

**ST. MARY'S COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
**JULY 26, 1994**

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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

**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, July 19, 1994 and the Planning and Zoning portion of the minutes of July 12, 1994. Motion carried.

**APPROVAL OF BILLS**

Commissioner Lancaster 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) **Emergency Food Assistance Program  
Renewal of Contract**

The County Administrator presented correspondence dated July 19, 1994 from the Department of Human Resources approving renewal of the Agreement for Distribution of Commodities and Funds for the Emergency Food Assistance Program for a one-year period beginning October 1, 1994 and ending September 30, 1995. The contract is in an amount not to exceed \$15,000.

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

2) **St. George Island Community Sewer Service Project**

The County Administrator advised that the Director of Planning and Zoning submitted a memorandum dated July 1, 1994 indicating questions had been raised as to the accuracy of the list of properties to be provided with pumps in accordance with Resolution No. W/S92-01. An investigation was conducted and included with the July 1 memorandum was a summary of the findings.

Therefore, County Administrator Cox presented correspondence addressed to the St. George Island Improvement Association submitting the changes to the list of properties to be provided sewer service as recommended by the Department of Planning and Zoning.

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

3) **Disabled American Veterans  
Request for Office Space**

The County Administrator advised that St. Mary's Chapter of the Disabled American Veterans has requested office space. The return letter indicates that the County is unable at this time to provide the requested space; however, the letter points out that if space becomes available, the County would support the request.

After discussion the Commissioners agreed to defer action on signing the return letter until the County Administrator has an opportunity to investigate other options including the Garvey Senior Center.

4) **Supportive Housing Program Application**

On behalf of the St. Mary's County Housing Authority, the County Administrator presented correspondence addressed to the Department of Housing and Urban Development in support of the Supportive Housing Program Grant. The county-owned property, valued at \$183,000 and represents the county's match to the federal grant, which will be used to support the Three Oaks Shelter in Lexington Park.

**Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve and sign the Letter of Support to HUD as presented. Motion carried.**

5) **Emergency and Transitional Housing Service Program**

The County Administrator presented correspondence dated July 19 from the Director, Department of Social Services forwarding the Fiscal Year 1995 contract between Maryland State Department of Human Resources and St. Mary's County for the Emergency and Transitional Housing Services Program in the amount of \$58,000 administered by the Department of Social Services.

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

6) **Personnel  
Recreation and Parks**

As a result of the Commissioners' action to include the Recreation Division Facility Manager position in the Fiscal Year 1995 budget, the County Administrator presented a memorandum dated July 26 from the Personnel Officer requesting the following:

- o Establishment of the Recreation Facility Division Facility Manager position at a Grade 23 and the noncompetitive assignment of Claude Clark at his current grade 23, step 8.
- o Retention of the Chief Recreation Division position at a grade 23 vacated by Mr. Clark.
- o Realignment of functions and noncompetitive assignment of current supervisors from geographic assignments to the following areas of responsibilities.

Sports Program Coordinator - Kenneth Sothoron  
Youth Program Coordinator - Arthur C. Shepherd  
Recreation Activities Coordinator - Gary W. Reed

**Commissioner Bailey moved, seconded by Commissioner Jarboe, to approve the referenced personnel items as requested. Motion carried.**

7) **Determination of Habitability  
Eligibility for Credit - Economic Impact Fee**

As a follow up to the Commissioners' discussion of July 12, the County Administrator presented a memorandum dated July 20 from the Director of Planning and Zoning setting forth a proposed checklist for use in making a determination about a structure's eligibility for credit as an existing dwelling unit. This measurement would assist the county and the property owner in identifying circumstances under which Economic Impact Fees are due the County.

During discussion Commissioner Jarboe raised questions relative to structures currently occupied being determined as uninhabitable and the payment of the fee to replace such a structure.

After discussion the Commissioners agreed to defer action on the determination of habitability until the August 2 meeting in order get answers to the questions raised by Commissioner Jarboe.

