

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, March 24, 1981

Present: Commissioner George R. Aud, President
 Commissioner Larry Millison, Vice-President
 Commissioner Richard D. Arnold
 Commissioner Ford L. Dean
 Commissioner David F. Sayre
 Joseph P. O'Dell, Budget Officer
 Judith A. Mullins, Recording Secretary

The meeting was called to order at 1:00 p.m.

APPROVAL OF VOUCHERS

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

REZONING HEARINGZONE #80-2651LEONARD S. FULCHER

Present: Leonard S. Fulcher, applicant
 Karen Abrams, attorney for applicant
 Frank Gerred, Director, Planning and Zoning
 Anita Meridith, Recording Secretary

The Commissioners conducted a public hearing on the application of Leonard S. Fulcher to rezone approximately eight and one-half acres located at the corner of Hermanville Road and Maryland Rt. 235, Lots 500-1 - 500-5 of Hermanville Estates, Eighth Election District, Tax Map 52, Block 8, p/o Parcel 144, from AR, Agricultural-Residential, to C-1, Commercial.

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

PUBLIC HEARINGTEXT AMENDMENTS TO ZONING ORDINANCEZONE #80-3379ZONE #80-3380

Present: Frank Gerred, Director, Planning and Zoning
 Anita Meridith, Recording Secretary

The Commissioners conducted a public hearing on the following text amendments to the Zoning Ordinance as follows:

ZONE #80-3379 - To create a new zoning district, COMMERCIAL LIMITED - OFFICE (CL-0), to provide for small odd-shaped parcels of land created due to public taking of land for public or semi-public facilities or utilities.

ZONE #80-3380 - Addition to Article 3, Section 36.01.4 to allow residential use for caretaker purposes in an I-1, Industrial Zone.

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

REQUEST FOR STUDY
RURAL SERVICE CENTER - VALLEY LEE

Present: Frank Gerred, Director, Planning and Zoning

Mr. Gerred advised the Commissioners that he has received a request for a Rural Service Center in the Valley Lee area and therefore requested authorization from the Commissioners to proceed with a study. The Commissioners gave their concurrence.

HISTORIC DISTRICT COMMISSION AMENDMENTS
ST. MARY'S COUNTY ZONING ORDINANCE

Present: Frank Gerred, Director, Planning and Zoning
Linda Bronsdon, Assistant Planner

As previously requested, Mr. Gerred and Miss Bronsdon reviewed with the Commissioners the proposed amendments to the Historic District section of the Zoning Ordinance. After review and discussion, the Commissioners advised that they would take this matter under consideration and make a decision in two weeks time.

SOLID WASTE MANAGEMENT PLAN

Present: Frank Gerred, Director, Office of Planning and Zoning

As a follow up to the public hearing held March 3, 1981 and previous discussion, Commissioner Dean moved, seconded by Commissioner Sayre, to request Mr. Gerred to draft the appropriate Resolution adopting the Solid Waste Management plan. All Commissioners voted in favor.

APPOINTMENTS
ST. MARY'S COUNCIL FOR CHILDREN AND YOUTH

Commissioner Arnold moved, seconded by Commissioner Sayre, with motion unanimously carried, to appoint the following individuals to the Council on Children and Youth for terms to expire as indicated:

<u>MEMBER</u>	<u>TERM TO EXPIRE</u>
Julie Heath	December 31, 1981
Rev. Edward T. Hill	December 31, 1981
Mary Novotny	December 31, 1983

CLEARINGHOUSE PROJECT NO. 81-3-650
FmHA HOUSING LOAN - ST. MARY'S VILLAGE

On behalf of the County Administrator, the Budget Officer presented the referenced clearinghouse project which is for rehabilitation of the St. Mary's Academy residence building for the elderly and handicapped. After checking with the Leonardtown Commissioners, the County Commissioners agreed to forward it to the State with the comment that it is not inconsistent with this agency's plans, programs or objectives and further adding that the Zoning Amendment is to be consistent and coordinated with the Town Commissioners of Leonardtown.

BUDGET AMENDMENT NO. 81-45
COUNTY ENGINEER
PURCHASING AND LOGISTICS

The Budget Officer presented the referenced Budget Amendment for the Commissioners' approval as follows:

Increase Account No. 1092-2701 (Building Repairs and Alterations) in the amount of \$6,713; decrease Account No. 1243-2211 (Rental Account - Landfill) by like amount.

Commissioner Dean moved, seconded by Commissioner Sayre, to approve Budget Amendment No. 81-45 as presented by the Budget Officer. All Commissioners voted in favor.

COASTAL ZONE MANAGEMENT PROGRAM
RESOLUTION NO. 81-19

On behalf of the Office of Planning and Zoning, the Budget Officer presented the referenced Resolution urging Congress to support the Coastal Zone Management Program. Commissioner Aud moved, seconded by Commissioner Sayre, to approve and sign said Resolution. All Commissioners voted in favor.

