

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, July 20, 1982

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 Sayre was not present due to illness.)

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

APPROVAL OF MINUTES

Commissioner Dean moved, seconded by Commissioner Arnold, to approve the minutes of the Commissioners' meeting of July 13, 1982, as corrected. Motion unanimously carried.

APPROVAL OF BILLS

Commissioner Millison moved, seconded by Commissioner Dean, to approve payment of the bills as submitted by the Director of Finance. Motion unanimously carried.

MATTAPANY ROAD

DEED AND RIGHT OF ENTRY AGREEMENT

On behalf of the County Engineer, the County Administrator presented a Deed and Right of Entry Agreement dated June 22, 1982 by and between St. Mary's College and the Board of County Commissioners for the Commissioners' approval.

Commissioner Arnold moved, seconded by Commissioner Millison, to approve and authorize Commissioner President Aud to sign said Deed and Right-of-Entry Agreement. Motion unanimously carried.

McINTOSH ROAD

DEED AND RIGHT OF ENTRY AGREEMENT

On behalf of the County Engineer, the County Administrator presented the following Deed and Right of Entry Agreements relative to the reconstruction of McIntosh Road:

1. Dated July 16, 1982 by and between Joseph Spears and the Board of County Commissioners of St. Mary's County.
2. Dated July 18, 1982 by and between Joseph W. and Mary A. Somerville;
3. Dated July 12, 1982 by and between Robert T. and Ruth A. Mack and the Board of County Commissioners.

Commissioner Arnold moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign said Agreements. Motion unanimously carried.

SALARY ADJUSTMENT
JUDGE OF THE CIRCUIT COURT'S SECRETARY

Commissioner Aud moved, seconded by Commissioner Arnold, to approve the salary adjustment for the Secretary to the Judge of Circuit Court from Grade 11-6 to Grade 12-4, effective July 1, 1982. Motion unanimously carried.

ST. MARY'S SENIOR HOUSING PROJECT (SHIPPING POINT)

The County Administrator presented correspondence dated July 14, 1982 from the Department of Housing and Urban Development notifying the County of the review for 30 units for low income elderly to be placed at the property known as Shipping Point. The County Administrator recommended that the Board of County Commissioners respond to HUD stating that the project is consistent with the County's housing assistance plan.

Secondly, Mr. Cox advised that HUD officials will be visiting the County to review the site and to confirm the establishment of the sponsoring and implementing corporations which have been recently formed for this housing project. A part of the corporation review requires an examination of bank accounts for the corporation which in the project application are stated to contain the approximate amount of \$16,000. Previously, the Board of County Commissioners indicated agreement with the State Office on Aging to contribute on a 50-50 match basis \$8,000 to provide for consultant services in the filing of the HUD application. Mr. Cox requested County Commissioner approval for the funding of the County's share and the forwarding of same to the newly established corporation (St. Mary's Senior Housing, Inc.) for placement in its bank account to comply with HUD requirements.

The Commissioners gave their concurrence in both issues.

COASTAL ZONE MANAGEMENT CONTRACT
OFFICE OF PLANNING AND ZONING

The County Administrator presented the Coastal Zone Management Contractual Agreement by and between St. Mary's County and the Department of Natural Resources, Coastal Resources Division in the amount of \$16,000 for the provision of coastal zone management. These funds will be used to offset the salary of the Assistant Planner.

Commissioner Dean moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign said Contract. Motion unanimously carried.

LEASE AGREEMENT
LEONARDTOWN ARMORY

The County Administrator presented a Lease Agreement dated July 9, 1982 by and between the State of Maryland and St. Mary's County on a 25-year lease basis for use by the County as a possible site for the Library.

Commissioner Millison moved, seconded by Commissioner Arnold, to approve and sign said Lease Agreement. Motion unanimously carried.

SOUTHERN MARYLAND REGIONAL LIBRARY ASSOCIATION
GRANT APPLICATION

The County Administrator presented a Grant Application for the Southern Maryland Regional Library Association in the total project amount of \$59,950 (\$43,350 - Federal). The purpose of the grant is to fund a computerized system to provide data for the tri-county area pertaining to a variety of publications. Mr. Cox advised that a letter of support from the Commissioners is requested from the Library Association.

The Commissioners gave their concurrence and authorized Commissioner Aud to sign said letter upon preparation.

SENIOR CITIZENS LUNCH PROGRAM

The County Administrator presented an Agreement dated June 30, 1982 by and between St. Mary's County Public Schools and the St. Mary's County Office on Aging for the provision of services in connection with the Senior Citizens Lunch Program.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve and authorize Commissioner President Aud to sign said Agreement. Motion unanimously carried.

REQUEST FOR STREET LIGHT
AMBER HOUSE ENTRANCE

The County Administrator advised that a request has been received for the installation of a street light on Great Mills Road at the entrance to the Amber House Nursing Home. Commissioner Aud moved, seconded by Commissioner Arnold, to request the installation of said light. Motion unanimously carried.

LEXWOODS APARTMENTS
REQUEST FOR ADDITIONAL CIVILIAN HOUSING

The County Administrator advised that a request has been received for a letter of endorsement from the Board of County Commissioners regarding the needs for additional units at Lexwoods Apartments for civilian residents.

The Commissioners gave their concurrence.

PROJECT GATEWAY I
NOTIFICATION OF GRANT AWARD

The County Administrator presented a Notification of Grant Award from the State Office on Aging dated July 2, 1982 in the amount of \$15,000 for the Project Gateway I.

