

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, June 13, 1989

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 9:10 a.m.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Thompson, to approve the minutes of the Commissioners' meeting of Tuesday, June 5, 1989 and the Office of Planning and Zoning portion of the Commissioners' meetings of May 16, May 23, and May 30, 1989. 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) APPOINTMENTS
BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Bailey moved, seconded by Commissioner Thompson, and unanimously carried, to make the following appointments:

<u>Airport Commission</u>	<u>Term to Expire</u>
Pete M. Mesmer (reappt.)	6/30/92
<u>Commission for Women</u>	
M. Joyce Alford	6/30/90/94
Thyris Miles	6/30/90/94
Susan Borneman (Readjusted Term)	6/30/91
Lyn[Fitrell	" 6/30/90
Helen L. Ginn	" 6/30/90
Janet Hanke	" 6/30/92
Peggy L. Howard	" 6/30/91
Marvin Kaminetz	" 6/30/91
Katie Kangas	" 6/30/91
Elfreda Mathis	" 6/30/92
Joan Stine	" 6/30/92
<u>Domestic Violence/Sexual Assault Board</u>	
Jonathan Nelson (reappt.)	6/30/93
<u>Economic Development Commission</u>	
Jack Daugherty	6/30/92
<u>Human Relations Commission</u>	
Norman Breslauer (reappt.)	6/30/93

Job Training Partnership Act (Private Industry Council)

Judith R. Jenkins (reappt.) 6/30/92
Gerda Manson 6/30/92

2) Property Tax Assessment Appeal Board

The County Administrator presented correspondence addressed to the Governor's Appointments Secretary nominating the following three individuals, one of which will be selected to fill the vacancy on the Property Tax Assessment Appeal Board:

Barbara Chapman
John M. Dixon
John O. Gatton, Jr.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to submit the referenced names as indicated. Motion carried.

3) BUDGET AMENDMENT NO. 89-74
STATE'S ATTORNEY

The County Administrator presented the referenced Budget Amendment recommended for approval by the Director of Finance with justification as indicated: To provide funding for extradition.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign Budget Amendment No. 89-74 as presented. Motion carried.

4) NOXIOUS WEED CONTROL AGREEMENT

The County Administrator presented an Agreement between the Department of Agriculture and St. Mary's County for the control and eradication of noxious weeds in St. Mary's County.

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

5) STORMWATER MANAGEMENT GRANT APPLICATION

The County Administrator presented an application for the Stormwater Management Program for Fiscal Year 1990 Grant-In-Aid.

Commissioner Bailey moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Loffler to sign the application as presented. Motion carried.

6) MARCEY HALF-WAY HOUSE
HUMAN SERVICE CONTRACT PROPOSAL

The County Administrator presented the Fiscal Year 1989-1990 Grant Application in the amount of \$147,459 for the operation of the Marcey Half-Way House to be submitted to the Department of Health and Mental Hygiene.

Commissioner Bailey moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Loffler to sign the Grant Application as presented. Motion carried.

DEPARTMENT OF GENERAL SERVICES
REGIONAL REPRESENTATIVE

Present: Alice Virts, Regional Representative

Ms. Virts appeared before the Commissioners to introduce herself as Southern Maryland's regional representative for the State Department of General Services. She advised that she is the liaison between local governments and DGS with regard to matters concerning construction, procurement, records management, telecommunications, etc. Mrs. Virts invited the Commissioners to contact her for referrals for any of these services.

In conclusion the Commissioners advised that the County is currently using some of the services and will contact her regarding other areas.

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Director

1) INFORMATION RELEASE - WASTE OIL DISPOSAL

Mr. Ichniowski presented an Information Release advising that the Department of Public Works in conjunction with the Maryland Environmental Service has recently installed four waste oil tanks at the following transfer stations: Ridge, Valley Lee, Oakville, and Clements. Preparations are underway to have a waste oil tank site at St. Andrews and Charlotte Hall.

2) USER FEES - PUBLIC WORKS INSPECTIONS

As a follow up to previous discussion, Mr. Ichniowski presented a draft Resolution with recommended amendments to the Department of Public Works Inspection Fees as follows:

Minor Subdivisions - 3% of estimated road construction costs

Major Subdivisions - 7% of estimated road construction costs

Mr. Ichniowski stated that if the Commissioners concur, the amendment will be submitted to the Planning Commission for concurrence after which the Commissioners would conduct a public hearing, perhaps on July 12, for adoption by July 31.

