

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, May 29, 1990

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

Commissioner Thompson was not present at beginning of meeting.

The meeting was called to order at 9:10 a.m.

APPROVAL OF MINUTES

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, May 22, 1990. Motion carried.

APPROVAL OF BILLS

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

EXECUTIVE SESSION

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

Commissioner Bailey moved, seconded by Commissioner Lancaster to meet in Executive Session to discuss matters of personnel. Motion carried. The Session was held from 9:15 a.m. to 9:45 a.m.

TRI-COUNTY COMMUNITY ACTION COMMITTEE

Present: Dana Jones, Director

Mr. Jones appeared before the Commissioners to present Tri-County Community Action Committee's Annual Report for 1989. Mr. Jones reviewed the Committee's programs stating that eight families have been assisted in the Self-Help Housing Program. Other programs include Low-Income Rental Development, Rehabilitation Assistance Program, and Senior Companion Program. During discussion Mr. Jones pointed out that the Head Start Program has had attendance problems, but the Committee is working with parents to resolve this.

A copy of the report is on file in the Commissioners' Office.

PROCLAMATION  
SAFE BOATING WEEK

Present: Representatives of Power Squadron  
" Coast Guard Auxiliary  
" Civil Air Patrol

The Commissioners presented the referenced Proclamation designating the week of June 3-9, 1990 as Safe Boating Week in St. Mary's County.



PROCLAMATION  
ADOPT-A-CAT-MONTH

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

PROCLAMATION  
VOTER REGISTRATION WEEK

The Commissioners presented a Proclamation designating July 1 - 7, 1990 as Voter Registration Week in St. Mary's County.

CORRECTIONAL OFFICERS' ASSOCIATION

Present: Leonard Wathen  
Joe Wheeler  
Roslyn Monsees

The referenced representatives of the St. Mary's Correctional Officers' Association appeared before the Commissioners to let the Board know the Association has been established and to express certain concerns. Mr. Wathen presented a list of those concerns which included manpower, safety, communications, pay equity, security, discipline, promotions and hiring, scope of employment, liability, and training. During his presentation Mr. Wathen invited the Commissioners to visit the detention for a tour in order to better understand their concerns.

During discussion the Commissioners indicated that these concerns should go through proper channels and would be more appropriately handled by the Sheriff prior to being presented to the Board of County Commissioners. In that the list had been given to the Sheriff on May 7 by the Correctional Officers' Association, Commissioner Loffler stated that the Sheriff had been working to resolve some of these issues and suggested that the Association allow time for the Sheriff to respond. He further indicated that should the concerns not be addressed satisfactorily to the Association the Commissioners would be glad to meet with them.

In closing, Mr. Wathen advised that the Association was developing a logo and requested permission to use the County Seal in it. The Commissioners gave their concurrence.

OFFICE OF PLANNING & ZONING  
INDUSTRIAL SITE PLAN

Present: Jon R. Grimm, Director, OPZ  
Peggy Childs, Recording Secretary

STSP #86-1053 - LOFFLER INDUSTRIAL TWO

Requesting approval of change to previously approved site plan from 1750 sq. ft. warehouse / 7000 sq. ft. storage to 1750 sq. ft. office / 7000 sq. ft. warehouse on a total on 1.38 acres, zoned I-1, located on Airport View Drive in St. Mary's Industrial Park; Tax Map 34, Block 2, Section 2.

Owner/Applicant: Loffler Industrial One Partnership  
Present: Mark Kanowicz for Loffler Construction

(Mr. Loffler stepped down from the Board and did not participate. Vice-President Thompson chaired the meeting for Loffler Industrial Two only).

Mr. Grimm stated there is an outstanding permit issue with the Health Department but no site plan issues; and there are no major changes to the site plan by this change to partial office space of an already approved storage facility. The only reason it is before the Commissioners is when the storage building was approved there was a request that it be brought back if and when office space was proposed; otherwise, Mr. Grimm said, it seems to be routine.



