

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, June 25, 1985

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

(Commissioners Ford L. Dean and David F. Sayre were not present at beginning of meeting.)

CALL TO ORDER

The meeting was called to order at 9:10 a.m.

APPROVAL OF MINUTES

Commissioner Aud moved, seconded by Commissioner Arnold, to approve the minutes of the Commissioners' meeting of Tuesday, June 25, 1985. Motion carried.

APPROVAL OF BILLS

Commissioner Millison moved, seconded by Commissioner Aud, to approve payment of the bills as submitted, with the exception of Voucher No. 000439. Motion carried.

Commissioner Aud moved, seconded by Commissioner Arnold, to approve payment of Voucher No. 000439. Commissioner Millison abstained. Motion carried.

(COMMISSIONER SAYRE ENTERED MEETING - 9:20 A.M.)

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) APPOINTMENTS
BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Arnold moved, seconded by Commissioner Millison, and motion carried, to make the following reappointments to Boards, Committees and Commissions with terms as indicated:

<u>Airport Commission</u>	<u>Term to Expire</u>
Thomas A. McGuyre	June 30, 1988
John Paradis	June 30, 1988
<u>Commission on Aging</u>	
Capt. H. Harold Bishop	June 30, 1988
<u>Community College Advisory Board</u>	
Robert Fenwick	June 30, 1988
<u>Historic District Commission</u>	
Isabel King	June 30, 1988
<u>Housing Authority</u>	
Leroy Thompson	June 30, 1990

Human Relations Commission

Richard Portee

June 30, 1988

Metropolitan Commission

Paul Ludwig
George Quade

June 30, 1988
June 30, 1988

Plumbing Board

Thomas Russell
Melvin Holland

June 30, 1988
June 30, 1988

St. Mary's Ethics Commission

Alice Taylor

June 30, 1988

Commission for Women

Bertie Bowman
Judith McCue

June 30, 1988
June 30, 1988

(COMMISSIONER DEAN ENTERED THE MEETING - 9:30 A.M.)

2) PERSONNEL
DEPARTMENT OF PUBLIC WORKS
TRAFFIC AND PERMITS CONTROL SUPERVISOR

The County Administrator presented a memorandum dated June 25, 1985 from the Personnel Officer recommending the appointment of Stephen Tippet to the Traffic and Permits Control Supervisor position, Grade 11, effective July 1, 1985.

Commissioner Aud moved, seconded by Commissioner Arnold, to accept this recommendation. Motion carried.

3) PERSONNEL
DEPARTMENT OF PUBLIC WORKS
HIGHWAY MAINTENANCE WORKER

The County Administrator presented a memorandum dated June 19, 1985 from the Personnel Officer recommending the appointment of Timothy Scriber for the position of Highway Maintenance Worker, Grade 6, effective July 1, 1985.

Commissioner Dean moved, seconded by Commissioner Arnold, to accept this recommendation. Motion carried.

4) PERSONNEL
DEPARTMENT OF PUBLIC WORKS
CIVIL ENGINEER I

The County Administrator advised that confirmation is needed by the Board for a decision made by the majority of the Commissioners last week regarding the selection of John Redden to the position of Civil Engineer I, Grade 14, effective June 21, 1985.

The Commissioners gave their concurrence.

5) ZONING AMENDMENT RESOLUTION NO. Z85-07
ZONE #84-1281
MINNIE MARIE WILHOIT BROWN

(Application to rezone approximately 1.01 acres of land on Md. Rt. 235 in Hollywood, approximately 1/2 mile south of St. John's Road, on Tax Map 34, Block 1, Parcel 191, from R-1, Rural-Residential, to C-2, Commercial.)

The Commissioners having conducted a public hearing on May 21, 1985 and held subsequent discussion, Commissioner Dean moved, seconded by Commissioner Aud, to sign Zoning Amendment Resolution No. Z85-07 DENYING the referenced applicaiton. Motion carried.

6) FINANCIAL ADVISOR CONTRACT
ALEX BROWN & SONS, INC.

The County Administrator presented the Financial Advisor Contract with Alex Brown and Sons, Inc. in connection with the county's public facility bonds by St. Mary's County.