8) **Jefferson Island  
Deferral of Payment**

As a follow to July 5 discussion the County Administrator advised that on July 13, 1994 the State Board of Public Works approved the deferral of payments for the Jefferson Island Shore Erosion Control project. The county had entered into shore erosion control project agreements with DNR for the repayment of loans borrowed by the Jefferson Island Club for project construction costs, and the Club has requested that annual loan payments be deferred from Fiscal year 1994 through Fiscal Year 1997. The Commissioners on July 5 gave concept approval for the payment deferral.

Therefore, County Administrator Cox presented the following documents:

- o Jefferson Island letter of explanation dated July 19 as requested by the Commissioners on July 5.
- o Deferral Agreement between State of Maryland and St. Mary's County
- o Deferral Agreement between St. Mary's County and Jefferson Island Club

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

9) **Piney Point Boat Ramp Facility  
Amendment to Contract**

On behalf of the Director of Recreation and Parks the County Administrator presented an Amendment to a contract between St. Mary's County and Department of Natural Resources extending the period of performance from January 1, 1995 to July 1, 1995.

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

10) **Grants**

The County Administrator presented the following grants for the Commissioners' review and consideration:

**Statewide Special Transportation Program - Fiscal Year 1995**  
Project No. SSTAP-95-21 for the period July 1, 1994 - June 30, 1995  
Net Project Cost: \$94,078; State Funds: \$70,221; Local Funds: \$23,857

**Higher Education Center**  
**Board of Public Works Capital Projects Grant Agreement**

Agreement between State of Maryland acting through the Board of Public Works and the Southern Maryland Education Facility for disbursement of grant funds in the amount of \$262,500

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

**11) Board of Education**  
**Authorization to Continue Expenditure of Fiscal Year 1995 Funds**

The County Administrator presented correspondence addressed to the Board of Education authorizing the continuance to expend Fiscal Year 1995 funds through August 31, 1994. The letter requests that the Bd/Ed provide the information requested in the County's July 12 letter so that discussion can be scheduled for approval of the Board of Education budget at the earliest possible date.

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

**12) Appointment**  
**Social Services Board**

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to appoint Elizabeth Walker to the Social Services Board for a term to expire June 30, 1997. Motion carried.

**13) Department of Public Works Items**

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

**Claim Letters**

**Hickory Hills, Phase I**

To Fidelity & Deposit Company of Maryland calling Bond No. 30424241 in the amount of \$15,000 for Public Works Agreement.

To Fidelity & Deposit Company of Maryland calling Bond No. 30424242 in the amount of \$26,000 for Grading Permit #91-29.

**Public Works Agreement**

**Magnolia Meadows, Section 1** - Dated July 7, 1994 between Stefan Koczerzuk, Magnolia Meadows, LLC and St. Mary's County Maryland guaranteeing completion of Blossom Drive, Grandiflora Court, and Petal Court by July 1, 1995. The Agreement is backed by a Letter of Credit with International Fidelity Insurance Company in the amount of \$52,000.

**Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the referenced documents (the claim letters to be forwarded if necessary). Motion carried.**

**PUBLIC HEARING  
ADMINISTRATIVE ROAD NAME CORRECTIONS**

Present: Paul Wible, Chair, 911 Task Force  
Jon Grimm, Director, DPZ  
Connie Johnson, Addressing Technician  
Mary Pat Pope, Administrative Officer

(The notice of public hearing was advertised in The Enterprise on July 8 and 13, 1994.)