Mr. Ichniowski advised that the firm of Cox, Long, and Colvin has reviewed and accepted the proposed amendment.

The Commissioners gave their concurrence for Mr. Ichniowski to proceed.

3) ROAD RESOLUTION NO. R89-03
TOWN CREEK SUBDIVISION

Mr. Ichniowski presented the referenced Road Resolution reducing the speed limit on North Town Creek Drive from 40 miles per hour to 35 miles per hour from its intersection Rt. 235 to the end of the cul-de-sac.

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

4) ESPERANZA FARMS SUBDIVISION

Mr. Ichniowski presented the following documents relative to Esperanza Farms Subdivision:

- Deed dated October 1988 between Esperanza Farms Corporation and the County Commissioners of St. Mary's County accepting Kimberly Court into the County Highway Maintenance System.
- Road Resolution No. R89-06 - posting the streets located in Esperanza Farms Subdivision, Section 11 at 25 miles per hour.
- Road Resolution No. R89-07 designating Kimberly Court at its intersection with Millstone Landing Road as a Stop Street.

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve and authorize Commissioner Loffler to sign the referenced documents. Motion carried.

5) STALLMAN SUBDIVISION

Mr. Ichniowski presented the following documents relative to Stallman Subdivision:

- Deed dated June 1989 between Henry T. Waring and County Commissioners of St. Mary's County accepting Rutherford Boulevard, Shelby Street, and Tammie Drive into the County's Highway Maintenance System.
- Road Resolution No. R89-05 designating the following streets as **Stop** Streets:
 - Rutherford Blvd. as it intersects with Md. Rt. 237
 - Shelby Street as it intersects with Rutherford Blvd.
 - Tammie Drive as it intersects with Rutherford Blvd.
- Road Resolution No. R89-04 posting the streets in Stallman Subdivision, Section II, Eighth Election District, at 25 miles per hour.

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

IMPACT FEES/TRANSFER TAX

Present: Edward J. Donahue III, Peat Marwick
Jack Qutub, "

The referenced individuals appeared before the Commissioners to review and discuss the impact fee study conducted by the firm of Peat Marwick. Mr. Donahue listed certain assumptions:

- 1) Increased costs for infrastructures in the near future
- 2) Capital costs are growth related as well as for replacements/improvements
- 3) Anticipated costs exceed anticipated revenues
- 4) County has optimized revenues from user fees, permits, "nuisance" taxes, etc.

During his review Mr. Donahue indicated that the County had three options: Cut capital budget, raise property taxes, find alternative revenue sources (impact fees and transfer taxes). In his handout Mr. Donahue listed various revenue sources (property tax, income tax, impact fee, and transfer tax) and cited the advantages, disadvantages and comments on each.

During discussion Mr. Donahue pointed out that because of the increased need for revenue, the County should consider having both an impact fee and a transfer tax.

In conclusion the Commissioners thanked the representatives from Peat Marwick for responding to their questions and comments.

CHARTER BALLOT QUESTION

The County Administrator stated that in order to meet the timetable regarding the special election for the Charter, the Commissioners must certify the ballot question to the Election Board. The question is as follows:

Should St. Mary's County adopt the proposed Charter as prepared by the Charter Board pursuant to the provisions of Article XI of the Maryland Constitution?

Yes No

Commissioner Lancaster moved, seconded by Commissioner Jarboe to approve the ballot question on the Charter as presented. Motion carried.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator
Joseph Densford, Assistant County Attorney

Commissioner Lancaster moved, seconded by Commissioner Bailey, to meet in Executive Session on a matter of Litigation and later in the day on a matter of Personnel with Director of Finance, Mr. Wade. Motion carried. The Session on Litigation was held from 11:30 a.m. to 12:20 p.m. The Session on Personnel was held from 3:55 p.m. to 5:00 p.m.

MEETING THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT

The Commissioners left to attend a meeting with Secretary Rogers of the Department of Housing and Community Development at Olde Breton Inn.

ADJOURNMENT

The meeting adjourned at 5:00 p.m.

APPROVED,


Carl M. Loffler, Jr.
President