

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, September 17, 1985

Present: Commissioner George R. Aud, President
 Commissioner Larry Millison, Vice President
 Commissioner Ford L. Dean
 Commissioner David F. Sayre
 Edward V. Cox, County Administrator
 Judith A. Spalding, Recording Secretary

(Commissioner Richard Arnold was not present.)

CALL TO ORDER

The meeting was called to order at 9:05 a.m.

APPROVAL OF MINUTES

Commissioner Dean moved, seconded by Commissioner Aud, to approve the minutes of the Commissioners' meeting of Tuesday, September 10, 1985 as submitted. Motion carried.

APPROVAL OF BILLS

Commissioner Millison moved, seconded by Commissioner Aud, to approve payment of the bills as submitted. Motion carried.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) APPOINTMENTS
BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Aud moved, seconded by Commissioner Sayre, with motion carried, to make the following appointments with terms as indicated:

<u>Historic District Commission</u>	<u>Term to Expire</u>
James Forrest	June 30, 1988
<u>St. Clements Island Potomac Museum</u>	
Col. Colin F. Burch	December 31, 1986
Robert Arnold	December 31, 1986
<u>Maryland State Agricultural Land Preservation Advisory Board</u>	
William Dixon (nomination to be forwarded to State)	
<u>Social Services Board</u>	
Dr. George Ennis	December 31, 1988
Sandra Johnson	December 31, 1988
Suzanne Camp (reappointment)	December 31, 1988

2) PETTY CASH FUND
OFFICE OF PLANNING AND ZONING

The County Administrator advised that the Office of Planning and Zoning has requested an increase in the Petty Cash Fund from the previously approved \$100 to \$150 due to the increased volume in the amount of applicants in the office.

Commissioner Aud moved, seconded by Commissioner Dean, to approve this request. Motion carried.

3) ZONING AMENDMENT RESOLUTION NO. Z85-08
B. F. ASHER - ZONE #85-0342

(Application to rezone approximately 47 acres of land on the east side of Md. Rt. 5, Charlotte Hall, behind the post office, from AR, Agricultural-Residential, to I-1, Industrial. The property is located in the Fifth Election District of St. Mary's County, on tax map 4, block 23, parcels 41 and 286.)

Commissioner Dean moved, seconded by Commissioner Aud, to approve and sign Zoning Amendment Resolution No. Z85-08, approving the application for rezoning as requested. Motion carried.

4) CORRESPONDENCE TO SECOND DISTRICT FIRE DEPARTMENT

In accordance with the decision by the Board at last week's meeting regarding allocation of funds for the purchase and installation of emergency generators, the County Administrator presented correspondence to the Second District Volunteer Fire Department approving the use of the allocation \$20,000 for the purchase and installation of a generator. The Commissioners agreed to sign and forward said letter.

5) PAYING AGENT/BOND REGISTRAR
GENERAL OBLIGATION BOND ISSUE

The County Administrator advised that the Budget Director solicited proposals from firms to serve as Paying Agent/Bond Registrar for the County's upcoming General Obligation Bond issue. Based on costs aspects of the three proposals received, First National Bank of Maryland tendered the lowest bid.

Commissioner Dean moved, seconded by Commissioner Aud, to accept the bid from First National Bank of Maryland as indicated by the Budget Director. Motion carried.

6) PERSONNEL
SHERIFF'S DEPARTMENT
PROMOTION OF PATROLMAN

The County Administrator presented a memorandum dated September 16, 1985 from the Personnel Officer advising that the Sheriff is requesting promotion of Lyle E. Long to the rank of PFC.

Commissioner Aud moved, seconded by Commissioner Sayre, to approve the promotion as Lyle E. Long to PFC, Grade 12-3, effective September 23. Motion carried.

7) CORRESPONDENCE TO BOARD OF PUBLIC WORKS

The County Administrator presented correspondence for the Commissioners' review and approval addressed to the Board of Public Works advising that the County was not opposed but did have some legally and financially related reservations pertaining to the lease agreement to be negotiated between the State and County relative to the State Office Building.

Commissioner Dean moved, seconded by Commissioner Aud, to sign and forward said letter. Motion carried.

8) BIDS ON SHERIFF'S DEPARTMENT VEHICLES

The County Administrator advised that the County is preparing to go out on bids for patrol cars for the Sheriff's Department and it is requested that the bid include replacement of the Sheriff's vehicle, which was demolished in a recent accident, and Deputy McLane's vehicle, which had previously been demolished by an intoxicated driver. The bids along with the insurance adjustments will be brought back before the Board.

