

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, May 26, 1987

Present: Commissioner Joseph P. O'Dell, President
 Commissioner W. Edward Bailey, Vice-President
 Commissioner Robert Jarboe
 Commissioner John Lancaster
 Commissioner Rodney Thompson
 Edward V. Cox, County Administrator
 Judith A. Spalding, Recording Secretary

CALL TO ORDER

The meeting was called to order at 9:00 a.m.

APPROVAL OF BILLS

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

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve the minutes of May 19, 1987 as corrected. Motion carried.

OFFICE OF ECONOMIC & COMMUNITY DEVELOPMENT
VISIT BY STATE SECRETARY OF DECD

Present: David W. Morgan, Economic Development Coordinator

Mr. Morgan appeared before the Commissioners to explain that the State Secretary of Economic and Community Development will be visiting the County on June 10 and to request the Commissioners' concurrence and participation in a series of activities scheduled on that date. He stated Boeing will be having a ribbon cutting at their new office in Lexington Park and the State has been working closely with that company in getting them located and therefore will be in the County to participate in the ceremony. This will provide an opportunity for the Secretary to spend the day in the County and other activities are being planned.

The Commissioners advised that they would participate, schedules permitting.

EVAPOTRANSPIRATION SEWAGE DISPOSAL SYSTEM

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

Mr. Gerred reminded the Board of the the presentation on the study by the University of Maryland on the Evapotranspiration System. He stated that the study is now at a point where the Commissioners need to make a decision whether to proceed with the design and construction of the project. Mr. Gerred indicated that the State has entered into an Memorandum of Understanding to provide \$37,500 which is being used for the study and design. The balance would be used for the construction. Mr. Gerred stated that it was his recommendation to at least proceed with the design and even with the construction.

Commissioner O'Dell suggested, and the Board concurred, that Mr. Gerred discussed the matter with Tom Russell, Director, Environmental Hygiene, to determine whether the Health Departments believes this system would be workable in St. Mary's County. It was further suggested that Mr. Gerred look into whether there is a "Hold Harmless" in the Agreement. Once these matters are determined, Mr. Gerred should return to the Board for a determination.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1. APPOINTMENTS - BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Lancaster moved, seconded by Commissioner Thompson, and unanimously carried, to make the following appointments to Boards, Committees and Commissions:

<u>Airport Commission</u>	<u>Term to Expire</u>
George Sullivan	June 30, 1990
Pete Mesmer	June 30, 1989
<u>Private Industry Council</u>	
Judith Jenkins	June 30, 1988

2. INVESTMENT IN JOB OPPORTUNITIES GRANT AGREEMENT

The County Administrator presented the Grant Agreement for the Investment in Job Opportunities, which is a state grant for the promotion of economic independence for welfare recipients by encouraging private sector employment.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to authorize Commissioner President O'Dell to sign the Grant Agreement as presented. Motion carried.

3. PERSONNEL

The County Administrator presented the following personnel items for the Board's consideration:

a) Sheriff's Department
Promotion to Lieutenant

Memorandum from Personnel Officer dated May 25, 1987 recommending the promotion of Sergeant Ronald P. Clarke to Lieutenant, Grade 15-6, effective June 1, 1987.

Commissioner Bailey moved, seconded by Commissioner Thompson, to accept this recommendation. Motion carried.

b) Emergency Operations Center
Communications Center Supervisor

Memorandum from Personnel Officer dated May 25, 1987 recommending the selection of Shirley L. Wood to the position of Communications Center Supervisor, Grade 10-6, effective June 1, 1987.

Commissioner Thompson moved, seconded by Commissioner Bailey, to accept this recommendation. Motion carried.

4. BUDGET AMENDMENTS

The County Administrator presented the following Budget Amendments recommended for approval by the Director of Finance with justifications as indicated:

No. 87-38 - Public Works

To increase highway maintenance by \$3603 which is necessary to fund account for balance of FY '87.

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve and authorize Commissioner President O'Dell to sign the Budget Amendment as presented. Motion carried.