Commissioner Jarboe stated no restroom facilities were proposed for the storage building; Health Department approval for sanitary facilities is now required prior to issuance of a Certificate of Use and Occupancy.

Commissioner Jarboe said he has some questions regarding the change, especially since the warehouse building had just recently been approved, and requested approval be held until next week to allow him to take a look at it. Commissioner Thompson said he thought this was more of a housekeeping item and it was not even necessary for the Board to approve the site plan, it was more or less a courtesy to the Board to keep them informed, as he understands it. Commissioner Bailey said he was ready to vote on it now, but felt if a Commissioner asked for more time he should be extended that courtesy.

Commissioner Lancaster moved to approve the revised site plan as presented, subject to final agencies' approval. The motion died for lack of a second. The request will be held over to the next meeting, June 3, 1990. Mr. Grimm will check on Health Department approval prior to next Tuesday.

#### TERMINATION OF ALPD EASEMENT

##### ALPD #82-0057 - WILLIAM S. LAWRENCE

Requesting partial termination of ALPD District Agreement to allow a 6 lot minor subdivision (Mt. Airy) approved by the Planning Commission for family members. Located in the 7th District on Bushwood Road between MD Route 238 and Hurry Dynard Road; Tax Map 30, Block 18, Parcel 13.

Owner: William S. Lawrence

(Mr. Loffler returned to the meeting).

Mr. Grimm stated the request for partial termination of the ALPD easement is for the purpose of transferring 6 lots to family members. The Planning Commission recommended approval on May 14, 1990; the 6-lot minor subdivision was approved by the Commission on April 9, 1990. Applicant is seeking the Commissioners' recommendation to the State for approval. Should the Commissioners recommend approval staff would forward that to the State who would process the request, with their requirement that the applicant purchase the 6 lots back from the State.

Commissioner Bailey moved to recommend approval to the State for partial termination of the ALPD easement. The residue will remain in the Agricultural Land Preservation District. The motion was seconded by Commissioner Thompson and passed unanimously.

#### ECONOMIC DEVELOPMENT COMMISSION PRESENTATION OF RECOMMENDATIONS

Present: James Kenney, Chairman  
Joseph Gough  
Kennedy Abell  
F. Elliott Burch, Jr.  
Joseph Mitchell, Director, Economic & Community Development

The referenced members of the Economic Development Commission appeared before the Commissioners to present a list of recommendations for the Board's consideration. Mr. Gough indicated that this report is in response to a request from the Commissioners and stated that these are items that the Commission feels would help improve the economic health of the County. The recommendations are as follows:

1. To establish a program of regular meetings with its Navy peer groups;
2. To develop comprehensive public power policy and a comprehensive waste management policy;
3. To create a network of private sector key people to assist the Department of Economic and Community Development staff with the development of potential leads;



4. To encourage and support extension of the Airport Runway and related facilities;
5. To look in establishing industrially zoned land in the County particularly in the northern part of the County.
6. To look into allowing mixing uses within a single zoned area;
7. To see that efforts are made to improve the County's inter-departmental activities as they relate to the land use permit/application process.
8. To see that the integrity of the limits of the Air Installation Compatible Use Zone (AICUZ) are maintained.
9. To continue efforts in improving the relations between the County and our U. S. Congressional Delegation.

During discussion the Commissioners pointed out that many of the recommended items are already being done. Commissioner Jarboe stated that it was important to protect and assist businesses already in the County as well as to attract new businesses.

Commissioner Loffler suggested that the EDC take a more aggressive approach in looking into identifying industrial areas in the northern end of the County. Mr. Gough stated that his subcommittee would accept that as its next order of business.

In closing Mr. Mitchell pointed out that there are three subcommittees of the Economic Development Commission and that reports have now been presented to the Commissioners by each.

