

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, April 19, 1988

Present: Commissioner Carl M. Loffler, Jr., President
 Commissioner W. Edward Bailey
 Commissioner Robert T. Jarboe
 Commissioner John G. Lancaster
 Edward V. Cox, County Administrator
 Judith A. Spalding, Recording Secretary

(Commissioner Rodney Thompson was not present at beginning of meeting.)

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

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Bailey, to approve the minutes of the Commissioners' meeting of Tuesday, April 12, 1988. Motion carried.

APPROVAL OF BILLS

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

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) COURTHOUSE RENOVATION TASK FORCE

Commissioner Bailey moved, seconded by Commissioner Jarboe, and unanimously carried, to make the following appointments to the Courthouse Renovation Task Force:

Judge John H. Briscoe, Circuit Court
 Walter Dorsey, State's Attorney
 Mary Bell, Clerk, Circuit Court
 Norma Dawson, Register of Wills
 David Densford, President, Bar Association

2) BUDGET AMENDMENTS

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

No. 88-49
Various

Justification: To purchase new chairs for County Commissioners and Circuit Court.

No. 88-50
Sheriff's Department

Justification: To support cost of jail food for months of April, May and June.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the Budget Amendments as presented. Motion carried.

(COMMISSIONER THOMPSON ENTERED THE MEETING - 9:20 a.m.)

3) CORRESPONDENCE

The County Administrator presented the following items of correspondence for the Commissioners' review and signatures.

- a) To Department of Transportation indicating that there is no formal tri-county pact or document which states that St. Mary's County will develop its Airport and restrict any new airport development in Charles and Calvert counties.
- b) To Department of Environment formally announcing the County's wish to place in inactive status our intent to study the penetration of groundwater by sewage effluent.
- c) To Mothers Against Drunk Drivers (MADD) expressing regrets at being unable to attend the candlelight vigil held April 17.

The Commissioners agreed to sign and forward the referenced letters.

4) COOPERATIVE REIMBURSEMENT GRANT
CHILD SUPPORT

On behalf of the State's Attorney's Office, the County Administrator presented a grant application to be submitted to the Department of Human Resources for Child Support Enforcement.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to authorize Commissioner Loffler to sign the Grant Application as presented. Motion carried.

5) CAPITOL-FOR-A-DAY PROGRAM

The County Administrator distributed to the Commissioners the agenda for the activities for Capitol-For-A-Day Program on June 9 and 10. The Governor and his staff will be meeting with local officials on June 9 with a public forum at the Charlotte Hall Veterans Home. On June 10 there will be activities at St. Mary's City, a discussion with tri-county watermen, groundbreaking of the State Office Building in Leonardtown, and a tour of hi-tech locations in Lexington Park.

6) SUPERVISOR OF ASSESSMENTS

The County Administrator announced that Mr. James Spence has been selected as the Supervisor of Assessments to replace Mr. William S. Lawrence, who is retiring. The oath of office for Mr. Spence will be conducted on April 29 in the Circuit Court Room at 10:30 a.m.

7) JOB TRAINING PARTNERSHIP ADMINISTRATION
LETTER TO LOCAL EMPLOYERS

The County Administrator presented correspondence dated April 12 from JTPA advising that the Private Industry Council is beginning the 1988 Maryland Summer Jobs for Youth Campaign and requesting the President of the Board's signature on a letter to be forwarded to employers in the area.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to authorize Commissioner Loffler to sign the letter as presented. Motion carried.

8) PUBLIC WORKS AGREEMENT
GREENVIEW WEST - LONGFIELDS VILLAGE/GREENVIEW BUSINESS PARK

On behalf of the Director of the Department of Public Works, the County Administrator presented a Public Works Agreement dated April 8, 1988 between James Dobry and St. Mary's County guaranteeing completion of Greenview Parkway in Greenview West - Longfields Village and Greenview Business Park by October 1, 1988. The Agreement is backed by a letter of credit in the amount of \$40,000.

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve and authorize Commissioner Vice-President Jarboe to sign the Agreement as presented. Commissioner Loffler abstained. Motion carried.

