

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, May 13, 1980

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

(Commissioner Aud was not present.)

The meeting was called to order at 9:15 a.m.

VICTIM/WITNESS ASSISTANCE GRANT

Present: Neal Myerberg, State's Attorney
Andrew Miller, Criminal Justice Planner
Governor's Commission on Law Enforcement

As a follow up to a suggestion by the Commissioners that the State's Attorney revise the referenced grant for one and a half employees from three and present same to the Commissioners for discussion, Mr. Myerberg and Mr. Miller explained the purpose and advantages of the grant. Mr. Myerberg advised the Commissioners as to the numbers of victims and witnesses that go through the Courts which he felt gave support to the need for the 1½ personnel as set forth in the grant.

After discussion, Commissioner Dean moved, seconded by Commissioner Sayre, to approve the submission of the grant application provided the application is revised to one and a half employees rather than three as previously submitted. Commissioners Dean and Sayre voted in favor and Commissioner Arnold and Millison voted against. The recorded vote of Commissioner Aud was disallowed by the chair. The motion died for lack of a majority.

COOPERATIVE REIMBURSEMENT PROGRAM GRANT

Present: Neal Myerberg, State's Attorney

In response to a question raised by the Commissioners at last week's meeting, Mr. Myerberg explained the increase of the salary for the Assistant State's Attorney (Michael Davis) from \$12,000 to \$20,000 per year. He stated that Mr. Davis will increase his time with the State's Attorney's Office from one day a week to five days.

After discussion and as agreed to at last week's meeting, the Commissioners agreed to forward the grant application for the Cooperative Reimbursement Program to the State.

COPPAGE PROPERTY
ST. MARY'S RIVER WATERSHED SITE

Present: Albert Focer, Surveyor
Joseph E. Bell, II, County Attorney

The Commissioners agreed to meet in Executive Session in order to discuss a matter of potential litigation. The Session was held from 10:00 a.m. to 10:30 a.m.

LOCAL COMMITTEE FOR MARYLAND HISTORICAL TRUST

Present: Beth McCoy
Mary Jansson
Fenner Boyd
Jackie Bowes
Bruce Perrygo

The referenced members of the local committee for Maryland Historical Trust appeared before the Commissioners to present an up-to-date report on the activities of the committee. A slide presentation was shown depicting the various historical residences and areas of St. Mary's County, and Mrs. McCoy explained that the Committee prepares nominations for properties to be listed in the National Register of Historic Places.

In closing, Mrs. McCoy requested that consideration be given prior to demolition permits being issued by the County, and the Commissioners responded that notice will be given to the Permits Office that prior to any such permit being issued, that the Historical Trust be notified so that they can make a determination if there is any historical significance in the site.

PRESS CONFERENCE

Present: Matt Kaye, WKIK
Rick Boyd, Enterprise
Chris Harvey, Beacon
Marion Myles, Beacon

The Commissioners conducted their regular monthly Press Conference. A tape of the Conference is on file in the Commissioners' Office.

EXECUTIVE SESSION

Present: Sheriff Somerville

The Commissioners agreed to meet in Executive Session in order to discuss a matter of Personnel. The Session was held from

12:15 p.m. to 12:30 p.m.

INDUSTRIAL SITE PLAN - ST. MARY'S SALVAGE COMPANY
STSP #80-1597

Present: Frank Gerred, Director, Planning and Zoning
Val R. Brynteson, Applicant
Mr. and Mrs. Anderson, Adjacent Property Owner
Carol Russell,

Mr. Gerred presented the referenced site plan to the Commissioners for approval for the construction of a 60' by 20' addition to the existing building located on Tax Map 34, Block 2, Parcel 522, Lot 2, Section 1 of the St. Mary's Industrial Park. Mr. Gerred advised that the request was in compliance with the requirements of the Zoning Ordinance; however, at the request of the adjacent property owner, he stated that a buffer area around the site will be required.

After discussion and comments by the adjacent property owners, Commissioner Sayre moved, seconded by Commissioner Arnold, to approve STSP #80-1579 for St. Mary's Salvage, for a 20' by 60' addition, with the inclusion of a proper buffer area. All Commissioners present voted in favor.