No. 87-39 - Sheriff's Department

To increase jail meals, etc. in the amount of \$60,000 because of increase in jail/inmate population.

Commissioner Thompson moved, seconded by Commissioner Bailey to approve and authorize Commissioner President O'Dell to sign the Budget Amendment as presented. Motion carried.

No. 87-40 - Public Works

To increase Highway Vehicle Maintenance by \$4,231 which is necessary to fund account for balance of FY '87.

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve and authorize Commissioner President O'Dell to sign the Budget Amendment as presented. Motion carried.

No. 87-41 - Sheriff's Department

To balance various accounts.

Commissioner Thompson moved, seconded by Commissioner Bailey, to approve and authorize Commissioner President O'Dell to sign the Budget Amendment as presented. Motion carried.

No. 87-42 - County Commissioners/County Administrator

To balance various accounts.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President O'Dell to sign the Budget Amendment as presented. Motion carried.

5. SELF-INSURANCE POOL
LETTER OF FURTHER INTENT

In light of last week's presentation by the Insurance Buyers' Council regarding the County's insurance situation and the participation in the Self-Insurance Pool, the County Administrator presented a Letter of Further Intent which requires the Commissioners' approval.

After discussion, Commissioner Thompson moved, seconded by Commissioner Jarboe, to authorize Commissioner President O'Dell to sign the Letter of Further Intent to participate in the formation of the Local Government Insurance Trust (self-insurance pool) for general liability and automobile liability insurance. Motion carried.

6. CORRESPONDENCE TO DECD
COUNTRYSIDE APARTMENTS

The County Administrator presented correspondence addressed to the State Department of Economic & Community Development endorsing the Countryside Apartments project and requesting assistance for CDA funding. The Commissioners agreed to sign and forward the letter.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator
Charles H. Wade, Jr., Director of Finance
Gerda Manson, Deputy Director, Personnel

Commissioner Thompson moved, seconded by Commissioner Lancaster, to meet in Executive Session in order to discuss a matter of Personnel. Motion carried. The Session was held from 9:40 a.m. to 10:10 a.m.

DEPARTMENT OF PUBLIC WORKS

Present: John B. Norris, Director

1. ISLAND CREEK DREDGING PROJECT

Mr. Norris presented correspondence dated May 8, 1987 from the Army Corps of Engineers advising that the timetable for securing the necessary easements for the referenced project is June 15, 1987. Assurance from the County is needed for the installation of the project sleeve pipe, which the Corps has indicated is part of the right-of-way responsibility of the County.

Therefore, Mr. Norris requested concurrence from the Board that should it become necessary the County make the commitment for the installation of the sleeve pipe.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to place the sleeve pipe under the road for the Island Creek dredging project, if necessary, at a cost of approximately \$1500 using County labor and materials. Motion carried.

2. DRAFT STATEMENT OF POLICY
SHORE EROSION DISTRICTS - MAINTENANCE AND REPAIR COSTS

Mr. Norris presented the referenced document for the Board's review and consideration. He stated that the Policy has not yet been reviewed by the County Attorney.

The Commissioners directed that the County Attorney review the document and they would discuss the Policy Statement in two week's.

3. TALL TIMBERS SHORE EROSION PROJECT
(HERRING CREEK)

Also Present: Joseph Densford, Assistant County Attorney

Mr. Norris brought the Commissioners up to date with regard to the referenced project stating that there was a meeting on Thursday (May 21) with the Corps of Engineers, Commissioner Jarboe, property owners, and contractors at the site. The contractor agreed that he would be on the site weather and ground permitting. Mr. Norris advised that one issue remains--the payment of \$233,000 to the Corps. He stated that the County had indicated in previous correspondence that the funding issue would be resolved in 60 days, which will be up June 1. Continuing, Mr. Norris indicated that delay for damages is a legitimate claim, and he believed that the County should honor its commitment for the amount due.

Mr. Norris explained that the leadership of the citizen group in the area is supportive of creating a third taxing district which would bring some properties outside the current districts in the the new district and omit those properties that do not receive benefit. He stated that this should resolve the funding issue because of the payback to the County for the funds paid to the Corps.

