

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, May 3, 1988

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

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

APPROVAL OF MINUTES

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve the minutes of the Commissioners' meeting of Tuesday, April 26, 1988 as corrected. Motion carried.

APPROVAL OF BILLS

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

AUDIT MANAGEMENT LETTER

Present: Charles Wade, Jr., Director of Finance
 Katherine D'Esposito, Treasurer

Mr. Wade and Mrs. D'Esposito appeared before the Commissioners to discuss the Audit Management Letter from Cox, Long and Colvin. Two areas had been identified for improvement.

1. Special Assessments - No one has been specifically assigned to track receivables. Tall Timbers Special Taxing District #1 was overcharged approximately \$1,600.

Recommendations: Propose to refund to individual taxpayers and to assign a specific person for tracking.

After discussion Commissioner Jarboe moved, seconded by Commissioner Bailey to authorize the Director of Finance to refund the overcharge to Tall Timbers Special Taxing District #1 property owners. Motion carried.

2. Property Taxes: Problem with processing of mail when taxes are received, which results in delay of depositing check and results in loss of interest.

Recommendation: Add two part-time (September/October) people at a cost of not more than \$5,000

After discussion the Commissioners agreed with the concept, but advised that actual approve would be given during the formulation of the final budget.

Problem with large amounts of old personal property tax receivables being carried not collectible.

Recommendation: Preparation of a Resolution to write off.

After discussion the Commissioners requested the Treasurer to prepare a list of the uncollectible properties for the Board's review prior to preparation of a Resolution to write them off.

RESOLUTION NO. 88-06
REPEAL AND REAUTHORIZATION OF CABLE TELEVISION TAX

RESOLUTION NO. 88-07
REPEAL AND REAUTHORIZATION OF TRAILER PARK FEES/TAXES

Present: Charles Wade, Jr., Director of Finance

The Commissioners having conducted a public hearing on April 20 and 21, 1988, Mr. Wade presented the following Resolutions for consideration by the Board:

Resolution No. 88-06
Repeal and Reauthorization of Cable Television Tax

That as of July 1, 1988 the Board of County Commissioners will levy a tax against all existing and future cable television companies in St. Mary's County in the amount of 5% of the annual gross revenues.

Commissioner Thompson moved, seconded by Commissioner Jarboe, to approve and sign Resolution No. 88-06. Motion carried.

Resolution No. 88-07
Repeal and Reauthorize of Trailer Park Fees/Taxes

That as of July 1, 1988 there shall be a tax of 10% per month upon any gross sum paid for services, fees, rentals, leasing or use of any space or facility within the trailer park.

Commissioner Thompson moved, seconded by Commissioner Bailey, to approve and sign Resolution No. 88-07 as presented. Motion carried.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) AIDS TASK FORCE

In addition to the list of individuals appointed at last week's meeting, Commissioner Bailey moved, seconded by Commissioner Lancaster, with motion carried, to appoint the following two individuals:

Peggy Gast
Marge Wernecke

2) DAY CARE COORDINATION

The County Administrator advised that the Department of Human Resources has requested designation of a person to work with the transition of the licensing function for day care centers from the local Health Departments and Social Services to the Office of Child Care Licensing and Regulation. The Health Department and Department of Social Services recommends the appointment of Joan Marsh. Therefore correspondence has been prepared for the Commissioners' signatures to the Department of Human Resources designating Mrs. Marsh.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to appoint Joan Marsh as recommended. Motion carried.

3) FLOATING HOLIDAYS

The County Administrator advised that House Bill 741 - Personnel System Reform Bill was passed by the 1988 General Assembly. One of the provisions of the bill is that on Lincoln's Birthday, Maryland Day and Defender's Day state offices would remain open, and employees who choose to work on these days will be able to take another day off. Mr. Cox recommended that the County adopt the same provision.

After discussion Commissioner Jarboe moved, seconded by Commissioner Bailey, to accept the County Administrator's recommendation. Motion carried.

4) EMPLOYMENT CONTRACT
STATE OFFICE INSPECTOR

On behalf of the Director of Public Works, the County Administrator presented an Employment Contract dated April 26, 1988 by and between James M. Radford and the Board of County Commissioners for inspection services for the State Office Building.

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

5) BUDGET AMENDMENT
COUNTY ADMINISTRATOR

The County Administrator presented the referenced Budget Amendment recommended for approval by the Director of Finance for the purpose of funding legal advertisement and office supplies in the total amount of \$3,656.

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

6) FLAG DAY

The County Administrator presented correspondence dated April 8, 1988 from Comptroller Louis L. Goldstein advising that Flag Day will be June 14 at 7:00 p.m. and requesting the name of the County's Coordinator. Mr. Cox suggested that Jim Weber, last year's coordinator, be coordinator again this year. He further suggested that June's night meeting be changed from the first to the second Tuesday in order to start off the evening with the Flag Day ceremonies.

