Department of Transportation has notified the County that federal funds will be available for bridge replacement in St. Mary's County in the amount of \$144,000. Mr. Norris stated that the county must designate a particular bridge for the expenditure of funds, which would go through the normal budget process; and therefore, recommended the Cloverhill-MacIntosh Bridge be so designated.

The Commissioners gave their concurrence.

ST. MARY'S INDUSTRIAL PARK  
DEED TO TAKE TITLE OF LAND

Present: John Norris, County Engineer

Mr. Norris displayed a plat of the St. Mary's Industrial Park property and stated that concurrence is needed by the Board for the County to take title to land that will be a right-of-way in the future.

The Commissioners gave their concurrence and stated that it should be understood that the County is accepting the property as a piece of land and not as a road.

COUNTRY LAKES P.U.D. PUBLIC WORKS AGREEMENT ADDENDUM PROPOSAL

The Commissioners reviewed draft proposals for the Public Works Agreement Addendum for Country Lakes submitted by Commissioners Dean and Aud. After review and certain amendments, the Commissioners agreed that the document should be typed in final and that the owners of Country Lakes P.U.D. should have an opportunity to review it and make any comments. The Commissioners will again discuss this Agreement at next week's meeting.

REZONING HEARING  
CASE NO. ZA 79-11  
SCRIVENER, JOHN T., SUSAN A., JOSEPH M., JEANETTE F.

Present: Joseph M. Scrivener, applicant  
John T. Scrivener, applicant  
James Kenney, attorney for applicant  
Bill Trossback, proponent  
Mrs. Edwards, interested citizen

Application was made by John T., Susan A., Joseph M. and Jeanette Francis Scrivener to have part of Parcel 11 of Tax Map 62, located on Cooper Creek in the Second Election District rezoned from R-1, Rural Residential to CM, Commercial Marine.

The complete file, minutes and tape are on file in the Office of Planning and Zoning.

ELMS PROPERTY - POWER PLANT SITING PROGRAM

Present: Howard A. Mueller, Power Plant Siting Program  
Dr. Paul Massicott, " " " "  
Marianne Chapman, Environmental Education  
John Baggett, Director, Recreation and Parks  
Frank Gerred, Director, Planning and Zoning

Representatives of the Power Plant Siting Program appeared before the Commissioners to give them an up-to-date report on the activities and programs of the Elms Property and the role played by the Department of Natural Resources in these activities. Areas discussed were the rental units, hunting program; beach development, environmental education and environmental studies. Mr. Baggett discussed the difficulty of obtaining a grant for various projects including erosion control at the beach area because of the short-lease terms with the Department of Natural Resources. It was agreed that a cooperative grant application would be prepared with Coastal Zone Management, Power Plant Siting Program and St. Mary's County.

In conclusion, Dr. Massicott recommended that the Commissioners reactivate the Elms Property Study Committee and offered the assistance of the Power Plant Siting Program with the Committee.

The Commissioners thanked the representatives for their presentation and assistance.

ALCOHOL FUEL DEVELOPMENT PROJECT

With regard to previous discussion at this week's meeting concerning the above, Commissioner Millison moved, seconded by Commissioner Dean, to appropriate up to \$25,000 for the purpose of the development of a county-owned ethanol plant on county property to produce alcohol from grain to be used in County buildings and automobiles and to hire Mr. Leskinen and Mr. Dawson for this project under the direction of the County Engineer and further that the specific details will be brought back to the Commissioners for approval. In addition it is understood that the expenditure of the \$25,000 will be more than repaid by the savings in the production of the alcohol fuel. Also, it should be noted that the County will attempt to obtain a reimbursable grant. All Commissioners voted in favor.



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EXECUTIVE SESSION

Present: Joseph E. Bell, II, County Attorney  
Frank Gerred, Director, Planning and Zoning  
James Kenney, Attorney, Cedar Cove

The Commissioners agreed to meet in Executive Session in order to discuss a matter of litigation (Cedar Cove). The Session was held from 3:00 p.m. to 4:30 p.m.

PUBLIC HOUSING COORDINATOR POSITION  
PROGRAMS MANAGER POSITION

Upon the recommendation of the Selection Committee, Commissioner Dean moved, seconded by Commissioner Millison, to select Mr. Joseph Mitchell to the position of Public Housing Coordinator, Grade 16-3, effective September 10, 1979; and further to select Ms. Gloria Jackson in the position of Programs Manager at Grade 13, effective September 10, 1979. All Commissioners voted in favor.

APPROVAL OF VOUCHER  
SURFACE TREATMENT PROGRAM

Present: John Norris, County Engineer

The Commissioners unanimously agreed to approve payment of Voucher No. 27207 payable to State Highway Administration in the amount of \$120,000 for the FY '80 Surface Treatment Program, as presented by the County Engineer.

CHANGE ORDER NO. 1  
PROJECT NO. 79-1-5  
ASPHALT OVERLAY PROJECT

Present: John Norris, County Engineer

The Commissioners agreed to approve payment of Change order No. 1, in the amount of \$26,590 payable to Dean Construction Company which provides for seeding, topsoil, etc. on the referenced project, as presented by the County Engineer.

RAILROAD RIGHT-OF-WAY AGREEMENT

Present: John Norris, County Engineer

Mr. Norris presented the amended Agreement among State Highway Administration, Southern Maryland Electric, Cooperative and St. Mary's County and recommended that the County execute the three copies of the Agreement and that it be transmitted to State Highway. Commissioner Dean moved, seconded by Commissioner Arnold to accept Mr. Norris' recommendation. All Commissioners voted in favor.

EXECUTIVE SESSION

Present: John Norris, County Engineer  
Dan Ichniowski, Highway Engineer

The Commissioners agreed to meet in Executive Session in order to discuss a matter of property acquisition (railroad-right-of way). The Session was held from 4:55 p.m. to 5:50 p.m.

COMMISSION ON AGING  
REVISED NOTIFICATION OF GRANT AWARD

The Commissioners unanimously approved the Revised Notification of Grant Award for the Title IIIB Commission on Aging Grant in the amount of \$33,606 for the period from October 1, 1978 to September 30, 1979.

BID AWARD  
PERMITS AND INSPECTION VEHICLE

The County Administrator presented the County Commissioners with bid documents indicating that the low bidder, Fenwick Ford, met all the specifications for the referenced vehicle with the exception of mud and snow tires. The Commissioners agreed to waive the tire requirement and to award the bid to Fenwick Ford as the low bidder in the amount of \$5,159.33, for use by the Plumbing Inspector in the Office of Permits and Inspection.

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SHERIFF'S DEPARTMENT OVERTIME

The County Administrator presented a request for overtime payment for the period of July 21, 1979 to August 17, 1979 as follows: \$494.08 for Sheriff's Deputies and \$162,92 for CID deputies. The Commissioners unanimously approved the requested overtime payment.

The meeting adjourned at 6:00 p.m.

Approved,

  
George R. Add, President

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