Commissioner Millison moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign said NGA. Motion unanimously carried.

SALARY ADJUSTMENT
DIRECTOR, RECREATION AND PARKS

Commissioner Millison moved, seconded by Commissioner Aud, to approve the salary adjustment for Mr. John Baggett, Director, Recreation and Parks from Grade 17-6 to Grade 18-4, effective July 18, 1982. Motion unanimously carried.

AMERICAN WIND SYMPHONY ORCHESTRA

Present: Betty Wilson, Coordinator

Mrs. Wilson appeared before the Commissioners to apprise them of the possibility of having the American Wind Symphony Orchestra appear in St. Mary's County some time next Spring. She stated that the Orchestra is housed in Pittsburgh and will be making an Eastern Coast tour, and she is in the process of trying to get them to come to St. Mary's County, possibly St. Mary's City and the Naval Air Station. The orchestra is situated in the water on a barge during their performance. She stated that in order to accomplish this in the County, it will take community involvement. The concerts are free and she stated that this would be quite a unique experience for St. Mary's County.

The Commissioners expressed their support and requested that they be kept apprised regularly of the progress she is making in this endeavor.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

The Commissioners agreed to meet in Executive Session in order to discuss matters of Personnel (consideration of appointments to Boards, Committees and Commissions). The Session was held from 10:30 a.m. to 12:15 p.m.

ST. MARY'S RIVER WATERSHED PROJECT
SITE NO. 2

Present: Fred Eskew, Asst. Secretary, Dept. of Natural Resources
Tom Andrews, Director, Water Resources Adm.
Mike Nelson, DNR Liaison
Gerald Calhoun, State Soil Conservation Service
John Hall, Soil Conservation Service
James Beaven, Soil Conservation District Supervisor
James Woodburn, " " "
Gary Hodge, Director, Tri-County Council
Steve Bunker, Tri-County Council
Frank Gerred, Director, Planning & Zoning
John Baggett, Director, Recreation and Parks

Mr. Andrews explained that the purpose of this meeting is to discuss the status of the funding for this project as well as the problems encountered with trying to obtain the Army Corps of Engineer permit. Approval of the project by State and Federal agencies had been received in 1969 for the watershed project; however, the Corps of Engineers has not made the decision regarding the issuance of permits. Opposition statements have been submitted by two federal agencies; Fish and Wildlife Administration and Environmental Protection Agency.

Fish and Wildlife Administration expressed a concern about the effect on the tidal wetlands and the Environmental Impact Statement. Mr. Andrews stated that two other organizations, Audobon Society and Chesapeake Bay Foundation, have also submitted opposition and has requested a public hearing. Mr. Andrews advised that the Department of Natural Resources is of the opinion that the project is beneficial to the County in terms of sedimentation and flood control and has agreed to consider creating an additional 50 acres for wetlands.

In summing up the situation, Mr. Andrews stated that the Corps of Engineers has two decisions to make:

1. Whether or not to hold a public hearing;
2. Whether or not to issue the permit. The decision for issuing the permit may be elevated to the New York Division of the Army Corps of Engineers and perhaps to Washington. In addition, if the permit is issued, there is a strong possibility that there would be litigation which would further delay the project.

In presenting the financial update, Mr. Calhoun stated that funding for the project in this fiscal year looked favorable; however, after October 1 it would go back into a priority list and funding would be decided from a list of nation-wide projects.

The Commissioners advised that they concurred with the Department of Natural Resource and Soil Conservation in the support of the St. Mary's River Watershed Project Site #2 and would urge our Congressional Delegation to intervene with the Army Corps of Engineers to have the permit approval process expedited. Further, correspondence would be forwarded to the Corps of Engineers from the Commissioners expressing support of the project and requesting approval of the permit.

COMMERCIAL GILL NETTING OF BLUEFISH

Present: Gary Hodge, Director, Tri-County Council
Steve Bunker, Tri-County Council

As a follow up to a meeting held Thursday, July 15, Mr. Hodge appeared before the Commissioners to present a list of prospective attorneys from which the County could select for legal action to stop the commercial gill netting of bluefish in the Chesapeake Bay.

The Commissioners advised that they would like to see a resume' on each of the attorneys prior to making a decision, but would like to be able to make a selection at next week's meeting.

SEYMOUR JUNK YARD

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

As a follow up to discussion held by the Commissioners at their June 22, 1982 meeting regarding complaints about Seymour Junk Yard customers parking along Old Rt. 5, Mr. Gerred advised that adequate parking is not provided at the site. He stated that it is a previously existing, non-conforming use and the Office of Planning & Zoning has no site plan control over it. Therefore, Mr. Gerred recommended that a "No Parking" sign be required along old Rt. 5. The Commissioners concurred that the County Engineer be requested to have the sign placed at that location.

REZONING HEARINGS - ADVERTISING FEES

Present: Frank Gerred, Director of Planning & Zoning

Mr. Gerred advised the Commissioners that according to a newly enacted state law Notice of Public Hearings for Zoning Applications must be advertised twice. Currently the applicant is being charged \$15 for advertising fees and showed examples demonstrating that this amount does not cover the charges.

After discussion, the Commissioners authorized the increase for advertising fees to applicants in the amount of \$30.00.

The meeting adjourned at 2:05 p.m.

Approved,


George R. Aud, President