

**ST. MARY'S COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
October 6, 1992

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

**CALL TO ORDER**

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

**APPROVAL OF MINUTES**

Commissioner Thompson moved, seconded by Commissioner Jarboe to approve the minutes of the Commissioners' meeting of Tuesday, September 29, 1992. Motion carried.

**APPROVAL OF BILLS**

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

**COUNTY ADMINISTRATOR ITEMS**

**Present:** Edward V. Cox, County Administrator

**1) Schlup Response Letter**

The County Administrator presented correspondence addressed to Mrs. Schlup responding to hers of September 19 regarding the "right-of-way" vehicle law.

The Commissioners agreed to sign and forward the letter.

**2) Department of Public Works' Items**

On behalf of the Department of Public Works the County Administrator presented the following documents for the Commissioners' consideration:

**Addendum to Public Works Agreement**  
**Stallman Subdivision, Section 3**

Between Great Mills Construction Co., Inc. and Board of County Commissioners of St. Mary's County extending the deadline for completion of improvements to October 1, 1993. The Addendum is backed by a reduced Bond with International Fidelity Insurance Co. in the amount of \$80,000.

**Wildewood Subdivision**  
**Cottonwood Parkway Extension**

Dated September 2, 1992 between Wildewood Builders, Inc. and St. Mary's County, Maryland guaranteeing completion of Cottonwood Parkway Extension by August 1, 1993. The Agreement is backed by a Letter of Credit with Maryland Bank & Trust in the amount of \$33,800.

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

**3) Budget Amendment No. 93-14 - Office on Aging**

The County Administrator presented the referenced Budget Amendment recommended for approval by the Director of Finance with the following justification: Capital Transportation Grant for two new buses - \$10,000.

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



**4) Non-Park Facility Permit**

The County Administrator presented the prepared form for permitting use of county-owned non-park property and requested the Commissioners' approval of the form and to designate the County Administrator to sign the forms as submitted.

**Commissioner Bailey moved, seconded by Commissioner Lancaster to approve the form and the designation of the County Administrator for signing. Motion carried.**

**5) Grant Awards - Board of Education**

In response to September 10 correspondence from the Board of Education, the County Administrator presented return correspondence indicating approval to include Grant Awards totalling \$129,162 in the Fiscal Year 1993 Operating Budget.

**Commissioner Lancaster moved, seconded by Commissioner Bailey, to sign and forward the letter as presented. Motion carried.**

**6) Three Oaks Homeless Shelter, Inc.**

In response to the Commissioners' September 8 letter regarding the Interfaith Board's request for a homeless shelter for men in Lexington Park, the County Administrator presented correspondence from Reverend Harding, Three Oaks Homeless Shelter, Inc., indicating that the proposed ten year lease conflicts with the State's Capital Grants Program. The Capital Grant Program requires a 15-year lease.

**After discussion Commissioner Bailey moved, seconded by Commissioner Lancaster, to agree to a ten-year lease for the Three Oaks Homeless Shelter. Motion carried.**

**7) Personnel**

The County Administrator presented the following personnel items for the Commissioners' consideration:

**Office on Aging - Geriatric Aides**

Memorandum dated October 6 from Personnel Office advising that the Office on Aging Director has requested the authorization for two additional full time grant-funded Geriatric Aides for the Weisman Adult Day Care Center because of increased participation. The positions are classified as Grade 10.

**Commissioner Lancaster moved, seconded by Commissioner Bailey, to authorize the grant funded two Geriatric Aide positions as requested. Motion carried.**

**Department of Planning and Zoning - Addressing Technician**

Memorandum dated October 6 from Personnel Officer advising that tentative approval for grant funding to establish an Addressing Technician position has been received. The position has been classified as a Grade 13.

**Commissioner Thompson moved, seconded by Commissioner Lancaster, to authorize the Addressing Technician position as requested. Motion carried.**

**8) Southern Maryland Navy Alliance - Correspondence to Calvert County Commissioners**

The County Administrator presented correspondence addressed to the Calvert County Commissioners requesting endorsement the Southern Maryland Navy Alliance's request to meet with the Calvert County Commissioners and EDC to discuss the mission of the Alliance.

The Commissioners agreed to sign and forward the letter.

**9) Appointment - Economic Development Commission**

**Commissioner Bailey moved, seconded by Commissioner Lancaster, to appoint Brian Clarke to the Economic Development Commission for a term to expire June 30, 1995. Motion carried.**



## **HISTORIC ST. MARY'S CITY COMMISSION**

Present: Burt Kummerow, Director  
Joe Anderson, Deputy Director

### **1) Master Plan Update**

The referenced individuals appeared before the Commissioners to present an update of the Historic St. Mary's City Commission Master Plan. By way of a slide presentation, Mr. Kummerow gave an overview of the components of the Master Plan pointing out various sites including reconstructed buildings, reconstruction in process and planned improvements.

