

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS  
DECEMBER 28, 1993**

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

(Commissioner Bailey was not present at beginning of meeting.)

**CALL TO ORDER**

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

**APPROVAL OF MINUTES**

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve the minutes of the Commissioners' meeting of Tuesday, December 21, 1993. Motion carried.

**APPROVAL OF BILLS**

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

**COUNTY ADMINISTRATOR ITEMS**

Present: Edward V. Cox, County Administrator

1) **Historic Preservation Grant**

On behalf of the Director of Planning and Zoning, the County Administrator presented the referenced Fiscal Year 1995 Historic Preservation Grant Application for the Third of the Five-Phase project. The application requests matching funds in the amount of \$25,666 from the Maryland Historical Trust.

**Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the Historic Preservation Grant as presented. Motion carried.**

2) **Board of Election Supervisors  
Storage of Voting Machines**

The County Administrator presented correspondence addressed to the Attorney to the Board of Election Supervisors regarding the storage of voting machines. The letter points out that the Procurement Office solicited bids for the storage of the machines, and the lowest bid was from Leonard Construction at the Industrial Park. However, the Supervisors are not satisfied with the location of the machines at the Industrial Park and have requested to come before the Commissioners to discuss the matter. The meeting has been scheduled tentatively for January 18 at 9:40 a.m.

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

3) **Correspondence**

The County Administrator presented correspondence for the Commissioners review and signatures:

**Timber Lakes**

To the following individuals in response to letters received regarding the Timber Lakes Project: Nancy Paige Smith, John Horton, and Bob Boxwell. The return letter advises that no decision has been made and public hearings will be adequately advertised.

**Letter of Gratitude - Emergency Services Providers**

To Emergency Service Providers expressing gratitude for their heroic efforts during the recent El Toro II boating accident as well as the many services provided during the past year.

**Special Population Summer Camp**

To Sue Chappelle advising that the County's policy is for recreation programs to be self-supporting and, because of her request, the policy will be reviewed during the development of the FY '95 Budget.

**Letter of Sympathy**

To Elaine Ryan expressing sincere sympathy on the accidental death of her father and stepmother, Mr. and Mrs. Bushell.

**Board of Education  
Supplemental Budget**

To the Board of Education indicating that the Commissioners have determined there would be no FY '94 Supplemental Budget, but would make certain commitments in the FY '95 Budget.

The Commissioners agreed to sign and forward the letter.

4) **Economic Development Commission  
Transfer Tax**

The County Administrator presented correspondence responding to a November 23, 1993 letter from the Economic Development Commission regarding the County Transfer Tax. The return letter forwards a paper addressing the issues raised in the letter and advising that staff would be available to meet with EDC to discuss the matter.

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

5) **Space Needs Study Task Force**

The County Administrator referred to his December 16 memorandum to the Board recommending the appointment of a Task Force to work with the consultant during the next phase of the Space Needs Study and recommended that the Board take action to make the appointments.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, and motion carried, to make the following appointments:

<b>Ford Dean</b>	<b>Former County Commissioner</b>
<b>Manning McKay</b>	<b>Former County Commissioner</b>
<b>John Hanson Briscoe</b>	<b>Judge, Circuit Court</b>
<b>Walter B. Dorsey</b>	<b>State's Attorney</b>
<b>Wayne L. Pettit</b>	<b>Sheriff</b>
<b>Evelyn W. Arnold</b>	<b>Clerk of the Circuit Court</b>

6) **Budget Amendment No. 94-39  
Office on Aging**

The County Administrator presented the following Budget Amendment recommended for approval by the Director of Finance with the following justification: Senior Aide Mileage Reimbursement (\$6,000)

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

7) **Tri-County Council - Appointments**

The County Administrator presented correspondence addressed to the Tri-County Council advising that the County Commissioners have made the following appointments to the Tri-County Council Executive Board: Commissioner Robert T. Jarboe (Commissioner Representative) and F. Elliott Burch, Jr., (Citizen at Large)

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

8) **Addenda to Public Works Agreements**

On behalf of the Director of Department of Public Works the County Administrator presented the following Addenda to Public Works Agreements for the Commissioners' review and approval:

**Persimmon Hills**

Between Bay Mills Construction Company, Inc. and St. Mary's County extending the deadline for completion of improvements to January 1, 1995. The Addendum is backed by a Letter of Credit with International Fidelity Insurance Company in the amount of \$380,100.

**Bay Ridge Estates**

Between Bay Country Enterprises, Inc. and St. Mary's County extending the deadline for completion of improvements to January 1, 1995. The Addendum is backed by a Letter of Credit with First National Bank of St. Mary's in the amount of \$60,000.

**Hickory Hills, Phase I**

Between Hickory Hills Townhomes Limited Partnership and St. Mary's County extending the deadline for completion of improvements to July 1, 1994. The Addendum is backed by a Letter of Credit with Fidelity & Deposit Insurance Company in the amount of \$109,300.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the Addenda to Public Works Agreement. Motion carried.