The Commissioners gave their concurrence.

9) BUDGET AMENDMENT NO. 86-14
ECONOMIC & COMMUNITY DEVELOPMENT

The County Administrator presented the referenced Budget Amendment recommended for approval by the Budget Director with the following justification: To acquire file cabinet from existing budget authority.

The Commissioners gave their concurrence to authorize Commissioner President Aud to sign said Budget Amendment. Motion carried.

10) ALCOHOL/DRUG ABUSE PREVENTION GRANT

The County Administrator presented the referenced grant application on behalf of the Office of Community Services which is the second proposal submitted for this program to request funds for those items not approved by the State in the first proposal.

The Commissioners gave their concurrence to authorize Commissioner President Aud to sign said Grant Application. Motion carried.

RESOLUTION NO. 85-22
COUNTY COMMISSIONERS OF ST. MARY'S COUNTY PUBLIC
FACILITIES BONDS OF 1985

Present: Edward Clarke, Piper & Marbury (bond counsel)
Sam Ketterman, Alex Brown & Son (financial advisor)
Joseph O'Dell, Director, Budget & Data Services

The referenced individuals appeared before the Commissioners to present and obtain approval of the referenced Resolution pertaining to the issuance and sale of \$4,365,000 of General Obligation Bonds to be used for the purpose of financing the construction, improvement or development of certain capital projects. The proposed capital projects are as follows:

Detention Center
Nursing Home/Health Conversion Design Funds
Courthouse/Health Conversion Design Funds
Lexington Park Elementary Improvements
Board of Education/Loveville Offices
Public Schools Roof Replacements
Public Schools Paving Projects
St. Clements Museum Addition
Community College Parking Lot Addition

Mr. Clarke reviewed and described the contents of the Resolution and Mr. Ketterman pointed out that it is anticipated that the interest rate on the bonds will be around 8.60% - 8.85%. The sale of the bonds will be held on October 1, 1985.

After discussion, Commissioner Dean moved, seconded by Commissioner Aud, to approve and sign Resolution No. 85-22 authorizing the issuance and sale of \$4,365,000 of general obligation bonds designated as "County Commissioners of St. Mary's County Public Facilities Bonds of 1985." Three Commissioners voted in favor with Commissioner Millison voting against.

During discussion of the motion, Commissioner Millison stated that he could not vote on this motion because the public had not been made aware of the costs of the bond issue.

REQUEST TO BID ON COUNTY BOND ISSUE

Present: Sam Ketterman, Alex Brown & Sons

Mr. Ketterman requested approval by the Board to allow Alex Brown and Sons to bid on the County General Obligation Bond Issue on October 1.

Commissioner Dean moved, seconded by Commissioner Aud, to approve the request by Alex Brown and Son to bid on the bond issue. Motion carried.

SUPERVISORS OF ELECTIONS
COMPUTERIZED VOTER REGISTRATION SYSTEM

Present: Marie M. Garber, Administrator (State Administrative
Board of Election Laws)
Marjorie Aud, Supervisor of Elections
Michael Sirk, " " "
Elizabeth McCoy, " " "
Irene Dixon, Chief Clerk to Elections Board

The referenced individuals appeared before the Commissioners to discuss upgrading of the Voter Registration System which would provide on-line access from the local board office to the Annapolis Data Center. Ms. Garber presented material outlining results of a feasibility study on upgrading the registration system. Voter Registration is currently done by hand in St. Mary's County and by doing it with computer, the process would be quicker and more accurate. A large portion of the cost upgraded system will be borne by SABEL for development, equipment specifications, testing and training, etc. and the local costs would include the equipment and options. It is recommended by SABEL that St. Mary's County only acquire one terminal and one modem either by lease or by purchase.

After discussion, the Commissioners requested that the Elections Board to make a determination County's computer capabilities and after costs comparisons make a recommendation to the Board whether the County's computer system be used or to contract with the State.

DEPARTMENT OF PUBLIC WORKS ITEMS

Present: John B. Norris, Director

1) TALL TIMBERS SHORE EROSION DISTRICT

Mr. Norris advised that a public hearing will be held this evening with the citizens regarding the establishment of the Tall Timbers Second Shore Erosion Control District. The assessments will be based on a total project cost of \$265,670 over a 25-year period.

2) GRANT APPLICATION
ST. MARY' COUNTY AIRPORT

Mr. Norris reminded the Commissioners of the bid opening on September 23 for the airport projects (obstruction clearance and apron expansion), and because of the deadline for submission to FAA requested

authorization for Commissioner President Aud to sign the grant application. He stated that the Commissioners would have the option to accept or reject the formal bids once submitted.