MINITEC BUILDING
REQUEST FOR REMOVAL OF RESTRICTION

Present: Oliver Guyther, Attorney, Breton Bay Partnership
Joseph Mitchell, Director, Economic & Community Development

Mr. Guyther appeared before the Commissioners to request the removal of a restriction that had been placed on the Minitec property in Leonardtown. Mr. Guyther displayed a plat depicting the site of the former Minitec building, the one and a half parcel of land on which it is located, and the four-acre parcel surrounding it. The restriction was placed on the Deed for the four acre parcel and states that should the property cease to be used for industrial manufacturing it would revert back to the County Commissioners.

Mr. Guyther indicated that his client, Breton Bay Associates Partnership owns the property adjacent and would be interested in having the restriction removed and acquiring the property for expansion of the multifamily housing project. He stated that he understood that it would have to be made available through sealed bids.

Mr. Mitchell pointed out that there have been several expressions of interest in that property, which should be discussed in Executive Session, and there was possibility that Mr. Guyther's client could be accommodated.

In conclusion, the Commissioners agreed to take the request under advisement.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Bailey moved, seconded by Commissioner Lancaster, to meet in Executive Session in order to discuss a matter of litigation. Motion carried. The Session was held from 9:50 a.m. to 10:20 a.m.

EDUCATION ADVISORY COUNCIL

Present: Al Lacer, Chairman
William Arick
Jean Campbell

The referenced representatives of the Education Advisory Council appeared before the Commissioners to present an update of activities of the Council including public forums and meetings with public school and county officials. Mr. Lacer stated that the Council is in the process of developing a survey that will be distributed to teachers, parents, administrators, students and the business community and indicated that the use of a professional consultant for preparation and statistical analysis would provide more reliable results. The cost for the services of Curt Raney, statistician at St. Mary's College, is \$700 for the processing of 3100 surveys. The County would provide the printing, distribution and data entry for the surveys.

After discussion Commissioner Bailey moved, seconded by Commissioner Lancaster to approve the expenditure of \$700 for the processing the surveys as recommended by the Council, with sources of funds to be determined by the Director of Finance. Motion carried.

HOUSING PRESERVATION GRANT PROGRAM
COMPTON ROAD SEWER EXTENSION/WATER PROJECT

Present: Dennis Nicholson, Coordinator, Housing & Community Development

Mr. Nicholson appeared before the Commissioners to request approval of a preapplication in the amount of \$40,000 to be submitted to Farmers Home Administration for the Compton Road Sewer Extension/Water Project under the Housing Preservation Grant Program. He stated that a problem has existed in the Compton Road area whereby thirteen homes are in need of sewer and water facilities. Mr. Nicholson advised that his department will work with the Metropolitan Commission, which will be supervising the project.

After discussion Commissioner Lancaster moved, seconded by Commissioner Jarboe, to authorize Commissioner Loffler to sign the preapplication as presented. Motion carried.

OFFICE OF PLANNING AND ZONING

Present: Robin Guyther, Planner
Betsy Anthony, Recording Secretary

STSP # 87-0545: RELIABLE AUTO PARTS (Doug Harris)

Requesting approval to allow additional office and inside storage space for sale of reconditioned vehicles and parts. The property contains 1.8 acres and is now used as a salvage yard. It is located on the west side of Rt. 5 in Mechanicsville and it is zoned I-1, Industrial, and the property is shown on Tax Map 9, Block 14 as Parcel 27.

Mr. Guyther explained that the industrial site plan had recently received approval from the Planning Commission. The applicant was seeking approval for the expansion of his business so that he might be able to display reconditioned vehicles for resale. Mr. Guyther indicated that the Planning Commission did not limit the number of vehicles to be sold, but they did say that the vehicles had to be damaged vehicles.

Mr. Guyther also informed the Commissioners that a fence would need to be constructed surrounding the sewage easement area to prevent vehicles from parking over the system. A letter was received from Mr. Russell, of the Health Department, stating that fencing would be required around the entire sewage easement area so that it was segregated from the rest of the Auto Parts business. It was also requested by the Planning Commission that the stormwater management basin be excavated to its original condition and fenced to prevent storage of vehicles in the basin.

The Planning Commission recommended approval of the request with the following conditions:

1. The fence on the southwest corner be extended 100' to prevent the view of inside the storage yard from Old Rt. 5;
2. As required by the Zoning Ordinance, only vehicles and parts reconditioned on the site may be sold from the site;

3. Excavation of the stormwater management basin to its original condition and fencing to prevent storage of vehicles in the basin; and
4. The Health Department will determine the type of protection to be used by the applicant with regards to protection of the drain fields.