Commissioner O'Dell raised the question that if the property owners did not effect a third taxing district, the taxpayers would bear the burden of paying the bill. Mr. Densford indicated that without a petition from the majority of property owners, the County would have not leverage to hold them to the formation of the district. he stated that, time allowing, the County should obtain signatures prior to paying the bill.

Mr. Norris stated that 90% of the property owners are currently in Taxing Districts One and Two and did not think there would be a problem in obtaining the sufficient signatures for the petition.

In conclusion Mr. Norris agreed with work with Mr. Densford and work out the details and return to the Board with a recommendation.

4) ROAD RESOLUTION NO. R87-32
ACCESS ROAD TO PROPOSED MAINTENANCE BUILDING

Mr. Norris stated that he appeared before the County's Board of Appeals regarding the proposed maintenance storage building to be located at the Governmental Center property which was approved with a couple of conditions. He stated that the Board of Appeals has required that effective June 1, all vehicles in excess of five tons would use the most northern entrance off of Rt. 245 for construction and delivery of materials for the Detention Center and State Office Building. This would be until such time as the other access road is construction as part of the State Office Building project. Mr. Norris explained that the Road Resolution would be posting a "No Trucks" sign on the southern entrance and routing all traffic to the northern entrance.

Discussion ensued regarding this Board of Appeals decision and Mr. Norris was directed to request the Board of Appeals for reconsideration of that decision. The reason for this request is that the northern entrance was not the best location for construction traffic in that Leonard Hall students and visitors to the Governmental Center use that entrance, and it is a narrow tree-lined lane which would be difficult for large trucks to navigate.

5) BID TALLY SHEET
SURFACE TREATMENT SEAL COAT
PROJECT NO. SM 88-1-2

Mr. Norris presented the bid tally sheet for the referenced project and recommended awarding the bid to Montgomery Construction in the amount of \$472,750.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to award the bid as recommended and authorize Commissioner President O'Dell to sign the appropriate documents. Motion carried.

6) EMPLOYMENT CONTRACT
GEORGE PAYNE

Mr. Norris requested authorization for Commissioner President O'Dell to sign the Employment Contract with George Payne for inspections services for the Surface Treatment Program. at \$15 per hour, .19¢ per mile.

Commissioner Bailey moved, seconded by Commissioner Jarboe, to authorize Commissioner O'Dell to sign the documents as recommended. Motion carried.

7) BID TALLY SHEET
SLURRY SEAL COAT
PROJECT NO SM 88-1-3

Mr. Norris presented the bid tally sheet for the referenced project and recommended awarding the bid to Bituminous Products Corporation in the amount of \$79,235.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to award the bid as recommended and authorize Commissioner President O'Dell to sign the appropriate documents. Motion carried.

8) ASPHALT OVERLAY
PROJECT NO. SM 88-1-1

Mr. Norris presented the bid tally sheet for the referenced project and recommended awarding the bid to Arundel Asphalt Products, Inc. in the amount of \$812,920.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to award the bid as recommended and authorize Commissioner President O'Dell to sign the appropriate documents. Motion carried.

9) DIESEL MOTOR GRADER
PROJECT NO. SM 87-5-14

Mr. Norris presented the bid tally sheet for the acquisition of a Diesel Motor Grader and recommended awarding the bid to Alban Tractor Company in the amount of \$85,186 (including trade-in) with a buy-back option of \$80,000.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to award the bid as recommended and authorize Commissioner President O'Dell to sign the appropriate documents. Motion carried.

10) EMPLOYMENT AGREEMENT
JAMES M. RALEY

Mr. Norris presented the Employment Agreement by and between James M. Raley and the Board of St. Mary's County Commissioners for the continuation of consultant services under the same terms and conditions as the previous Agreement (\$20 per hour; .19¢ per mile).