Commissioner Dean moved, seconded by Commissioner Sayre, to authorize Commissioner President Aud to sign said Grant Application for FY '86, subject to formal acceptance of the bids. Motion carried.

3) STREET LIGHT CHANGE ORDER
LINCOLN AVENUE

Mr. Norris presented Street Light Change Order No. 10 for a street light at Lincoln Avenue and Rt. 235.

Commissioner Sayre moved, seconded by Commissioner Aud, to authorize Commissioner President Aud to sign said Street Light Change Order. Motion carried.

4) PATUXENT BEACH ROAD

Mr. Norris advised that he received a response to his August 20 letter to the State Highway Administration in which they recommended setting specific hours for restricted parking rather than "dusk to dawn" on Patuxent Beach Road at Town Creek Marina. SHA advised that Patuxent Beach Road is under the County's jurisdiction.

The Commissioners agreed to leave the signs as currently posted.

5) ROAD RESOLUTIONS

Mr. Norris presented the following Road Resolutions for the Commissioners' review and approval:

R-85-41 - Discovery Subdivision

Designating the following streets located in Discovery Subdivision as a Stop Street:

Erickson Court at its intersection with Donaldson Dr.;
Donaldson Dr. at its intersection with Peggs Road;
Donaldson Dr. at its intersection with Knight Court.

R-85-42 - Discovery Subdivision

Posting the streets and roads in Discovery Subdivision at 25 miles per hour.

Mr. Norris noted that the above roads have not been formally accepted into the County' Highway Maintenance System.

Commissioner Millison moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign said Road Resolutions. Motion carried.

R-85-43 - Fairgrounds Road

Posting Fairgrounds Road as a "No Parking" zone from its intersection with Md. St. Rt. 5, for the boundaries of Fairgrounds property along both sides of the road.

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

6) JAIL ANNEX FACILITY

Mr. Norris explained the costs to implement a Jail Annex Facility on the second floor of the old Armory building and described the various work items originally proposed and estimated the cost to be \$16,000. Additional work items imposed by the Leonardtown Board of Appeals will result in an additional expenditure of \$14,000.

The County Administrator presented correspondence for the Commissioners' signatures addressed to the Leonardtown Board of Appeals in which waivers were requested for the additional work items.

The Commissioners agreed to sign and forward the correspondence to the Leonardtown Board of Appeals and to withhold decision on the funding of the works items until such time as a response is received from the Board of Appeals.

OFFICE OF PLANNING AND ZONING
DISCUSSION/DECISION

Commissioners present: George Aud, Ford Dean, David Sayre. Commissioner Arnold was absent and Commissioner Larry Millison abstained from participation. Staff present: Robin Guyther, Planner, and Anita M. Meridith, Recording Secretary.

ZONE # 85-0599: NEW COLONY HOMES

Requesting rezoning of 39 acres from R-1, Rural-Residential, to R-02, Low Density Urban Residential. A 74 lot subdivision to be served by public water and sewer is proposed for the site. The property is located on Essex Drive Lexington Park, in the Eighth Election District shown on Tax Map 51, Block 4 as Parcel 376.

The public hearing on this matter having been held on August 27, 1985, the Board took up deliberation of the pending application. Mr. Guyther proffered a site map and familiarized the members as to the location of the property and specifics of the request.

Commissioner Dean moved, seconded by Commissioner Sayre, and unanimously passed, to instruct the County Attorney to prepare the appropriate resolution, approving the rezoning from R-2 to R-1, based on the findings and recommendations of the OPZ staff and the Planning Commission.

ZPUD # 84-1230: J. L. MILLISON/SHANNON FARMS

Requesting rezoning of 250 acres from R-1, Rural-Residential, to PDR 3.0, Planned Development Residential, to permit 738 dwelling units. The property is the site of the proposed "SHANNON FARMS" development on Hermanville Road in the Eighth Election District, shown on Tax Map 52, Block 10 as Parcel 8.

Commissioner Dean asked that the Board consider deferral of this matter for one week, in order to afford him additional preparation time. The members concurred.

Matter deferred.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Aud moved, seconded by Commissioner Dean, to meet in Executive Session in order to discuss a matter of Personnel. Motion carried. The Session was held from 11:10 a.m. to 11:30 a.m.

ADJOURNMENT

The meeting adjourned at 11:30 a.m.

Approved,

A handwritten signature in cursive script, appearing to read "George R. Aud".

George R. Aud
President