

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, May 31, 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 Thompson moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, May 24, 1988. Motion carried.

APPROVAL OF BILLS

Commissioner Lancaster 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) BUDGET AMENDMENTS

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

No. 88-64
Judge of Circuit Court

To acquire new PA system for Circuit Court

No. 88-65
County Commissioners

To obtain budget authority to balance accounts

No. 88-66
County Administrator

To fund professional services for Leonard Greess and to balance accounts.

No. 88-67
Finance

To fund Cox, Long, and Colvin's development recovery fee study.

2) PERSONNEL
TOURISM DEVELOPMENT COORDINATOR

The County Administrator presented a memorandum dated May 24, 1988 from the Personnel Office advising that the Director of Economic & Community Development has requested to convert the Tourism Development Coordinator position from contract to a merit position.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve the conversion as requested. Motion carried.

3) PERSONNEL
TEMPORARY PROMOTION - PERSONNEL OFFICE

The County Administrator presented a memorandum dated May 31, 1988 from the Personnel Office recommending a temporary promotion for Evelyn Wood to Grade 9 in that she has assumed additional duties since the resignation of the Personnel Officer.

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

4) SPECIAL APPOINTMENT/COUNTY ATTORNEY

The County Administrator advised that both county attorneys have a conflict of interest on a particular zoning violation case, and it is recommended that F. Michael Harris be appointed as county attorney on this case.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to appoint Mr. Harris as recommended. Motion carried.

LEAGUE OF WOMEN VOTERS
PRESENTATION OF PETITION TO APPOINT A CHARTER WRITING BOARD

Present: Patricia White, President
Julia Richardson, Charter Petition Chair
League Representatives
Other Interested Citizens

The referenced representatives appeared before the Commissioners to present a petition for the appointment of a charter writing board consisting of the required number of signatures of qualified registered voters, which have been certified by the St. Mary's County Election Board. The League representatives indicated that as required by law, they requested the County Commissioners to appoint a nine-member Charter Writing Board within 30 days of this date to draft a charter. Also presented by the League was a list of possible nominees to serve, which they stated was a broad representation of the County.

In conclusion the Commissioners acknowledged receipt of the petition and the responsibility of appointing a Charter Board and thanked the League of Women Voters for their efforts and interest.

OFFICE ON AGING

Present: Eugene Carter, Director

Mr. Carter appeared before the Commissioners to present a brief overview of the services, background, funding sources, and goals and objectives of the Office on Aging. After distributing a handout Mr. Carter went on to explain the programs administered by the Office on Aging, which include nutrition, social programs, transportation, benefit assistance, in-home services, volunteer participation, and guardianship.

After the presentation the Commissioners thanked Mr. Carter for providing the information on his department.

SUBMISSION OF PETITION
WILDEWOOD SHOPPING MALL

Present: Todd Morgan, Wildewood resident
Jim Rose, "
John Norris, Director, Public Works
Robin Guyther, Planner, Planning and Zoning

The referenced individuals, representing Wildewood Homeowners Association of Neighborhood II, appeared before the Commissioners to present a petition with over 300 signatures expressing concerns about the proposed shopping mall in the Wildewood Subdivision. Mr. Morgan stated that the Homeowners Association was not opposed to the mall; however, there is concern regarding the aesthetics, traffic, security and stormwater management of the proposed mall. Specifically the concerns are as follows:

1. Traffic - The October 26, 1987 minutes of the Planning Commission site the entrances into the mall from Md. Rt. 235, Airport Drive and Wildewood Parkway; however, the plans indicate an entrance from Wildewood Boulevard. The Association is concerned about the amount of traffic that would be generated through the subdivision if the entrance was on Wildewood Parkway.

Mr. Guyther advised that the October 26 minutes were incorrect and that the entrance will be on Wildewood Boulevard as demonstrated on the approved site plan.

2. Stormwater Management - According to the plans the runoff from the shopping center would drain to the residential area.

During discussion, Mr. Norris indicated that stormwater management, sedimentation control and construction details for access have not yet been approved by the Department of Public Works.

Mr. Guyther indicated that a building permit had been issued based on the issuance of a grading permit by the Department of Public Works; however, Mr. Norris advised that the grading permit was for initial leveling of the site and not for construction. Final grading permits are not issued until proper stormwater management is in place.

After considerable discussion, it was agreed that a work session would be held with the Office of Planning and Zoning, Public Works and the Board of County Commissioners to resolve the issue regarding the issuance of the building permit.

Later in the meeting it was agreed that a letter would be prepared for the President of the Board signature to the developer advising that the building permit was issued in error and that the developer had 30 days to submit stormwater management plans and entrance designs in sufficient engineering detail having the potential to be approved.

DEPARTMENT OF PUBLIC WORKS

Present: John Norris, Director

1) CLEMENTS LANDFILL - TRANSFER STATION

Mr. Norris advised that construction of the transfer station at the Clements landfill will begin this construction season, and, therefore, presented the site plan for the Commissioners' approval.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to authorize Commissioner Loffler to sign the site plan as presented. Motion carried.

2) COMPUTERIZED HIGHWAY DESIGN PACKAGE

Mr. Norris advised that surveying and engineering firms were in attendance for a presentation on a computer highway design package by D.C.A. He stated that the package would simplify highway and subdivision design. The cost is \$4,000 for software and \$10,000-\$12,000 per station, and a number of the firms present expressed interest.