11) LEONARD HALL JUNIOR NAVAL ACADEMY DRILL HALL
REPLACEMENT OF FURNACE

Mr. Norris presented correspondence dated May 1, 1987 from the Board of Trustees of the Leonard Hall Junior Naval Academy requesting the Board's consideration in funding the replacement of the furnace at the Drill Hall in the approximate amount of \$18,000. Mr. Norris advised that the County should be responsible for that work and recommended that funds be co-mingled from this year's budget and next year's budget in order to meet the expense.

AIRPORT COMMISSION
STATUS REPORT

Present: John Paradis, Airport Commission, Chairman
Thomas McGuyre, " , Vice-Chairman
Thomas Howard, "
Edward Long, "
John Norris, Director, Department of Public Works
Arthur Bildman, Bildman Company

Representatives of the Airport Commission appeared before the Board to present an update of the activities at the County Airport. Mr. Paradis displayed the current Airport Layout Plan and the proposed revised Plan and reviewed the following:

1. Current Status

- a) The projected figures of 1979 for number and size of aircraft have been far exceeded.
- b) The cross runway has been downplayed because FAA was not supportive of this project, but may support a dual runway.
- c) Ten "T" hangars are in the process of being constructed by the FBO, Atlantic Aero.

2. Current Projects

- a) Rules, Regulations and Standards of Procedures for Operations have been developed and approved by the Commission.
- b) Negotiated leases are underway. A second set of ten "T" Hangars is being proposed by the Hangar Association.
- c) Four industrial hangars are currently under final review.

3. Future Projects

- a) Prospective negotiations with various companies are underway.
- b) Runway extensions
- c) Aircraft parking apron expansion
- d) Automobile parking expansion
- e) Passenger service
- f) Passenger terminal

4. Recommendations

- a) General
 - (1) Establish County objectives for Airport
 - (2) Establish County support in meeting objectives
- b) Specific
 - (1) Complete Commission membership
(The Commissioners indicated that appointments were made earlier in the meeting)
 - (2) Fund capital improvements, especially 5% matching funds
 - (3) Fund Jet A fuel system
 - (4) Obtain land parcels to meet FAA clearance requirements
 - (5) Fund ADF proposed from Navy
 - (6) Define interplay of Airport Commission authority, responsibility and priority vis-a-vis other County departments.

Commissioner O'Dell indicated that the Airport is an economic tool for the County and has tremendous advantage to the county in the long run. He further advised that he would be supportive of the 5% funding once it is determined that FAA will be providing funding.

Mr. Norris reported that the Department of Public Works is planning to meet with the Airport Commission members and FAA at the FAA office in Falls Church. He suggested that the Commissioners may want to make this part of one of their Tuesday schedules. The Commissioners agreed to give consideration to this suggestion.

In conclusion the Commissioners thanked the Airport Commission for the presentation and advised that they would respond to the recommendations at a later date.

PROCLAMATION
SAFE BOATING WEEK

The Commissioners presented the referenced Proclamation designating the week of _____, 1987 as Safe Boating Week in St. Mary's County.

PROCLAMATION
NATIONAL FLAG DAY

Present: Jim Weber, Flag Day Coordinator

The Commissioners presented the referenced Proclamation designating Sunday, June 14, 1987 as National Flag Day in St. Mary's County.

FY '87 BUDGET

Present: Charles H. Wade, Jr., Director of Finance

- 1) Resolution No. 87-07
Fire Tax

Mr. Wade presented the referenced Resolution setting forth the Fire Tax for the following election districts:

Election District No. 1	-	.09¢
Election District No. 4	-	.11¢
Election District No. 5	-	.11¢
Election District No. 6	-	.11¢
Election District No. 8	-	.11¢

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and signed Resolution No. 87-07 as presented. Motion carried.