The County Commissioners conducted a public hearing on administrative corrections to the following listed roads as they appear on the Official Road Name List. The corrections include spelling errors and deletion of those roads that: have been renamed, are duplications, are listed incorrectly, do not exist, or are not located in St. Mary's County. The corrections are as follows:

1. Ash Drive - to be deleted because it is located in Charles County
2. Barefoot Road (County Rte 30924) - to be deleted because it is renamed to "Amber Drive."
3. Beach Road (County Rte.. 30910) - to be deleted because it is renamed "Veras Road."
4. Blakney Adams Road (County Rte. 30294) - To be renamed Blakney Road.  
(During the public hearing Carol Fisher requested that the spelling be corrected to "Blakeney Road.")
5. Butler Drive - to be deleted as it does not exist.
6. Chaptico-Hurry Road - to be deleted because official name is "Hurry-Chaptico Road."
7. Dick Clark Road - to be deleted because it is the same as "Clark Road."
8. Dickersonville Road - to be deleted because it is the same as "Dickerson Road."
9. Dog Wood Lane - to be deleted because it is the same as "Dogwood Lane."
10. Duleek Court - to be deleted because it has not been recorded.
11. Dunboyne Court - to be deleted because it has not been recorded
12. Ed Road (Private Rt. 4184) - to be deleted because it was renamed "McCarther Way."
13. Ervin Street - to be deleted because it is the same as "Irvin Street."
14. Fire Tower Road (County Rt. 30290) - to be deleted because road has been abandoned.
15. Forest Park Drive - to be deleted because it has not been recorded.
16. Kopal's Road - correct spelling to "Kopel's Road."
17. Mariann Court - to be deleted because it has not been recorded.
18. Mattingly Road (Olen) (County Rt. 30122) - to delete "Olen."
19. Morganza-Laurel Grove Road - to be deleted because it is the same as Laurel Grove-Morganza Road.
20. Morning Dove Court - to be deleted because same as "Mourning Dove Court."
21. Morning Dove Court (Mourning) (County Rt. 31107) - to correct to "Morning Dove Court."  
(Mr. Wible noted that further research indicates the correct spelling is "Morning" and he would propose deleting the "Mourning" at the end of this road name.)
22. Mrs. Graves Road - to be deleted because same as "Graves Road."
23. North Ryceville Road - to be deleted as it is located in Charles County.
24. Olen Mattingly Road - to be deleted because it is the same as "Mattingly Road."
25. Phillip Drive (County Rt. 31037) - to correct to "Philip Drive."
26. Poplar Street - to be deleted because it is located in Charles County.
27. Rosebank Road - to correct to "Rose Bank Road."
28. Sahannon Way - to be deleted because same as "Shannon Way."
29. Shaffer Lane - to be deleted because same as "Sheaffer Lane."
30. Sotterly Cliffs Lane - to correct spelling to "Sotterley Cliffs Road."
31. Tall Timbers Road (County Rt. 30923) - to be deleted because the section of the road has been abandoned.
32. Tall Timbers Road (County Rt. 30826) - to be deleted because the section of the road has been abandoned.

During the public hearing Minnie Russell inquired where she could obtain a copy of the Road Naming Manual and the procedures to petition road name changes. Ms. Johnson will send the information to her.

The public hearing was closed; the record will remain open for 10 days for additional comments.

**MARYLAND ROUTE 235  
JUNE 30 ALTERNATES MEETING**

Present: Ed Meehan, State Highway Administration  
Robert Sanders, Project Manager, SHA  
Mark Radloff, Project Engineer  
Dan Ichniowski, Director, DPW

Representatives of the State Highway Administration appeared before the Commissioners to review the alternatives for improvements to Maryland Route 235 from Rte 4 to the Naval Air Station main gate as presented at the Public Hearing held June 30. Mr. Sanders explained that because of significant growth in the Lexington Park area, a study had been conducted by SHA to investigate alternatives that would improve the safety and traffic operations on Rte. 235 with minimum impact to local residents, businesses and the environment. He pointed out that aesthetics would be a priority in the design process. Three alternatives were presented:

**Alternate 1**

No significant improvements within study limits; minor improvements as part of normal maintenance and safety operations.

**Alternate 2**

Reconstruction to a six-lane curbed roadway with a raised median; construction would occur inside the existing curb lines; however, there would be utility relocations and acquisition of right-of-way for intersection improvements.

**Alternate 3**

Similar to Alternate 2 except provides a 20-foot raised grass median and 10 foot backing on the outside of the curbs. The backing could provide pedestrian/bicycle traffic.