### **2) Project Lead Coffins**

Mr. Kummerow presented an Activity Schedule for the period September 28 through November 16 for the Project Lead Coffins, which includes excavations, uncovering of coffins, air and pollen samplings, and study of contents.

Mr. Kummerow advised that the Commissioners will be formally invited to St. Mary's City on November 4 for a VIP Tour and ceremony.

## **FOREST CONSERVATION ACT**

Present: Jon Grimm, Director, Department of Planning and Zoning

Mr. Grimm appeared before the Commissioners to brief the Board on the Forest Conservation Act in preparation for the November 24 joint public hearing with the Planning Commission. By way of a handout Mr. Grimm summarized the purpose and requirements of the Act. Mr. Grimm advised that the State has commented on the County's Reforestation Plan and responses to those comments will be submitted back to the State later this week.

During discussion the Commissioners raised questions regarding replacement of trees for certain lots, farms, etc. Mr. Grimm will get the answers prior to the November 24 public hearing.

## **PROCLAMATION - NATIONAL HEAD START MONTH**

The Commissioners presented the referenced Proclamation designating the Month of October as National Head Start Month.

## **PROCLAMATION - TRICK OR TREAT NIGHT**

The Commissioners presented the referenced Proclamation designating Saturday, October 31, 1992 as the official Trick or Treat Night in St. Mary's County.

## **PREVIEW OF INFORMATION**

Commissioner Thompson moved, seconded by Commissioner Loffler that in the future any correspondence which the Commissioners are required to sign which is longer than half a page be provided to the Commissioners on Friday or Monday prior to the Commissioners' meeting.

During discussion Commissioner Thompson indicated that the Commissioners have an opportunity to review items which are important to county business.

During discussion suggestions were made that copies be made upon request or that the matter be deferred until the Commissioners have an opportunity to review the item.

Commissioner Thompson withdrew her motion and stated that she would like to request that she be given copies of lengthy items from all departments, particularly County Administrator, County Attorney, Public Works.

## **EXECUTIVE SESSION**

Present: Edward V. Cox, County Administrator  
Ella May Russell, Director, Department of Social Services  
Joe Densford, County Attorney  
George Foster, Personnel Officer

Commissioner Lancaster moved, seconded by Commissioner Bailey, to meet in Executive Session to discuss a matter of personnel. Motion carried. The Session was held from 11:30 a.m. to 12:20 p.m.



## **STAFF MEETING**

The Commissioners attended the regular monthly staff meeting held at the Carter State Office Building.

### **FISCAL YEAR 1993 BUDGET**

Present: Charles Wade, Jr., Director of Finance

#### **1) Health Department**

As a follow up to last week's discussion regarding the state's reduction in the Case Formula Revenue, Mr. Wade presented correspondence addressed to Dr. Marek, Health Department advising him that it is the County's intention to maintain the county's funding to the Health Department. The county's funding along with actions taken by the Health Department will allow the Health Department time to develop a revised structure.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to sign and forward the letter as presented. Motion carried.

#### **2) 1993 Cost Containment to Local Governments Public Safety**

Mr. Wade presented a memorandum addressed to Sheriff Pettit advising that the Governor has announced 25% reductions in certain revenues to local governments and that the county's Police Aid Grant was reduced from \$483,652 to \$362,739. The memorandum request the Sheriff to provide the Commissioners with a detailed and prioritized plan for accommodating these reductions by November 10.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to sign and forward the memorandum as presented. Motion carried.

#### **3) State Aid Reductions**

Mr. Wade presented a memorandum addressed to various county entities advising of reductions in state aid which is estimated to be between \$1.8M and \$2.8M for St. Mary's County. Each entity (Board of Education, Library Trustees, Public Works, Sheriff, Fire Board, Rescue Squad and Ambulance Association) is requested to advise by November 10 as to what actions will be taken to accommodate these reductions in priority order.

Commissioner Bailey moved, seconded by Commissioner Jarboe, to sign and forward the memorandum as presented. Motion carried.

#### **4) Fiscal Year 1992 Bond Issue**

Mr. Wade distributed a list of projects to be funded through the county's bond issue. The Commissioners requested a status report on each of the projects prior to making a decision whether to move forward on each of them. Mr. Wade will return in two weeks for the Commissioners' decisions.

## **EXECUTIVE SESSION**

Present: Edward V. Cox, County Administrator

Commissioner Bailey moved, seconded by Commissioner Lancaster, to meet in Executive Session to discuss matters of litigation and personnel. Motion carried. Sessions were held as follows:

### **Litigation**

Also Present: Joe Densford, County Attorney  
Jon Grimm, Director, Planning and Zoning  
Paula Martino, Permits/Inspections, DPZ

(Held from 3:15 p.m. to 3:50 p.m.)

### **Personnel**

(Held from 3:40 p.m. to 4:10 p.m.)