- 2) Resolution No. 87-06
1987-1988 Operating and Capital Budgets,
Fire and Rescue Capital Revolving Fund, Special
Assessments Fund, Recreation and Parks Enterprise
Fund, and the County's Property Tax Rate

Mr. Wade presented the referenced Resolution approving the County's Operating Budget at \$41,976,755; the Capital Budget in the amount of \$5,410,338; Fire and Rescue Capital Revolving Fund in the amount of \$690,000; Recreation and Parks Enterprise Fund in the amount of \$466,021; Special Assessment Fund in the amount of \$513,104; and setting the County's Property Tax Rate at \$2.28 per \$100 of assessed valuation.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve and sign the referenced Resolution. Commissioners Bailey and Jarboe voted against the motion stating that they did not feel there was a need for an increase in the rate rate at this time. Motion carried three to two.

3) FY '88 APPROVED BUDGET FOR FY '87-'88

Mr. Wade presented the St. Mary's County Approved Estimate of Revenues and Appropriations for Fiscal year 1987-1988 for the Board's approval.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve and sign the Budget document as presented. Commissioners Bailey and Jarboe voted against the motion stating that they did not agree with with tax increase. Motion carried three to two.

4) PRESS RELEASE

Commissioner O'Dell presented a Press Release signed by him, and Commissioners Lancaster and Thompson highlighting the decisions made regarding the Board of Education budget.

Tour of Various Facilities

At this time the Commissioners left for a tour of the following county facilities:

Health Department
Civil Defense/Emergency Operations
Social Services
Environmental Health (Miedzinski building)
Department of Public Works

(THE EVENING SESSION BEGAN AT 6:00 P.M.)

PUBLIC FORUM

At this time the Commissioners conducted a Public Forum receiving comments and questions from the audience. Comments were received from the following: Floyd Williams and Dick Myers.

COUNTY COMMISSIONERS' TIME

1. Public Forum Commissioner Jarboe suggested that time for the Public Forum should be restricted so that it does not get out of hand like it did last week. Commissioner O'Dell replied that the Board must be flexible in those situations.

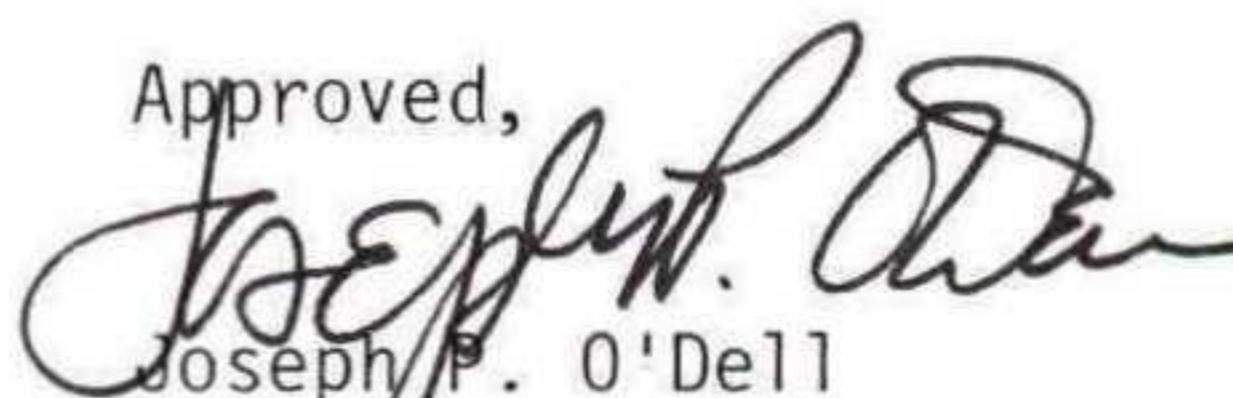
2. Fire Departments/Rescue Squads Appreciation Night - Commissioner O'Dell suggested that the County Administrator work out the details for this event and to include the Advanced Life Support Association. It is to be a Crab Feast type atmosphere.

3. County Government Operation Procedures - Commissioner O'Dell referred to his May 21 memorandum whereby he suggests the development of step-by-step procedures of the various county agencies who deal with the public. This would help citizens understand the process in obtaining permits, etc.

The County Administrator was directed to investigate the possibility of developing procedural mechanism which would include all governmental services to the the public.

ADJOURNMENT

The meeting adjourned at 7:05 p.m.

Approved,

Joseph P. O'Dell
President