ADOPT-A-CAT MONTH

Present: Steve Brodie, Vice-President, Humane Society
Amy Freeman, Secretary, "

The Commissioners presented a Proclamation designating June as Adopt-A-Cat Month in St. Mary's County.

DIRECTOR OF FINANCE

Present: Charles H. Wade, Jr.

1) SIGNING OF FY '89 BUDGET

Commissioner Bailey moved, seconded by Commissioner Jarboe, to approve and sign the Approved Budget for Fiscal Year 1989. Commissioner Lancaster voted against the motion stating that he would not sign because of inadequate funding for the Board of Education and issued a statement for the record. A copy of the statement is on file in the Commissioners' Office. Motion carried four to one.

2) RESOLUTION NO. 88-12
ENERGY CONSUMPTION TAX

Commissioner Bailey moved, seconded by Commissioner Jarboe, to set the Energy Tax rate at 3% per unit and to sign Resolution No. 88-12. Commissioner Lancaster voted against the motion. Motion carried four to one.

3) RESOLUTION NO. 88-13
1988-1989 OPERATING AND CAPITAL BUDGETS, FIRE AND
RESCUE CAPITAL REVOLVING FUND, SPECIAL ASSESSMENTS
FUND, RECREATION AND PARKS ENTERPRISE FUND, COUNTY'S
PROPERTY TAX RATE

Commissioner Thompson moved, seconded by Commissioner Bailey to approve and sign referenced Resolution No. 88-13 approving the County's Operating Budget at \$47,457,967, the Capital Budget in the amount of \$5,994,808; Fire and Rescue Capital Revolving Fund in the amount of \$-0-; the Recreation and Parks Enterprise Fund in the amount of \$372,186; the Wicomico Shores Enterprise Fund in the amount of \$529,360; the Special Assessment fund in the amount of \$177,904; and the County's Property Tax Rate at \$2.28 per \$100 of assessed valuation. Motion carried.

4) RESOLUTION NO. 88-14
FIRE TAX

Commissioner Jarboe moved, seconded by Commissioner Bailey, and motion carried to approve and sign Resolution No. 88-14 establishing the fire tax in election districts as follows:

District # 1	-	.09¢
District # 4	-	.11¢
District # 5	-	.11¢
District # 6	-	.11¢
District # 8	-	.11¢

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Thompson moved, seconded by Commissioner Lancaster, and motion carried, to meet in Executive Session in order to discuss the following:

Personnel

(Held from 11:40 a.m. - 1:20 p.m.)

Property Acquisition

Also Present: Joseph Mitchell, Director, DECD
Joseph Densford, Asst. County Attorney
James Marsh

(Held from 1:20 p.m. - 1:40)

Property Acquisition

Also Present: James Haley, Procurement Officer
Charles H. Wade, Director of Finance

(Held from 1:40 p.m. to 1:45 p.m.)

Litigation and Property Acquisition

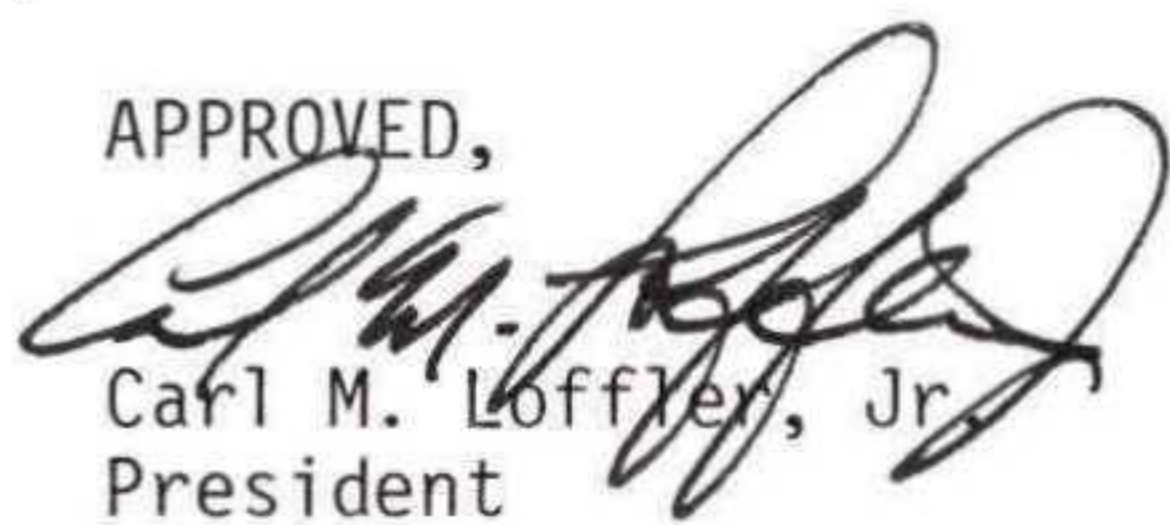
Also Present: John Norris, Director, DPW

(Held from 2:00 p.m. - 2:12 p.m.)

ADJOURNMENT

The meeting adjourned at 3:15 p.m.

APPROVED,


Carl M. Loffler, Jr.
President