7:00 P. M.

(Commissioner Jarboe was not present.)

**JOINT MEETING  
COUNTY COMMISSIONERS/LEONARDTOWN COMMISSIONERS**

Present: Jim Densford, Mayor, Leonardtown  
Paul Ludwig, Commissioner, Leonardtown  
Norman Norris, "  
Becky Proffitt, "  
Tom Shea, Town Manager

The County Commissioners and Leonardtown Commissioners met to continue dialogue on items of mutual interest. Mr. Densford reviewed the status of each of the items of concern

**Joint Accomplishments:**

Town Run Sewer - Memorandum of Understanding and related documents signed by both parties.

Governmental Access Road - All requirements met

Solid Waste Tipping Fees - Working smoothly

Nursing Center - Overcharge by Town refunded to Nursing Center

Recycling - Town recently awarded contract at best value

Courthouse Parking - Parking Committee established, traffic count data being gathered.

Sewage Sludge - Samples and analysis being conducted.

Governmental Water Supply - Concern that water flow for fire fighting might be inadequate.

Americans with Disabilities Act - Town may have HUD money to help bring sidewalks up to ADA standards

Additional Trash Pickup for Special Events - Separate charge for additional trash generated during special events. (The Town will bill the county for the additional charges, which will in turn be passed on to the user.)

Tudor Hall - County will manage construction on behalf of the Town.

Academic Center - Town remains interested in having educational centers (community college and high-tech center) located in Town.

**ADJOURNMENT**

The meeting adjourned at 7:25 p.m.

**PUBLIC FORUM**

The Commissioners conducted the regular monthly public forum accepting comments and questions from the audience.

**Doug Ritchie** - Location of proposed community college; that the community college be renamed Southern Maryland Community College.

**Pat White** - That the County move from a Defense-employee county to civilian because private defense contractors are laying off people. (Commissioner Loffler reported on contractors who are expanding employment and that the County should encourage businesses to come to the County, but not "give the County away" through incentives.)



**Doug Ritchie** - Anechoic Chamber—possibility of bringing in contractors from outside the state and they would take profits with them. Workers may be from other areas without taxable income in this county, but would bring the burden of having their children attend our schools. (Commissioner Loffler advised that most of the people who would work on the project after it is built would be civilians who make their home here.)

**Jim Smith** - (1) Referred to article in newspaper about Commissioner Loffler's statement regarding moving the construction of the Board of Education's administrative offices from FY '96 to FY '93; concern about continued use of trailers. (Commissioner Loffler explained the at costs to maintain the current facilities (which are scattered throughout the County) may be more costly in the long run than to build a new facility. He further pointed out that the County has an aggressive plan to eliminate trailers.)

(2) Inquired as to time frame on the completion of Town Creek Marina, that there is a site plan for two buildings and there is only one building and the required fence has not been installed; why was the \$700 fine cancelled? (Commissioner Loffler advised that developer did not have to do second phase of the building plan. The fine was cancelled because work was not completed by the developer because of county government, and was given a new time frame. The County will send an inspector to the site regarding Mr. Smith's concerns about the fence and parking.)

**Keith McGuire** (representing Community Preservation Coalition) - Expressed concern regarding the proposed Pickett landfill on Route 6 in Charlotte Hall. The community thought it was to be a stump dump and has now learned it would be a receptacle for municipal waste. He stated that there was a lack of a public forum for citizens to argue against the transportation of municipal waste from outside the county to the landfill. The Coalition is opposed to any type of landfill at the site and requested the Commissioners to attend MDE's November 4 public hearing and support the Coalition. (Commissioner Loffler advised that he had been directing people's attention to the State regarding the question of compost in stump dumps. He further stated the County Attorney is looking into the legality of the decision of the Board of Appeals because proper notification was not given for that meeting.)

**Rusty Dabbs** - Requested the Commissioners to consider establishing a bike path in the old railroad right-of-way. (Commissioner Loffler indicated that only a portion of the right-of-way can be used, and the request would be referred to the Director of Recreation and Parks.)

**Mr. Cummings** - Referred to his tax bills when he lived in Long Island, New York and the increased amount of taxes for schools even when school population decreased. He stated that the county should increase the size of schools rather than building new ones.

**Frances Anderson** - Stated that construction of a safety fence around the holding pond should be a priority. (Commissioner Loffler requested the County Administrator to find out if a safety fence is required.)

**Don White** - (1) Whether the County ever considered turning the control of schools to a private contractor. (Commissioner Loffler advised that would be a local and state Board of Education decision. (2) That the County hold the property tax rate to the rate of inflation. (3) cost to county to implement ADA requirements. (Commissioner Loffler advised that staff is looking into this, but it will be costly to the county and to private business.

The public forum concluded at 8:55 p.m.

Minutes Approved by Board of  
County Commissioners on 10/13/92

Judith A. Spalding  
Recording Secretary