Commissioner Lancaster moved, seconded by Commissioner Bailey, to appoint Jim Weber as Flag Day Coordinator as recommended by the County Administrator. Motion carried.

7) PERSONNEL
RECREATION AND PARKS - GROUNDS MAINTENANCE FOREMAN

The County Administrator presented a memorandum dated May 3, 1988 from the Personnel Office recommending the selection of David M. Guyther to fill the Grounds Maintenance Foreman vacancy, Grade 7, Step 3, Department of Recreation and Parks.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to select David M. Guyther as recommended above. Motion carried.

8) MARYLAND/VIRGINIA AQUACULTURE CONFERENCE

The County Administrator presented correspondence dated April 27, 1988 from the Tri-County Council advising that a balance of \$1,394 provided by each of the counties for the meeting with domestic tobacco companies. The Director of TCC recommended that instead of refunding one-third (\$465) to each County that the funds be used to help with arrangements for the Aquaculture Conference to be held June 8 at the Holiday Inn in Waldorf.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to apply the \$465 to the Aquaculture Conference as recommended. Commissioner Loffler abstained. Motion carried.

9) DIRECTOR OF OFFICE OF PLANNING AND ZONING

The County Administrator advised the Commissioners that Frank Gerred, Director of the Office of Planning and Zoning has submitted his resignation, effective July 1, 1988. Mr. Cox, therefore, requested authorization from the Board to begin the process to fill that position.

The Commissioners gave their concurrence.

10) CHESAPEAKE BAY CLEAN UP

Commissioner Jarboe moved, seconded by Commissioner Bailey, to appoint John Sivak as the County's Coordinator for the Chesapeake Bay Clean Up. Motion carried.

11) DRURY PROPERTY - SEVENTH DISTRICT

The Commissioners discussed the road problem with regard to the Drury property, and after discussion, Commissioner Bailey moved, seconded by Commissioner Jarboe, to direct the County Attorney to work with the Drurys to exchange the appropriate properties in order for the county road lies within the county-owned 40-foot right-of-way. Motion carried.

TRI-COUNTY GROUP HOME - LORETTA HOUSE

Present: Michael Whitson, President, Tri-County Group Home Board

Mr. Whitson appeared before the Commissioners and discussed the following with regard to the Tri-County Group Home:

- 1) There will be a benefit dinner and program at Tudor Hall June 24 - 6:30 p.m. Invitations will be forwarded to the Commissioners shortly.
- 2) Prince Frederick, Calvert County will be the site of the tri-county group home, which will house 6 emotionally disturbed youths--two from each county. It is funded by the State and will serve those youths who are not being served by other agencies. Proposed date for opening is October 1988.
- 3) The annual road race will be held September 10 in Chaptico with two races 6.1 miles and 3.1. The Commissioners are invited to participate.
- 4) By-Laws for Tri-County Group Home will be submitted shortly.

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 Personnel. Motion carried. The Session was held from 10:15 a.m. to 10:40 a.m.

MARYLAND DEPARTMENT OF ENVIRONMENT

Present: Tom Andrews, Deputy Secretary
Max Eisenberg, Assistant Secretary

The referenced representatives of the State Department of Environment appeared before the Commissioners to advise them of the change in legislation regarding delegation of local environmental functions. The new provision allows the Secretary of Environment to delegate environmental functions to the local health officer or to another county official authorized to administer and enforce the environmental laws. Currently the local health officer is delegated this authority; however, the new law would give the counties an option.

In closing the Commissioner Loffler indicated that the Commissioners did not anticipate any changes, but were glad to know options are available.

PUBLIC HEARING
KLINE DRIVE SPECIAL TAXING DISTRICT

Present: Dan Ichniowski, Department of Public Works

The Commissioners conducted a public hearing on the establishment of a Special Road Taxing District in the Prospect Hill Subdivision in the Third Election District for the reconstruction of Kline Drive and Miller Court. Properties to be included are shown on Tax Map 40, Parcels 50, Lots 7 through 9, 121, 122, 139, 154, and 186.

Mr. Ichniowski read the Notice of Public Hearing and explained background of the project stating that a petition had been received from the majority of the property owners, and a public informational meeting was held in March. The estimated assessment per property owner is \$181.21 a year for 20 years.

The Commissioners opened the hearing for public comment; hearing none the hearing was closed.

(Commissioner Jarboe left meeting - 11:10 a.m.)

COMMISSIONERS' TIME

1) COLTON POINT SUBDIVISION - SURPLUS PROPERTY

In response to a request from Estelle Knott and after a visit to the property on April 26, Commissioner Bailey moved, seconded by Commissioner Lancaster, to offer the county-owned property at public sale with two options--either a whole property bid or individual parcel bid. Included in the land for public sale should be the road and an appropriate turn-around area. Motion carried.