EMERGENCY COMMUNICATIONS SYSTEM

Present: Otis Wood, Director, Civil Defense
Tom Oliver, Asst. Director, Civil Defense
Sheriff Joseph Lee Somerville
Gene Pellillo, Deputy, Sheriff's Department
Phil Cooper, Deputy, Sheriff's Department
Greg Copado, Deputy, Sheriff's Department
Larry Harrison, Southern Maryland Communications

The Commissioners were informed concerning the current communications problems caused both by "dead" spots and loss of signal in the fringe areas of the County. It was admitted that the first problem is almost incorrectable. It was proposed that the second problem could be resolved in either of two ways. The cheapest solution would be to raise the present Sheriff's antenna at Lovellville at an approximate cost of \$4,000. The more expensive solution would be to establish a signal relay system comprised of at least two additional towers and transformers at an approximate cost of \$15,000 not including running of line and continued line costs.

The Commissioners agreed that the problem should be resolved and requested that those in attendance develop more specific data, especially detailed cost analysis.

DECLARATION FOR USE OF OPEN SPACE FUNDS
HOLLYWOOD AND FIFTH DISTRICT PARKS

On behalf of the Director of Recreation and Parks, the County Administrator presented a Declaration for use of Open Space Funds for Hollywood Park and Fifth District Park.

Commissioner Dean moved, seconded by Commissioner Sayre, to approve and sign said Declaration. All Commissioners present voted in favor.

BUDGET AMENDMENT NO. 80-49

On behalf of the Budget Officer, the County Administrator presented Budget Amendment No. 80-49 setting forth the following account transfer:

Increase Account No. 1832-2811 (Fuel, Oil and Service) by \$1,650 and Account No. 1832-6222 (Margaret Brent) by \$6,000.

Decrease Account No. 1812-1111 (Salaries) by \$1,650 and Account No. 1832-6112 (Charlotte Hall) by \$6,000.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve Budget Amendment No 80-49. All Commissioners voted in favor.

NOTIFICATION OF GRANT AWARD
COMMISSION ON AGING - TITLE III-B

The County Administrator presented a revised Notification of Grant Award dated May 2, 1980 from the State Office on Aging for Title III-B in the amount of \$55,047.

Commissioner Sayre moved, seconded by Commissioner Dean, to approve said revised NGA. All Commissioners presented voted in favor.

COMPREHENSIVE EMPLOYMENT TRAINING ACT (CETA)
SUMMER YOUTH EMPLOYMENT PROGRAM

The County Administrator presented a request for funding for 70 positions under the Comprehensive Employment Training Act (CETA) for the Summer Youth Employment Program.

Commissioner Dean moved, seconded by Commissioner Sayre, to authorize Commissioner Vice-President Millison to sign said

application to be forwarded to the State Department of Human Resources. All Commissioners present voted in favor.

ENCUMBRANCE VOUCHERS

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

OYSTER SEED AREA

The County Administrator presented correspondence dated May 8, 1980 from Potomac River Fisheries Commission with regard to the County's request for an oyster seed area and requesting clarification to this request. Commissioner Arnold advised the Commissioners that he spoke with the Chairman of the Fisheries Commission and explained what St. Mary's County's intent was and therefore requested the County Administrator to prepare correspondence for the Commissioners' signatures setting forth the area that the County is requesting for oyster seeding.

SIMUEL ROAD - REQUEST FOR IMPROVEMENTS

Present: Herbert Simuel, Property Owner
Other Property Owners
John Norris, County Engineer

Mr. Simuel explained that the purpose of this meeting was to request the County's assistance in improving Simuel Road in Carver Heights, Lexington Park. He stated that the road is badly in need of repairs.

Mr. Norris advised that Simuel Road is not in the County Road System, but a private road.

Commissioner Millison explained to the property owners the process for establishing a special taxing district for road improvements; that the majority of the owners would have to be in favor and the fact that there would be a yearly assessment.

Discussion ensued as to the length of the road to be repaired, cost, and extent of improvement.

In conclusion, the Commissioners requested Mr. Norris to work up the details and arrange for a public meeting in the Carver Heights area with the property owners.

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SOUTHAMPTON SUBDIVISION
ENTRANCE PERMITS

Present: Robert Pogue, Developer
John Norris, County Engineer

Mr. Pogue appeared before the Commissioners to request a waiver of certain Road Ordinance requirements for curb and guttering for the four lots he owns in Southampton Subdivision. He stated that he was unable to obtain entrance permits because of this requirement.