ACCEPTANCE OF DEED
CARVER HEIGHTS ANNEX BUILDING

The Budget Officer presented a Deed dated March 24, 1981 by and between the Board of Education of St. Mary's County and the Board of County Commissioners of St. Mary's County conveying Carver Annex building to the Commissioners. Commissioner Arnold moved, seconded by Commissioner Dean, to accept said Deed. All Commissioners voted in favor.

PROCLAMATION NO. 81-18
MARYLAND DAY

The Commissioners agreed to sign Proclamation No. 81-18 proclaiming March 25, 1981 as Maryland Day and March 29, 1981 and observance of Maryland Day of March 29, 1981.

CORRESPONDENCE TO EDWARD WILLIAMS AND VIRGINIA NOLAN

The Budget Officer prepared correspondence prepared by the County Administrator to Mr. Edward Williams and Virginia Nolan in response to their presentation last week regarding a proposal for a clothing manufacturing business at the Carver Annex building. The Commissioners agreed to sign and forward said letter.

ASSISTANT ANIMAL WARDEN POSITION

The Commissioners reviewed a memorandum from the Personnel Officer recommending the appointment of Mr. David Morgan to the position of Assistant Animal Warden in the County Administrator's Office, Grade 7. Commissioner Dean moved, seconded by Commissioner Sayre, to make this appointment, effective April 8, 1981. All Commissioners voted in favor.

TERMINATION OF CETA POSITIONS

Mr. O'Dell reviewed with the Commissioners the memorandum from the Personnel Officer regarding the termination of the Title II and Title VI CETA positions. He stated that several of these positions have been recommended for funding in FY '82 and recommended that the Commissioners postpone a decision on this matter until next week's meeting. The Commissioners agreed that they review these positions and the impact they have on each department and make a decision next week.

BID TALLY SHEET
SHERIFF'S RADIO AND BASE STATION

Present: Paul Raley, Director, Purchasing and Logistics

Mr. Raley appeared before the Commissioners to recommend that the Commissioners accept the bid from General Electric in the amount of \$5,271.00 for the referenced project. He stated that General Electric was not the lowest bidder; however, because St. Mary's County has 90% General Electric equipment at the time, and because of time delay in repairs from Motorola, in addition to other reasons as listed in the Sheriff's letter dated March 24, 1981, that the Sheriff recommended awarding the bid to General Electric.

Commissioner Dean moved, seconded by Commissioner Arnold, to accept the Sheriff's and Mr. Raley's recommendation and award the bid to General Electric because of the availability of maintenance and parts. All Commissioners voted in favor.

(Commissioner Millison left the meeting at 2:30 p.m.)

PERSONNEL - COUNTY ENGINEER'S OFFICE

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that he will be losing two individuals in his office, Mark Hammett and Chuck Dammers, and therefore requested consideration by the Commissioners to extend the draftsman CETA position for two months until the return of Glenn Gass using the budgeted salary account.

The Commissioners stated that they would take this request under advisement and make a decision next week.

DETERIORATION OF TUDOR HALL LIBRARY

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that he received correspondence from the Director of Purchasing and Logistics indicating that the library in Tudor Hall was in deteriorating condition and that separation from the south wall was continuing. Mr. Norris indicated that he would look into this matter and felt that action will be needed.

PROJECT NO. SM 81-5-3
PITCH-IN-PROGRAM

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheet for the referenced project, stating that bids were solicited from Buddy Thompson and John V. Curtis for once-a-week, twice-a-week and three times a week pickup service. Only one bid was received, which was from Buddy Thompson. The Commissioners agreed to make a decision at next week's meeting.

LEXINGTON PARK HEALTH DEPARTMENT BUILDING
FACILITIES FOR THE HANDICAPPED

Present: John Norris, County Engineer

Mr. Norris stated that relevant to the Commissioners decision to provide facilities for the handicapped at the Health Department building in order to receive matching funds from the State, he recommended approval to award the contract to Johnson Builders in the amount of \$3,210.00. The Commissioners gave their concurrence.

REQUEST FOR WIDENING OF FAR CRY ROAD

Present: John Norris, County Engineer

Mr. Norris advised that he has received a number of requests for the widening and surfacing of Far Cry Road. The Commissioners

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requested that Mr. Norris obtain an estimate and return to the Commissioners for a decision.

REQUEST FOR QUARRY OPERATION
BRETON BEACH ROAD

Present: John Norris, County Engineer

Mr. Norris stated that the County has received a request for a Conditional Use quarry operation off of Breton Beach Road, which would adversely impact this road. He stated that the developer has approached the County and proposed that maintenance required on the road be performed by State Highway Administration with the charges being paid for by the developer. After discussion, the Commissioners were of the opinion that the developer should pay the costs, but should not impact on the County's maintenance forces and capabilities. The Commissioners directed Mr. Norris to contact the County Attorney on this matter.