2) MINITEC PROPERTY

As a follow up to previous discussions Commissioner Bailey moved, seconded by Commissioner Lancaster, to direct the County Attorney to exercise the reversion clause in the original Deed for the four acres of land surrounding the Minitec property. Motion carried.

COMMENDATION

Present: Robert Pogue

The Commissioners presented a Commendation to Robert Pogue for his outstanding accomplishments in winning the "Why Maryland is Beautiful to Me" writing contest sponsored by the Maryland You are Beautiful Contest.

PROCLAMATIONS

Recruitment Month

Designating May 1 - 31, 1988 as Recruitment Month for volunteer firemen and rescue squadsmen in St. Mary's County.

Representatives of the fire departments and rescue squads gave a slide presentation for recruitment in the schools.

Older St. Mary's Countians Month

Designating the Month of May as Older St. Mary's Countians Month.

Nursing Home Week

Designating the week of May 8 - 14, 1988 as Nursing Home Week

FY '89 DEPARTMENTAL BUDGET REVIEW
DEPARTMENT OF SOCIAL SERVICES

Present: Ella May Russell, Director
Dick Buckler, Business Manager

The referenced representatives of the Department of Social Services appeared before the Commissioners to request reconsideration of funding of certain items that had been reduced in the Recommended Budget. Mrs. Russell indicated that the budget request had been reduced by \$20,004; however, Social Services is requesting restoration of \$2,000 for training and \$7,704 in operating expenses for Adult Foster Care/Child Support activities.

EXECUTIVE SESSION

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

The Commissioners continued in Executive Session on a matter of personnel. The Session was held from 1:30 p.m. to 3:30 p.m.

(Commissioner Jarboe returned to the meeting at 1:50 p.m.)

THE EVENING SESSION BEGAN AT 7:00 P.M.

CLEAN-UP CAMPAIGN

Present: Viki Volk, Enterprise
Jimmie Mora, Clean-Up Coordinator
Buddy Thompson, Buddy's Disposal
John Norris, Director, Public Works

The referenced individuals appeared before the Commissioners to discuss the various clean-up efforts in the County and strategies for having an ongoing program. Recommendations and suggestions included: education in the schools, incentive programs, recycling, waste-to-energy, identification of individuals who illegally dump, etc. Discussion ensued regarding the community efforts in cleaning up and methods of instilling a sense of civic responsibility in the County.

In conclusion Ms. Volk requested the County's support in the clean-up project scheduled for May 14 at Lockes Hill Road in Mechanicsville.

PUBLIC FORUM

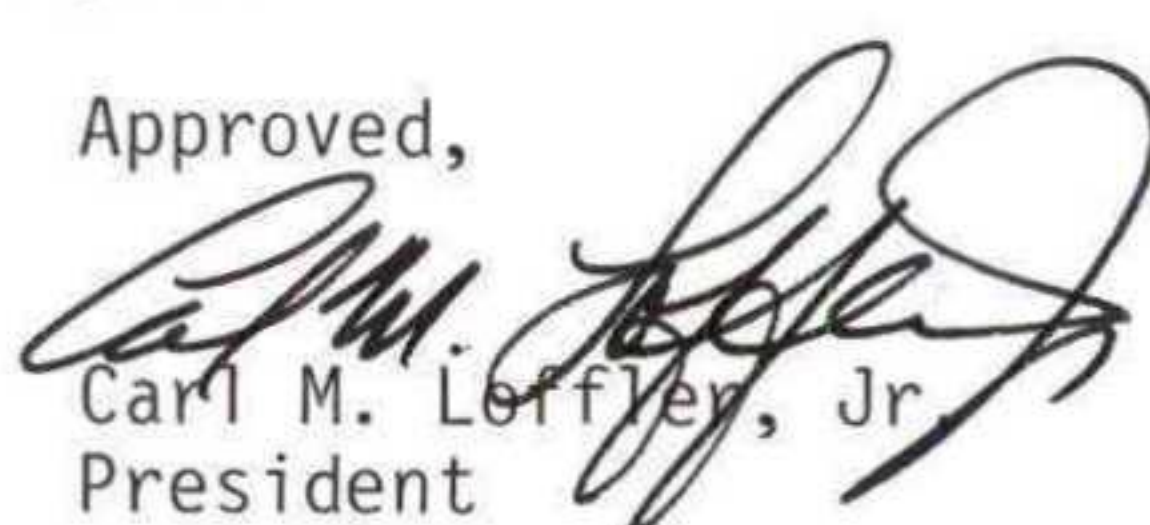
The Commissioners opened the meeting for questions and comments from the audience. Comments were received from:

Floyd Williams - Budget public hearings; clean up.
Dick Myers Private trash collection, clean-up.

ADJOURNMENT

The meeting adjourned at 8:45 p.m.

Approved,


Carl M. Loeffler, Jr.
President