COMMENDATIONS  
FIRE DEPARTMENTS/RESCUE SQUADS  
OUTGOING PRESIDENTS

The Commissioners presented the following Commendations to outgoing presidents of volunteer fire departments and rescue squads:

Joseph B. Carroll, Seventh District Fire Department  
John Koegel, Second District Fire Department and Rescue Squad  
John Gatton, Hollywood Rescue Squad  
Nancy Sadorowicz, Leonardtown Rescue Squad

FISCAL YEAR 1991 BUDGET

Present: Charles Wade, Director of Finance  
Marty Jones, Budget Analyst

SUPPLEMENTAL RECLASSIFICATIONS

The County Administrator presented a May 29, 1990 memorandum from the Personnel Officer recommending reclassifications which had been resubmitted for reconsideration:

<u>Position Title</u>	<u>Current Grade</u>	<u>Recom. Grade</u>
Director, Dept. of Economic & Community Dev.	26	27
Director, Recreation and Parks	26	27
Asst. Director, Recreation and Parks	22	23
Recreation Supervisors (3)	19	20
Museum Director, Recreation and Parks	19	20
Program Development Officer, Office on Aging	15	16

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve the referenced reclassifications as presented. Motion carried.



Budget Reconsiderations

Mr. Wade distributed budgetary reconsiderations with funding sources as follows:

Planning & Zoning Secretary I	\$ 19,385
Sheriff - 8 PFC Promotions	20,262*
Classification Counselor (Sheriff's Dept.)	29,563*
Civil Defense (EOC) - P/T Clerk	7,400
Public Works 4th Road Crew	259,755
Equipment	62,000**
6% COLA instead of 4% for County Gov't Employees	252,765
Total Added	\$539,305

\* Absorbed by Sheriff's Budget  
\*\* Lease Purchase

Funding	
LGIT Capitalization	\$335,000
Premiums Excess Liability	42,000
Misc. Designated Funds	9,265
Undesignated Fund Balance	153,040
Total	\$539,305

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve the Budget Reconsiderations as referenced. Motion carried.

RESOLUTION NO. 90-08  
FIRE TAX

Mr. Wade presented the referenced Resolution assessing a fire tax on every \$100 of assessed valuation of all real and personal property, effective July 1, 1990 as follows:

Election District 1	.09¢
Election District 3	.06¢
Election District 4	.11¢
Election District 5	.11¢
Election District 6	.11¢
Election District 7	.11¢
Election District 8	.11¢

Commissioner Jarboe moved, seconded by Commissioner Bailey, to approve and sign Resolution No. 90-08 as presented. Motion carried.

RESOLUTION NO. 90-09  
1990-1991 Operating and Capital budgets, Fire and Rescue  
Capital Revolving Fund, Special Assessments fund, Recreation  
and Parks Enterprise Fund, Wicomico Shores Enterprise Fund,  
and the County's Property Tax Rate.

Mr. Wade presented the referenced Resolution approving the County's Operating Budget at \$64,027,608; Capital Budget at \$18,180,272; Fire and Rescue Capital Revolving Fund at \$0; Recreation and Parks Enterprise fund at \$287,903; Wicomico Shores Enterprise Fund at \$833,922; Special Assessment fund at \$37,551; and setting the County's Property Tax Rate at \$2.33 per \$100 of assessed valuation.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve and sign Resolution No. 90-09. Motion carried.



FISCAL YEAR 1991 BUDGET DOCUMENT

Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve and sign the FY 1991 Budget Document. Motion carried.

EMERGENCY MANAGEMENT AGENCY

Present: Tom Oliver, Director

Road Flooding Update

Mr. Oliver advised the Commissioners of the conditions of certain road because of the current rain storm. Md. Rt. 244, Bushwood Dynard Road, and St. John's Road have flooded conditions. Announcements have been made on the radio advising motorists.

Communications Operators

Mr. Oliver advised the Commissioners that because of illness the emergency operations center has often been running 12-hour shifts. He explained operators are needed throughout the clock and that there are currently nine full time and one part time operator including the supervisor. The director and assistant director have had to occasionally work as backups when other operators were not available.