Mr. Sanders advised that at the June 30 public hearing the majority of the comments received related to safety issues and preserving the main street character. SHA is putting together a Safety Improvement Team with SHA representatives, district and county representatives, and Navy representatives. Some items that have been done include: raised pavement markers to delineate lanes at night time; improvements to signalization at intersections; improvements to traffic signal system to improve traffic during peak periods. Other areas that will be addressed include: reevaluation of crossovers; how to handle unsignaled intersections; a review of breakdown and accident incidents.

Mr. Sanders advised that a Maryland 235 Focus Group will be established and presented a list of individuals who will be invited to participate. He invited the Commissioners' participation and also indicated if there are others to be included to let SHA know.

During discussion Commissioner Loffler suggested that SHA also look at carpooling and public transportation. Commissioner Thompson suggested that SHA contact Tri-County Council for a representative on the group in that TCC is involved with carpooling.

In conclusion during discussion of problem intersections, Mr. Sanders indicated that all intersections will be reviewed.

**MARYLAND ROUTE 235  
SAFETY CONCERNS**

Present: Sheriff Wayne Pettit  
Lt. Fred Davis, Maryland State Police

At the request of the County Commissioners the referenced individuals appeared before the Commissioners to address the safety concerns that had been raised at the Alternates meeting on June 30 relative to Maryland Route 235 and the efforts being made to alleviate the problems.

The Commissioners referred to incidents of speeding and not obeying traffic signals on Route 235 and inquired whether there could be additional surveillance. The Board emphasized the importance of education through publicity not only through ticketing.

In conclusion Sheriff Pettit and Lt. Davis agreed to work cooperatively to address the safety problems on Route 235.

**INCOME TAX DISTRIBUTION**

Present: Charles Wade, Director of Finance

Mr. Wade appeared before the Commissioners to explain the income tax distribution by the State, specifically as a result of the increase percentage by the County from 50% to 60%. Mr. Wade explained the process used by the state for distribution and how it would address the increase to 60%. He noted that for the month of August it appears that the County will receive an additional \$500,000 to \$700,000.

**COMMUNITY COLLEGE PROJECT**

Present: Elizabeth Dufresne, Chair, Community College Building Committee  
George Bailey, Member  
Gay Boecker, "  
Fred Wallace, "  
Charlotte Young, "  
Jane Sypher, Assistant Dean, Community College at St. Mary's  
John Frye, Consultant  
Dan Ichniowski, Director, Department of Public Works  
George Erichson, DPW  
Jay McGrath, DPW

As a follow up to the June 28 meeting, the referenced individuals appeared before the Commissioners to discuss the status of St. Mary's Community College project. Areas of discussion included:

**Historical survey findings**

Mr. Ichniowski reported that nothing of significance was identified in the Preliminary Report and that the project can go forward.

**Design development plans**

Mr. Ichniowski reported that the Building Committee, Community College and DPW are reviewing the plans and will forward them to the State for review and approval.

**Town Council/Planning Commission Meeting Outcome**

Mrs. Dufresne advised that approval was given for rezoning of the property on July 5.

**Costs Associated with Operation of Community College**

Mrs. Sypher advised that costs to operate the new St. Mary's Community College campus is estimated to be a net increase of \$500,000 annually.

**Status of Dormitory Demolition Project**

Mr. McGrath reported that specifications for the project will be submitted to the State by mid August. Demolition of the structure should be completed by October or November.

During discussion Mr. McGrath advised that the Department of Public Works will forward correspondence to the Maryland Historical Trust submitting the Preliminary Report for review and approval.

In addition Mr. McGrath presented correspondence addressed to the Maryland Historical Trust, Department of Housing and Community Development explaining the project and requesting MHT's expeditious review and approval of Phase I of the project so that the project can keep on schedule for the Fall 1996 opening.

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

**ADJOURNMENT**

The meeting adjourned at 12:20 p.m.

**Minutes Approved by Board of  
County Commissioners on 8/2/94**

Judith A. Scolding  
**Recording Secretary**