

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, December 13, 1988

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

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

APPROVAL OF MINUTES

Commissioner Bailey, moved, seconded by Commissioner Jarboe, to approve the minutes of the Commissioners' meeting of Tuesday, December 6, 1988.

APPROVAL OF BILLS

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

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) St. Mary's Nursing Center By-Laws

The County Administrator presented correspondence addressed to Daniel S. Capper, Chairperson, Nursing Center Board advising that the Board of County Commissioners has completed the process of reviewing and approving the by-laws as submitted for the St. Mary's Nursing Center, having met all the criteria as contained in Resolution No. 88-03. The Commissioners approved the by-laws and signed the letter to the Nursing Center Board.

2) Leonardtown Centre Easement Agreement

The County Administrator presented correspondence dated December 13, 1988 to Attorney George R. Sparling concerning the establishment of a one time easement fee for the Leonardtown Centre.

Commissioner Thompson moved, seconded by Commissioner Bailey, setting the easement fee for the Leonardtown Centre in the amount of \$500.00. Motion carried.

3) Livability Code Ordinance/Livability Code Board of Appeals By-laws

The County Administrator presented the Livability Code Ordinance for approval which included the Rules of Procedure to be governed by the St. Mary's County Zoning Board of Appeals as the Livability Code Board of Appeals.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to adopt the Ordinance for the Code and the Rules as presented. Motion carried.

4) Budget Amendments

The County Administrator presented the following budget amendments for approval

(a) Budget Amendment No. 89-28 for the Sheriff's Department in the amount of \$60,789 to fund equipment for three new patrolmen.

(b) Budget Amendment No. 89-29 for the Department of Public Works in the amount of \$10,000 to fund overtime account for construction and inspection. Commissioner Lancaster moved, seconded by Commissioner Jarboe to approve the two budget amendments as presented by the County Administrator. Motion carried.

5) Rental Allowance Program Grant

The County Administrator presented a Rental Allowance Program Grant Agreement for FY 1989 in the amount of \$26,622. Commissioner Thompson moved, seconded by Commissioner Lancaster, authorizing the President of the Board to execute the Agreement as presented. Motion carried.

6) St. Mary's County Regional Park
Matching Grant From State

The County Administrator presented correspondence dated December 8, 1988 from the Director of Recreation and Parks explaining the grant application for funds from the bond bill, Chapter 372, for the amount of \$200,000 to be expended by the County in order to receive the matching grant from the State for use at the regional park at St. Mary's River Watershed.

Commissioner Thompson moved, seconded by Commissioner Lancaster authorizing the funds for the County in order to receive the State's matching grant. Motion carried.

7) Lease of Facility on Lincoln Avenue
Tri-County Community Action Committee, Inc.

The County Administrator referred to correspondence from Mr. Dana Jones, Director of the Southern Maryland Tri-County Community Action Committee, Inc. in which he presented a proposal for a ten-year lease agreement with the County for use of the vacated Health Department building on Lincoln Avenue in Lexington Park.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, approving Tri-County Community Action Committee, Inc. to enter into an agreement with the County for leasing the Lincoln Avenue facility as outlined in his correspondence dated December 9, 1988. Motion carried.

8) Letters of Gratitude

The County Administrator presented for Commissioners' signatures two letters of gratitude for service on county boards and commissions.

- a. Janet B. Ander - Domestic Violence/Sexual Assault Board - who resigned.
- b. Francis E. Taylor - St. Mary's County Metropolitan Commission - whose term expires on December 31, 1988.

9) Letters of Acceptance to Boards, Committees
and Commissions

The County Administrator presented for Commissioners' signatures letters requesting acceptance to various Boards, Committees and Commissions.

- a. Dr. William Marek - Tri-County Youth Services Bureau
- b. Diana Donahue - Tri-County Youth Services Bureau
- c. H. Harold Bishop - Recreation and Parks Board
- d. Elizabeth Reynolds - St. Mary's Nursing Center Board
- e. Jon Grimm - Coastal Resources Advisory Committee
- f. Mary F. Fletcher - Council on Children and Youth

EXECUTIVE SESSION

Commissioner Bailey moved, seconded by Commissioner Lancaster to go into executive session at 9:20 a.m. for the purpose of property disposition. Motion carried.

Present were the Board of County Commissioners, Edward V. Cox, County Administrator, Joseph Densford, Assistant County Attorney, James P. Haley, Procurement Officer, Peter O'Brien of Judith A. O'Brien Associates, John Courenlis of Connecticut & R Street Associates, James Moshovitis, Developer/Purchaser, and Leonard Collins, Attorney. Executive session concluded at 10:00 a.m.

AGREEMENT OF SALE FELIX JOHNSON PROPERTY

Present: Joseph Densford, Assistant County Attorney
James P. Haley, Procurement Officer

David I. Millison offered the amount of \$275,000 as the purchase price for the Felix Johnson Property. Spartan Group Ltd. Partnership offered the purchase price amount of \$550,000.

Commissioner Thompson moved, seconded by Commissioner Jarboe to reject the \$275,000 purchase offer from David I. Millison, and accept the \$550,000 offer from Spartan Group Ltd. Partnership. Motion carried.

Attorney Densford then discussed the Agreement of Sale and presented the Agreement which was executed by Commissioner President Carl M. Loffler, Jr., and James H. Moshovitis, General Partner of Spartan Group Ltd. Partnership.