Commissioner Dean moved, seconded by Commissioner Arnold, to accept and sign the Financial Advisor Contract dated June 21, 1985 with Alex Brown and Sons, Inc. Commissioner Millison voted against the motion stating that the bonds include funds for the new correctional facility of which he is opposed and further that there has not been a public meeting on the jail for the community to give comments as to its impact. Motion carried four-to-one.

7) CORRESPONDENCE TO SUPERINTENDENT OF SCHOOLS
BOARD OF EDUCATION BUDGET

As a follow up to last week's discussion, Commissioner Dean moved, seconded by Commissioner Aud, to sign and forward correspondence to Dr. Lorton approving the use of excess impact aid funds and insurance premium refunds, but requiring that certain accounting procedures be followed. Motion carried.

COUNTRY WESTERN FESTIVAL

Present: John Baggett, Director, Recreation and Parks

R & P Staff Present: Claude Clark, Arthur Shephard, Gary Reed, Ken Sothoron, Bill Ball, Karen Settle, Betsy Cusic.

Mr. Baggett presented a final status report on the First Annual Country and Western Festival held June 8 and 9 at the County Fairgrounds. Mr. Baggett reviewed the attendance report and Revenue and Expense figures and advised that the Festival has cleared approximately \$1,000, and that he felt the event was an "unqualified" success.

Mr. Baggett went on to commend the Recreation and Parks staff, the volunteers and the community for all their efforts in making the Festival such a success.

The Commissioners expressed their appreciation to Mr. Baggett and his staff for all their work on the Festival and congratulations for making it a success.

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Supervisor of Highway and Engineering

1) PROJECT NO. SM 86-1-3
STRIPING CONTRACT

Mr. Ichniowski presented an Agreement by and between the Board of St. Mary's County Commissioners and Allied Striping Inc. in the approximate sum of \$51,000 for placement of pavement markings for various streets and roads within St. Mary's County.

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

2) GRADING AGREEMENT ADDENDUM
CEDAR COVE SUBDIVISION

Mr. Ichniowski presented an Addendum to the Grading Agreement by and between St. Mary's Oxford Associates Limited Partnership for Cedar Cove Subdivision, Section III, Spyglass, extending the deadline for completion of work to October 1, 1985.

Commissioner Dean moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign said Addendum. Commissioner Millison abstained. Motion carried.

3) ROAD RESOLUTION NO. R85-32
BRETON BAY AND SOCIETY HILL SUBDIVISIONS

Mr. Ichniowski presented the referenced Road Resolution posting the roads in Breton Bay Subdivision and Society Hill Subdivision as 25 miles per hour.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve and sign said Road Resolution. Motion carried.

4) ROAD RESOLUTION NO. R85-18
ROLFE ROAD TO SOUTH RIVER ROAD

Mr. Ichniowski presented the referenced Road Resolution renaming Rolfe Road to South River Road.

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

5) ST. CLEMENTS LANDFILL

Mr. Ichniowski requested authorization to expend \$30,000 with Woodburn Construction, Inc. for the moving of earth for the preparation of the next cell at St. Clements Landfill. Source of funds to be determined by Budget Director.

The Commissioners gave their concurrence.

6) ADDENDUM TO PUBLIC WORKS AGREEMENT
COUNTRY LAKES SUBDIVISION

Mr. Ichniowski presented an Addendum to the Public Works by and between Benjamin H. Burroughs Jr. and the Board of County Commissioners for St. Mary's County extending the deadline for completion of the roads to October 1, 1985 and amending the personal bond in the amount of \$35,000.

Commissioner Arnold moved, seconded by Commissioner Millison, to approve and authorize Commissioner President Aud to sign said Addendum. Motion carried.

7) ORDINANCE NO. 85-14
ST. MARY'S COUNTY SOLID WASTE DISPOSAL ORDINANCE

Having conducted a public hearing on May 28, 1985 and held subsequent discussion, Commissioner Arnold moved, seconded by Commissioner Dean, to approve and sign Ordinance No. 85-14 setting forth the Rules and Regulations governing the use of the County's Solid Waste Acceptance Facilities. Motion carried.