9) **Correspondence Calling Letter of Credit  
Will's Swamp, Lot 1**

On behalf of the Director of Public Works the County Administrator presented correspondence calling Letter of Credit #A2-1-17-1992 in the amount of \$15,400 for Grading Permit #91-39.

**Commissioner Jarboe moved, seconded by Commissioner Lancaster, to authorize Commissioner Loffler to sign the correspondence, to be forwarded if necessary. Motion carried.**

10) **Lease  
Mental Health Services**

The County Administrator reminded the Commissioners of their approval for the privatization of mental health services and allow these services to be provided at the Health Department under a lease arrangement. Therefore, County Administrator Cox presented a Lease between Board of County Commissioners and Mental Health Services of Southern Maryland, which is 2,403 square feet for three years with graduated payments.

**Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve and sign the Lease as presented. Motion carried.**

11) **Appointment  
Marcey House Board**

Commissioner Bailey moved, seconded by Commissioner Jarboe, and motion carried, to reappoint Albertine Lancaster to the Marcey House Board with a term to expire December 31, 1996.

12) **Fire at Community College at St. Mary's**

The County Administrator advised that there was a fire Sunday, December 26 at the Charles County Community College at St. Mary's which involved three trailers in back of the old school at Great Mills. The fire inspector and fire insurance representatives arrived promptly to begin the assessment of the damage and cause. The school has adequate insurance coverage and will take care of replacing the units.

**ALLIANCE FOR ALCOHOL/DRUG ABUSE PREVENTION  
COMMUNITY BASED CRIME PREVENTION GRANT**

Present: Walt Biscoe, Alliance Coordinator  
Lt. Col. Chinault  
Capt. Moore  
Lt. Cooper

The referenced individuals appeared before the Commissioners to present the Notification of Grant Award in the amount of \$5,100 from the Governor's Drug and Alcohol Abuse Commission which will fund a pilot community policing project. The funds will provide for neighborhood patrols in eight high risk communities in cooperation with the Maryland Defense Force and Community Action Teams.

**Commissioner Lancaster moved, seconded by Commissioner Bailey, to approve and authorize Commissioner Loffler to sign the Notification of Grant Award as presented. Motion carried.**

In closing Mr. Biscoe presented an Information Release describing the grant award and its purpose. The Commissioners agreed to distribute the Information Release as presented.

**DEPARTMENT OF PLANNING AND ZONING  
LANDINGS AT PINEY POINT**

Present: Jon Grimm, Director, Planning and Zoning  
Charles Kimball, developer

The referenced individuals appeared before the Commissioners to get a clarification regarding the Commissioners' action to adopt a Resolution withdrawing the development rights at Landings of Piney Point because of a default on the Letter of Credit. Mr. Grimm advised that Mr. Kimball, who is taking over the project, had requested a permit for the construction of a construction office; however, because of the Resolution, Mr. Grimm indicated that he could not issue a permit. By agreement with the Metropolitan Commission, Mr. Kimball is completing the sewer line work.

Commissioner Loffler referred to the two conditions in the Resolution that would have to be satisfied in order to rescind the Resolution: that Mr. Kimball take over the two loans from RTC and that new Letters of Credit be prepared. Mr. Kimball advised that he has taken over the loans and is in the process of obtaining the LOC's from Maryland Bank & Trust.

**After much discussion Commissioner Bailey moved, seconded by Commissioner Jarboe, to allow the placement of the construction trailer for the utility work only. Motion carried.**

**VESTED RIGHTS**

Commissioner Jarboe inquired of Director of Planning and Zoning Jon Grimm the status of the vested rights issue. Mr. Grimm indicated that the matter will be coming before the Planning Commission and is scheduled on its agenda for the first meeting in February. He stated that he would provide a memorandum to the Commissioners giving the status of the project.

**ANIMAL SHELTER**

Commissioner Jarboe inquired of the status of the Animal Shelter issue. County Administrator Cox advised that the three County Administrators will be meeting in January and will develop recommendations for consideration by the three Board of County Commissioners.

**TRI-COUNTY COUNCIL  
MOTION REGARDING MEDEVAC**

Commissioner Loffler referred to the motion made by Senator Fowler and seconded by Delegate Slade at the Tri-County Council meeting on December 16 regarding the location of the MedEvac unit. He stated that he questioned the third paragraph of the motion which states ". . . the use of the facilities at St. Mary's Airport be postponed to allow sufficient time to investigate the option of improving MedEvac facilities at the Patuxent River Naval Air Station." He advised that it was intention that all options be investigated not just NAS.

**After discussion Commissioner Thompson moved, seconded by Commissioner Bailey, to contact Senator Fowler and Delegate Slade to request that the motion be reworded to read as follows: ". . . to investigate all options including the option of improving MedEvac facilities at the Patuxent River Naval Air Station." Motion carried.**

**ADJOURNMENT**

The meeting adjourned at 10:35 a.m.

Minutes Approved by Board of  
County Commissioners on 1/4/94  
*Judith A. Spaulding*  
Recording Secretary