The Commissioners advised Mr. Oliver that a part-time operator had been approved by the Board on May 22 and another part-time operator was approved this date.

Mr. Oliver expressed appreciation to the Board and indicated that this should give relief to the 12-hour shift situation.

Enhanced 911 System

Mr. Oliver brought the Commissioners up to date regarding the Enhanced 911 system, which will provide telephone number and location of the caller, stating that the system should be fully operational by mid-June.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) ROAD RESOLUTIONS

On behalf of the Director of Public Works, the County Administrator presented the following Road Resolutions:

- ° No. R90-13  
Patuxent Boulevard

Designating the following streets in the Eighth Election District as Stop Streets:

Myrtle Point Road as it intersects with Patuxent Boulevard

Mill Cove Road as it intersects with Patuxent Boulevard

Patuxent Boulevard as it intersects with Md. Rt. 4.

- ° No. R90-14  
Patuxent Boulevard

Posting Patuxent Boulevard, Eighth election District at 35 miles per hour.

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



2) ADDENDUM TO PUBLIC WORKS AGREEMENT  
STONEY RUN SUBDIVISION, SECTION III

On behalf of the Director of Public Works the County Administrator presented an Addendum to the Public Works Agreement between Wayne A. Wise and St. Mary's County Commissioners extending the deadline for completion of roads to June 1, 1991. The Addendum is backed by a Letter of Credit with the First National Bank of St. Mary's in the amount of \$39,000.

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

3) LITERACY WORKS GRANT APPLICATION

On behalf of St. Mary's Public Schools, the County Administrator presented the referenced Literacy Works Grant application for Fiscal Year 1991 in the amount of \$15,000 for the period July 1, 1990 through June 30, 1991.

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

4) APPOINTMENT OF FINANCIAL ADVISOR AND  
BOND COUNSEL

The County Administrator presented a memorandum dated May 24 from the Director of Finance requesting the Commissioners approval to appoint the firm of Alex Brown and Sons as Financial Advisor and the firm of Piper & Marbury as bond counsel for the Fiscal Year 1991 bond issue.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve the appointments as recommended. Motion carried.

5) CERTIFICATE OF NEED APPLICATIONS

The County Administrator reminded the Commissioners of the request of representatives of the Health Department to oppose the Certificate of Need applications by Childrens Home Health Services and HMSS for home health care in St. Mary's County.

The Commissioners directed the County Administrator to contact the two agencies to have representatives meet with the Commissioners next week to discuss the applications; i.e., clientele to be served, areas to be served, etc.

REGIONAL TOURISM

Commissioner Jarboe indicated that two weeks ago after he left the Commissioners' meeting, a decision had been made regarding regional tourism. In light of this action, Commissioner Jarboe moved, seconded by Commissioner Bailey that any item that involves county funding outside of a budget amendment, should be on the draft agenda. However, if an item is not on the agenda and the full board is present a vote can be taken. Commissioners Jarboe and Bailey voted for the motion and Commissioners Loffler, Lancaster, and Thompson voted against. Motion defeated.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Bailey moved, seconded by Commissioner Thompson, to meet in Executive Sessions to discuss matters of personnel and land acquisition. Motion carried.



Personnel

Also Present: John Baggett, Director, Recreation and Parks

Held from 2:30 p.m. to 2:50 p.m.

Personnel

Also Present: Joseph Mitchell, Director, Economic & Comm. Dev.

Held from 2:50 p.m. to 3:10 p.m.

Land Acquisition


Also Present: John Baggett, Director, Recreation and Parks  
Michael Humphries, Director, St. Clements Museum  
Fred Wallace, Friends of the Museum  
Tom Gardiner, "  
Robert Steel Pogue "  
Peggy Densford "  
Ed McCall, "

Held from 3:10 p.m. to 3:40 p.m.

ADJOURNMENT

The meeting adjourned at 3:40 p.m.

APPROVED

  
Carl M. Loffler, Jr.  
President