8) JEFFERSON ISLAND SHORE EROSION PROJECT

Mr. Ichniowski requested authorization from the Board for Commissioner President Aud to sign all appropriate documents relative to the Jefferson Island Club Shore Erosion including the following two agreements:

Jefferson Island Erosion Construction Project Agreement by and between Department of Natural Resources and St. Mary's for the establishment of the Shore Erosion Control Construction Loan Fund for the benefit of the Jefferson Island Club, Inc.

Jefferson Island Erosion Construction Project Agreement by and between Jefferson Island Club, Inc. and St. Mary's County for the extension of the Taxing District for Jefferson Island.

Commissioner Millison moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign the two agreements upon review and approval by the County Attorney and any other appropriate documents. Motion carried.

9) GRADING AGREEMENT
BRETON BAY GARDENS

Mr. Ichniowski presented a Grading Agreement by and between Breton Bay Associates Ltd. Partnership and St. Mary's County for Breton Bay Gardens for the Commissioners' review and approval.

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

10) PROJECT NO SM 80-1-6
McINTOSH ROAD BRIDGE

Mr. Ichniowski presented correspondence from the Insurance Company of North America advising that before the \$7,112.57 surplus held by the County can be released, the claims of Dean Lumber Company in the amount of \$2,751 and Economy Forms Corporation in the amount of \$2,897.56 must be paid. The balance of \$1,464.01, less cost for repair and completion of guardrail, will be submitted to the insurance company. Mr. Ichniowski requested concurrence in this settlement.

Commissioner Aud moved, seconded by Commissioner Sayre, to concur in the settlement as presented. Commissioner Dean abstained. Motion carried.

11) SPOT ASPHALT PAVING

Mr. Ichniowski requested authorization from the Board to expend \$40,000 for spot asphalt paving and patching on various roads throughout the County. Funding will come from Highway Account. He stated that the County will utilize SHA's paving contract with Arundel Asphalt Company.

Commissioner Arnold moved, seconded by Commissioner Aud, to approve this authorization. Motion carried.

12) INSPECTION OF COUNTY BUILDINGS

Mr. Ichniowski presented correspondence dated May 2, 1985 from Maryland Casualty Company, the liability insurance company for the County, in which two recommendations are made for corrections after inspection by the Company of the county office buildings:

a) Automotive Garage

Consideration should be given to providing separate outside storage for the bulk oil and lubrication drums and paints.

b) Road Sign Paint Shop

Gasoline stored in cans in the building should be stored outside the building.

Relative to the above recommendations, Mr. Ichniowski requested authorization to use the carpentry rental contract in the amount of \$16,000 for the construction of a pole building to store these materials. Funds to come from highway account and solid waste account.

The Commissioners gave their concurrence.

EXECUTIVE SESSION

Present: David Jenny, Attorney
Ted Weiner, County Attorney

Commissioner Aud moved, seconded by Commissioner Dean, to meet in Executive Session in order to discuss a matter of litigation. The Session was held from 10:40 a.m. to 11:00 a.m.

DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT

Present: Joseph Mitchell, Director, Economic & Community Development
Dennis Nicholson, Housing and Community Development Coordinator

1) TOURISM PROMOTION GRANT

Mr. Mitchell requested authorization for Commissioner President Aud to sign the Grant Application in the amount of \$7,000 to the Maryland Department of Economic & Community Development for a 50%-50% tourism promotion grant for St. Mary's County.

Commissioner Dean moved, seconded by Commissioner Sayre, to authorize Mr. Mitchell to prepare the grant and for Commissioner President Aud to sign same. Commissioner Millison abstained. Motion carried.

2) MORTGAGE REVENUE BOND ISSUE
"ON BEHALF OF" PROGRAM

(Commissioners Dean and Millison abstained from participating in this discussion and left the meeting.)

Mr. Mitchell advised the Commissioners of the Maryland Department of Economic and Development's Mortgage Revenue Bond Issue for the "On Behalf Of" Program for those jurisdictions who are interested in participating.

Mr. Mitchell requested authorization from the Board for Commissioner President Aud to sign the Financial Participation Agreement for St. Mary's County.