Mr. Guyther commented that the building to be constructed would be a two story structure.

Commissioner Loffler felt it was necessary to keep a conscience effort for enforcing the rules of the Zoning Ordinance.

Commissioner Jarboe asked what would prevent the applicant from bringing vehicles in from other areas that had already been reconditioned and then sell them. Mr. Guyther said that it would be very difficult to enforce that.

After minimal discussion, the Commissioners decided to defer making a decision at this time but will render their decision at the April 26, 1988 meeting.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to meet in Executive Session in order to discuss a matter of land acquisition. Motion carried. The Session was held from 11:13 a.m. to 11:30 a.m.

COUNTY AND REGIONAL PRIORITIES

Present: Gary Hodge, Executive Director, Tri-County Council

Mr. Hodge appeared before the Commissioners to review last year's list of priorities in anticipation of the Governor's visit to the area in June. He stated that the Commissioners may want to revise, add or delete from the previous list.

After discussion the Commissioners agreed that their top priorities remain the same; education and agriculture. However, the Board agreed to give further consideration to the items listed and be prepared to make any comments at their May 3 meeting.

PROCLAMATION

SHOCK TRAUMA SYSTEM DAY

Present: Edward Lucey

The Commissioners presented the referenced Proclamation designating April 30, 1988 as Shock Trauma System Day in St. Mary's County.

FY '89 DEPARTMENTAL BUDGET REVIEWS

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

Board of Education

Also Present: Dr. Larry Lorton, Superintendent of Schools
Dorothy Harper, President, Bd/Ed
Robert Kirkley, Bd/Ed
Joan Marsh, "
John McFaden, "
Jonathan Nelson, "

The referenced individuals appeared before the Commissioners to present information in response to the Commissioners' request regarding the impact of the FY '89 proposed appropriation. Included in the information were negotiated/legal commitments and program commitments; impact on selected items, teachers' salary compensations, enrollments, and alternative recommendations.

Discussion ensued regarding particular issues such as student/teacher ratios and special education.

Department of Economic & Community Development

Also Present: Joseph Mitchell, Director

Mr. Mitchell requested the Board's consideration for restoration of funds in the following areas:

Agriculture

- \$10,000 matching funds to Tri-County Council for the Regional Export Grant.

Tourism

\$18,101 for the Tourism Development Specialist in order to support programs included in the Budget.

Regional Tourism Program/Budget

Also Present: Gary Hodge, Tri-County Council
Talmage Reeves, Chairman, Regional Tourism Committee
Ann Marum, Director, Chamber of Commerce

The referenced individuals appeared before the Commissioners to present the recommended Southern Maryland Regional Tourism Program and cost estimates for FY '1989. Cost per County for the first year is \$26,628. Mr. Reeves advised that each Board of County Commissioners is being requested to recognize this Plan as the Regional Development Plan for Southern Maryland and to recognize the Regional Tourism Committee.

After discussion Commissioner Jarboe moved, seconded by Commissioner Thompson, to recognize the Regional Tourism Committee who will carry out the Plan. Motion carried.

St. Mary's County Health Department

Also Present: Dr. William Marek, Deputy Health Officer
Anita Anderson, Administrative Officer

Dr. Marek appeared before the Commissioners to request consideration for restoration of the \$92,000 that had been deleted from the Recommended Budget for the Health Department. By way of a handout and a visual presentation, Dr. Marek demonstrated to the Board the need for these funds and that services cannot be maintained with the reduction.

S.M.I.L.E.

Present: James Mahoney, Administrator
Judge Clarence Dodge, Board Member

The referenced individuals appeared before the Commissioners to request consideration for restoration of the \$22,000 that had been deleted from the Recommended Budget.

Southern Maryland Health Systems Agency

Present: Johanna McCarthy
Kitty Shoap
George Smith

The referenced SMHSA representatives appeared before the Commissioners to request restoration of the \$8,928 that had been deleted from the Recommended Budget.

PREPARATION FOR BUDGET HEARINGS

Present: Charles Wade, Jr., Director of Finance

ADJOURNMENT

The meeting adjourned at 5:30 p.m.

APPROVED,


Carl M. Loffler, Jr.
President