C & P TELEPHONE COMPANY Enhanced 911 System

Present: Mimi O'Hara
Jack Humphries
Tom Oliver,
Sheriff Wayne L. Pettit

Representatives of C & P Telephone Company demonstrated the Enhanced 911 System and proposed a letter of intent to replace the county's original letter of intent dated October 8, 1985. The Commissioner agreed to take the letter under advisement and return their decision to C & P.

DEPARTMENT OF PUBLIC WORKS

Present: John B. Norris, Jr., Director
George Jarboe
Walter Wise

Snow and Ice Control Operational Plan Snow Emergency Operational Plan

Mr. Jarboe discussed the Emergency Operational Plans and reported that there are no policy changes. He noted that the new Detention Center, State Office Building, and Health Department have been added to the snow clearing areas. Mr. Wise informed the Board that county offices can expect to have areas cleared in order to report to work by 8:30 a.m. on snow days.

Public Works Agreements

1) The Director of Public Works presented an agreement dated October 28, 1988 between Patuxent River Farms, Phase 1, and the County for a bond in the amount of \$721,000 requested by Homestead Insurance.

2) The Director of Public Works presented an agreement between Route 347 Realty Company and the County for a bond in the amount of \$473,000 for Patuxent River Farms for Patuxent Boulevard.

Commissioner Thompson moved, seconded by Commissioner Bailey approving the Public Works agreements as presented by the Director of Public Works. Motion carried.

Deed Transferring Bay Front Road
Under County System

Commissioner Jarboe moved, seconded by Commissioner Lancaster approving a deed from State Highway Administration transferring ownership of Bay Front Road under the County road system. Motion carried.

DIRECTOR OF FINANCE
Impact Fee Study

Present: Charles H. Wade, Director of Finance
Bruce Jennings, Cox, Long & Colvin
Ed Donahue, Peat Marwick Main

Mr. Donahue presented an update on the Impact Fee Study; Mr. Wade distributed copies of the Impact Fee Study Workplan and discussed areas of the plan. Commissioner Jarboe requested more than one public meeting be scheduled to inform the public of the reasons for any increases. Mr. Donahue said a final report will be completed and presented to the Board in February 1989.

Delinquent Ordinary Business and Corporation
Personal Property Tax Interest and Penalties Ordinance
Public Hearing

Mr. Wade read the Notice of Public Hearing as published in the St. Mary's TIDE Newspaper on December 1 & 7, 1988. He then presented a chart showing the impact of increased interest charged on present real property taxes. Vicki Volk, Enterprise Reporter, asked the present percentage. Mr. Wade replied that it is 2/3 of 1% per month.

With no further action, the public portion of the Hearing was closed. There will be a ten day period before the Ordinance will be signed to allow for further public input. A tape is on file in the County Commissioners' Office.

PROCLAMATION

National Drunk and Drugged Driving Awareness Week
Present: Colleen Hickey, Tri-County Council for Southern Maryland

Ms. Hickey was presented a proclamation declaring December 11 - 17, 1988 as National Drunk and Drugged Driving Awareness Week by Commissioner Thompson. Mocktails (non-alcoholic beverages) were available for sampling.

INPUT FROM RESIDENTS OF COUNTRY LAKES SUBDIVISION

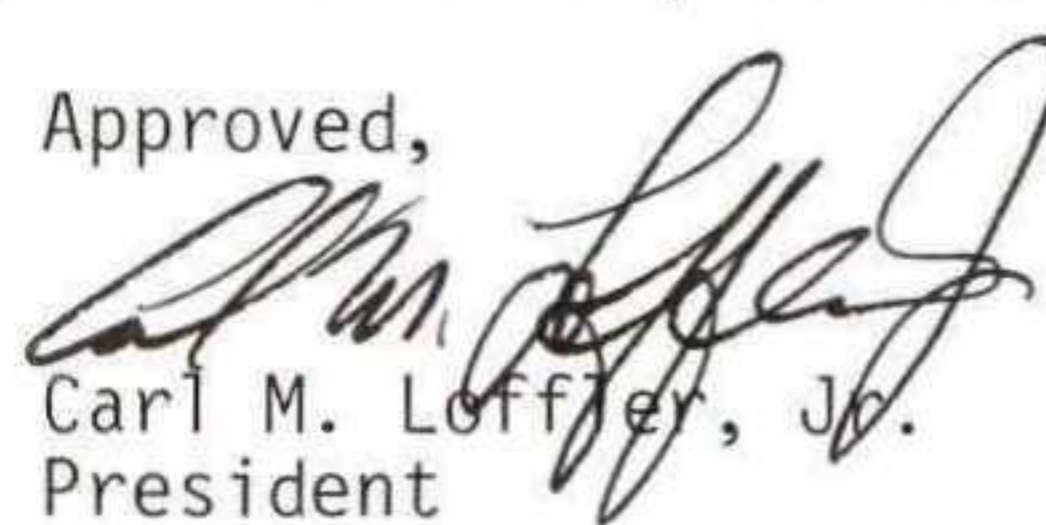
Mr. Bob Stone represented a group of citizens who were present in the audience and expressed concern about traffic on Asher Road. As the road crosses a stream, that area becomes slippery during inclement weather, not allowing automobiles to travel up the hill. Mr. Stone proposed an extension to Yowaiski Mill Road.

The Board agreed to check the area during the Country Lakes tour scheduled for today.

ADJOURNMENT

The Commissioners' adjourned the meeting at 11:50 to depart and tour the Fourth District.

Approved,


Carl M. Loffler, Jr.
President