Commissioner Arnold moved, seconded by Commissioner Sayre, to authorize Commissioner President Aud to sign said Agreement. Motion carried.

(COMMISSIONER DEAN RETURNED TO THE MEETING.)

OFFICE ON AGING

Present: Billye McGaharn, Senior Services Coordinator
Dr. Richard Lepper, Commission on Aging member

1) NOTIFICATIONS OF GRANT AWARD
TITLE III B, C-1 AND C-11

Mrs. McGaharn presented the Notifications of Grant Award for Title III-B - \$56,281; Title IIIC-1 - \$85,368; and Title IIIC-11 - \$13,451 for the Commissioners' approval and indicated that the Budget Officer has reviewed the NGA's.

Commissioner Aud moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign said NGA's. Motion carried.

2) LINE ITEM TRANSFER-
REQUEST FOR PURCHASE OF PICKUP TRUCK

Mrs. McGaharn distributed a sheet listed budgeted items for FY '85 along with expenditures and indicated that there was a total balance of \$11,499 as of June 19, 1985. She stated that because of transportation of food items, delivery of wood, distribution of cheese, etc., the Office on Aging is in need of a pickup truck and would like to use the \$11,499 balance for this purpose.

The Commissioners indicated their agreement with the concept; however, advised Mrs. McGaharn that the line item transfer must go through the Budget Director and further that appropriate bidding procedures must be followed for the purchase of the truck.

3) STATEWIDE SPECIAL TRANSPORTATION ASSISTANCE PROGRAM

Mrs. McGaharn advised the Commissioners of the Mass Transit Administration's Statewide Special Transportation Assistance Program enacted by Senate Bill 279, and that funds will be allocated according to the county's proportion of the state's elderly and handicapped population. St. Mary's County's share will be \$43,000.

Dr. Lepper indicated that the funds from this program for St. Mary's County could be used for a second bus for the transportation of the elderly and handicapped of St. Mary's County.

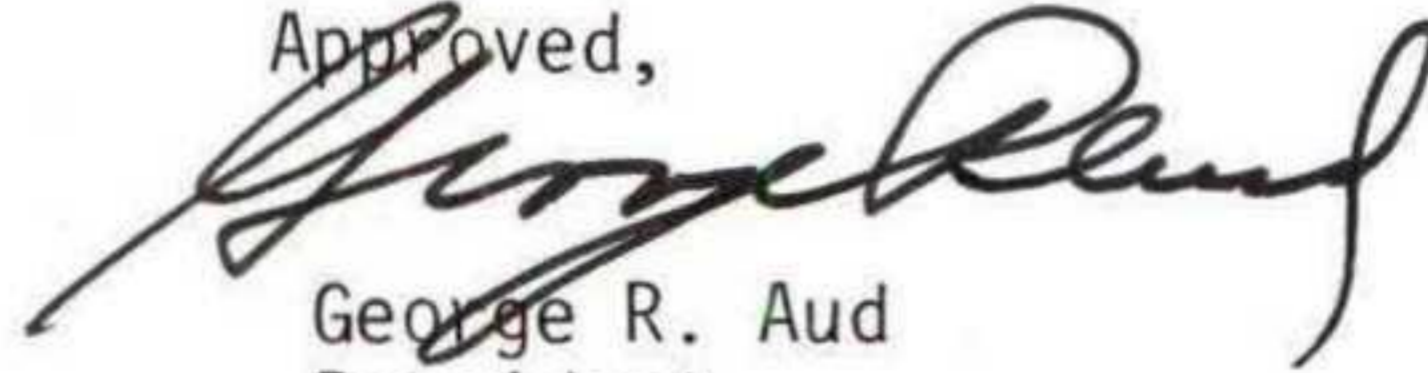
In order to comply with Senate Bill 279, Mrs. McGaharn stated that the Office on Aging is the appropriate agency for the elderly, and she was making contacts to determine the appropriate agency for the handicapped.

The Commissioners concurred that the County should take advantage of the funds being made available and requested Mrs. McGaharn to keep them apprised of the project.

ADJOURNMENT

The meeting adjourned at 11:40 a.m.

Approved,



George R. Aud
President