(Commissioner Millison returned - 2:45 p.m.)

BUDGETARY MATTERS
STATE'S ATTORNEY'S OFFICE

Present: Joseph P. O'Dell, Budget Officer

Mr. O'Dell advised the Commissioners that the State's Attorney has requested the Commissioners to invoke the provisions of Article 10, Section 40S which he stated requires the Commissioners to reinstate the Assistant State's Attorney's position in the FY '82 budget. After discussion, the Commissioners disagreed with the opinion of the State's Attorney and Commissioner Dean offered to discuss this matter with the County Attorney; however, in the absence of an opinion by the County Attorney, the Commissioners were still withholding the inclusion of that position in the Recommended County Budget for FY '82.

TRI-COUNTY COUNCIL

Present: Joseph P. O'Dell, Budget Officer

In discussing the Recommended Budget for FY '82, Commissioner Millison raised the question of increased funding for the Tri-County Council. He stated that he opposed the County's participation in the funding. After discussion, the Commissioners agreed to continue funding at the current level of \$9,000 and left it in the budget as recommended.

REVIEW OF RECOMMENDED BUDGET - FY '82

Present: Joseph P. O'Dell, Budget Officer

After review and discussion of the FY '82 Recommended Budget and the Budget Officer's recommendations, the Commissioners agreed that the budget was in such form to take to the public hearings on April 22 and 23 and that there were no changes to be made until said hearings are held. The Commissioners agreed to sign the Recommended FY '82 budget at next week's meeting.

TAXPAYERS' ASSOCIATION
BUDGETARY CONCERNS

Present: Claude Jarboe

Mr. Jarboe appeared before the Commissioners to advise that he was in full agreement with the Budget as recommended and hoped that the Commissioners would be able to decrease taxes in the FY '83 Budget.

(Commissioners Aud and Dean left the meeting at 4:30 and returned at 4:40 p.m.)

TEACHERS' ASSOCIATION BUDGETARY CONCERNS

Present: Karl Pence, Vice President

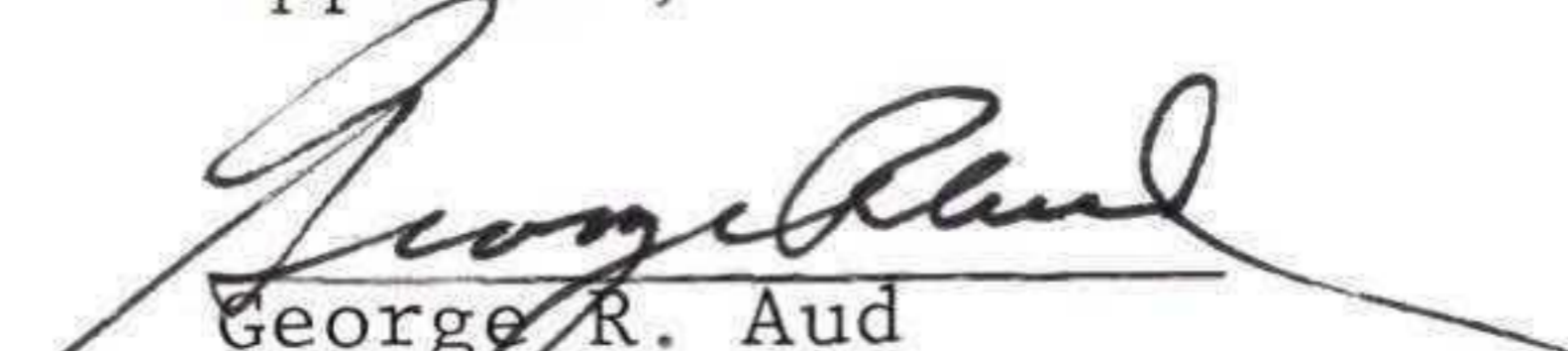
On behalf of the Teachers' Association, Mr. Pence requested the Commissioners' consideration for a cost-of-living increase for the teachers of St. Mary's County in order to meet the increased costs of being an educator. The Commissioners thanked Mr. Pence for his concerns.

LEXWOOD PARKS AND RECREATION FEE

The Commissioners reviewed correspondence from Oliver Guyther dated March 24, 1981 regarding the Recreation fee for Lexwoods Park Apartments and setting forth a three-step procedure. The Commissioners agreed that the County Attorney be contacted and if he is in concurrence with this procedure, then Mr. Guyther should be notified of the Board's concurrence. If the County Attorney does not agree that it should be returned to the Commissioners for further discussion.

The meeting adjourned at 5:00 p.m.

Approved,


George R. Aud
President