Mr. Norris explained that this was a resubdivision of Southampton and that the Road Ordinance requires replacement of the curb along the entire frontage of the property.

After discussion, Commissioner Dean moved, seconded by Commissioner Arnold, to grant the waiver of the Road Ordinance requirement to replace the entire curb; however, Mr. Pogue will have to still obtain entrance permits and tie the curbs into the existing curbing. All Commissioners present voted in favor.

MARGARET BRENT GYMNASIUM
PLUMBING AND HEATING

Present: John Norris, County Engineer

Mr. Norris presented a request for payment to C & C Plumbing and Heating Company in the amount of \$6,250 (representing half payment) for plumbing modifications and heating system.

The Commissioners gave their concurrence to make this payment.

PROJECT NO. 80-5-6
ST. ANDREWS LANDFILL TIMBER REMOVAL

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that no bids were received on the referenced project and stated that he would rebid it as soon as the stream crossing is constructed.

PROJECT NO. 80-1-3
EAST ESSEX STORM DRAINAGE IMPROVEMENTS

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheet for the referenced project and advised the Commissioners that Allston Excavating

was the lowest bidder. However, the developer was to share in the project costs and Mr. Norris stated that he has not heard from him. He stated that he will contact the developer after which he will return with a formal awarding of the bid by the Commissioners.

PROJECT NO. SM 79-4-7(A-E)
DISTRICT COURT RENOVATIONS

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheet for the referenced project for General Construction, Mechanical, Electrical, Painting and Carpeting. He stated that there were several errors in the bidding for General Construction, Mechanical and Painting.

After discussion, the Commissioners agreed that pending concurrence from the State of Maryland and certification of funding, that the bid for carpeting be awarded to Griffin Carpet and the electrical work to Tom's Electric.

Mr. Norris will rebid the General Construction, Mechanical and Painting and will return to the Commissioners for formal award of all the bids at a later date.

PUBLIC WORKS AGREEMENT ADDENDUM
CHICKASAW RUN SUBDIVISION

Present: John Norris, County Engineer

Mr. Norris presented an Addendum to the Public Works Agreement by and between Jeremy J.H. Gillam and Francine S. Gillam extending the deadline for completion of the roads in Chickasaw Run Subdivision from February 10, 1980 to February 10, 1981.

Commissioner Millison moved, seconded by Commissioner Dean, to accept said Addendum and upon recommendation of the County Engineer that the "Stop Work Order" be lifted. All Commissioners voted in favor.

CHAMBER OF COMMERCE - TOURIST INFORMATION CENTER

Commissioner Dean stated that as he suggested last week, he spoke with Mrs. Kenney and Mr. Burch of the Chamber of Commerce concerning the use of a mobile unit for the Tourist Information Center and the Chamber was still of the opinion that they did not feel that a trailer was suitable for their needs. He stated that

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perhaps there should not be a Tourist Information Center this year and that in the meantime the Commissioners chart a course for next year. He stated that the Chamber was agreeable to this. Therefore, Commissioner Dean suggested, with the Board's concurrence, that the County Administrator prepare correspondence to the Chamber of Commerce stating in clear terms that the Commissioners are willing to support the Tourist Information Center in a mobile unit for this year, but if not acceptable, not have a Center this year, and that there would be a meeting in the near future to discuss next year's plan.

REZONING HEARING
ZA #80-1407 - SAFEWAY

Present: Frank Gerred, Director, Planning and Zoning

The Commissioners opened the Public Hearing on the referenced rezoning case and stated that the hearing will be postponed until May 27, 1980 at 3:00.

COMMUNITY DEVELOPMENT BLOCK GRANT COORDINATOR POSITION
OFFICE OF PLANNING AND ZONING

The County Administrator presented a memorandum dated May 13, 1980 from the Personnel Officer recommending employment of Mr. Robert O. Guyther for the position of Community Development Block Grant Coordinator in the Office of Planning and Zoning, Grade 14. Said position is funded by the CDBG as explained in the Commissioners' meeting of April 22, 1980.

Commissioner Arnold moved, seconded by Commissioner Sayre, to accept this recommendation. All Commissioners voted in favor.

The meeting adjourned at 3:15 p.m.

Approved,


George R. Aud
President