

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS' MEETING  
Governmental Center  
Tuesday, June 4, 2002**

**Present:** Commissioner President Julie B. Randall  
Commissioner Joseph F. Anderson  
Commissioner Shelby P. Guazzo  
Commissioner Thomas A. Mattingly, Sr.  
Commissioner Daniel H. Raley  
Alfred A. Lacer, County Administrator  
Judith A. Spalding, Administrative Assistant to BOCC (Recorder)  
Kaaren Burke, Senior Adm. Coordinator (Recorder)

*(Commissioner Randall was not present at the beginning of the meeting.)*

**CALL TO ORDER**

The meeting was called to order at 10:05 a.m.

**ADDITIONS/DELETIONS TO AGENDA**

**Commissioner Guazzo moved, seconded by Commissioner Mattingly, to accept the agenda as amended (to reschedule the Commendation for Rusty Malone and to add an executive session for property acquisition). Motion carried.**

**APPROVAL OF CHECK REGISTER**

**Commissioner Anderson moved, seconded by Commissioner Guazzo, to authorize Commissioner President Randall to sign the Check Register. Motion carried.**

*During discussion Commissioner Raley stated he had questioned the expenditure of \$3,000 for three chairs (page 52) and \$2400 for one rifle (page 53); however, he pointed out that this did not mean that he opposed law enforcement but was concerned about the budget.*

**APPROVAL OF MINUTES**

**Commissioner Anderson moved, seconded by Commissioner Mattingly, to approve the minutes of the Commissioners' meeting of Tuesday, May 28, 2002, as corrected. Motion carried.**

**LEONARDTOWN LIONS CLUB  
ANNUAL CRAB FEAST**

Mr. Jack Duschane appeared before the Board on behalf of the Leonardtown Lions Club to inform them of the upcoming 17<sup>th</sup> Annual Crab Feast to be held on the Governmental Center grounds June 8 and 9. He explained that the event has been expanded this year to include Saturday, and that there will be music, arts and crafts, antique cars and more. Mr. Duschane invited the Commissioners and provided them with complimentary tickets.

**PROCLAMATION  
POWER SQUADRON – SAFE BOATING WEEK**

The Commissioners presented the referenced Proclamation designating the week of June 9 – 15, 2002 as National Safe Boating Week and urged all boaters to take the safe boating courses, the next of which will start on June 11 at the Trinity Luthern Church in Lexington Park.

**COUNTY ADMINISTRATOR**

Present: Alfred A. Lacer, County Administrator

1. Draft Agendas – June 11, 2002 (There will be no meeting on June 18)
2. St. Mary's Nursing Center, Inc.  
Request approval on the revised By-Laws

Present: Everlyn Holland, Board Member  
Ernie Williams, “

**Commissioner Mattingly moved, seconded by Commissioner Anderson, to approve and authorize Commissioner Randall to sign the bylaws as presented. Motion carried.**

*Commissioner Mattingly who is a member of the Nursing Center Board stated that because of the numerous subcommittees, the Board may want to increase the membership numbers, which had to be done during the legislative package process.*

3. Department of Recreation and Parks  
(Follow up to May 21, 2002 public hearing)

Present: Phil Rollins, Director

Request the Board's approval of a supplemental appropriation Ordinance and a budget amendment in the amount of \$44,000 in State funds. The purpose is to improve access to the Wicomico River for the boating public through a modification to Waterway Improvement Program grants for boat ramp improvements at Bushwood Wharf.

**Commissioner Mattingly moved, seconded by Commissioner Guazzo, to approve and sign the Ordinance and to authorize Commissioner Randall to sign budget amendment. Motion carried.**

4. Grant Documents
  - a. Office of Community Services  
Grant Agreement - St. Mary's County Highway Safety Program for \$8400

Present: Walt Biscoe, Community Services Coordinator  
Joe Donnick, Alliance Coordinator

**Commissioner Anderson moved, seconded by Commissioner Guazzo, to approve and authorize Commissioner Randall to sign the Grant Agreement. Motion carried.**

- b. Office of the Sheriff  
Equitable Sharing Funds Agreement (Federal – approximately \$47,000)

Present: Sgt. Gerald Johnson

**Commissioner Mattingly moved, seconded by Commissioner Guazzo, to approve and authorize Commissioner Randall to sign the Agreement as presented. Motion carried.**

5. Department of Public Works & Transportation – Budget Amendment (\$4,162)  
(To cover expenses from fire and loss of attendant shack at Ridge Transfer Station. )

Present: George Erichsen, Director

**Commissioner Guazzo moved, seconded by Commissioner Mattingly, to approve and authorize Commissioner Randall to sign the Budget Amendment. Motion carried.**

**OFFICE OF COMMUNITY SERVICES****Introduction of Summer Associate VISTA Workers for Summer of Safety Arts and Reading Program**

Present: Walter Briscoe, Community Services Coordinator  
Joseph Donick, ATOD Prevention Coordinator

Thirty-three summer VISTA volunteers introduced themselves and were applauded for their participation in the VISTA Safety Arts and Reading Program. The summer program is free to any elementary school student in St. Mary's County. As part of the program, the children will receive free breakfast, lunch, and bus transportation every day to/from the program.

The goals of the program are to reinforce the public schools' reading programs and to provide over 700 elementary school age children a safe place to learn that is drug, violence, and alcohol free.

**FACILITIES MANAGEMENT (MEETING ROOM PROJECT)**

Present: Richard Rohrbaugh, Director Facilities Management  
Walter Schamu, Project Architect, SMG Architects

Mr. Schamu brought *conceptual* architectural plans for the Governmental Center to the Board for consideration. The meeting room would contain 116 chairs, a larger dais, 15 foot ceiling, and other amenities at a cost of approximately \$1 million. The current IT office will be located in the lower level of the proposed addition. A new and independent HVAC unit will be added for the proposed new addition.

On the first floor will be the main area, conference room, lobby, and a portico for celebrations or emergency egress. The current conference room will be used for overflow. The new construction will be extended from the front of the building using the brick Georgian style architecture theme to respect the symmetry of the current building. Parking can be extended on an open green space without difficulty.

**Commissioner Guazzo moved, seconded by Commissioner Anderson, to direct staff to proceed with the meeting room in front of the building with 140 chair seating in the conference room, maintaining the integrity of the architectural theme, and making certain the roof is of similar material as existing buildings (~~no metal~~). The motion passed 3-1 with Commissioner Mattingly voting against.**

*Commissioner President Randall entered the meeting at 1:35 p.m.*

**COMMISSION ON ENVIRONMENT****WATER POLICY TASK FORCE ANNUAL REPORT**

Present: Barnard Wheeler, Member WPTF  
Steve King, Director METCOM

The WPTF is established to address the issues of water resources, quality, and availability. St. Mary's water is safe!

**WPTF Goals and objectives:**

- Adequacy of existing sources
- Identify additional sources
- Investigate water quality issues
- Educate citizens on findings

Important issues:

- Water levels are dropping.
- The MGS predicts that the Aquia aquifer in Lexington Park will reach its management level around 2020.
- Use of the Patapsco aquifer has been proposed to supplement the Aquia extending the date beyond 2025.
- A major study is underway by MGS to determine the adequacy of the Patapsco.
- Private well types vary from 2" inch casing, to the large submerged pump wells used by METCOM and the Navy.
- There are no State regulations for arsenic levels in private wells.

Summary

- There is no immediate water crisis.
- Our aquifers are highly stressed.
- Continued use and control of Patapsco by METCOM at 1999 levels is essential.
- Impoundment study needs to be done before land is lost.
- Private well metering program needs to be funded.
- Water conservation is a must.

WPTF Recommendations

- Eliminate the use of potable water for irrigation of sports fields or golf courses.
- Use drought resistant grasses.
- It is unknown if the Patapsco can sustain greater usage. WPTF asked the MSG if they could tell them what the maximum pumping rate that each of our aquifers can sustain without reaching their management levels. Also what is the maximum sustainable water that can come out of our aquifers. MSG will answer when they have more data.
- Discourage allowing development of fewer than 25 units per project.
- The County needs to identify water supplies to plan for future potable water needs. The U.S. Army Corps of Engineers will identify all potential reservoir sites and will share in the cost. The cost to the County is about \$50,000. Continue supporting the cost of the tri-county aquifer study.

*Funding the above studies is recommended. It is critical that the education component be broadened to include the College of Southern Maryland and the Tech Center. Also educate public/private schools using the current simulation technology. Convene a meeting with Dr. Icenhower and Ann Rose in the near future to determine 2" casing vs 4" casing regulations for private wells and discuss policies about private wells.*

**PUBLIC HEARING**

- **ST. MARY'S COUNTY CITIZEN PARTICIPATION PLAN**
- **REVISED ST. MARY'S COUNTY RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE DRAFT PLAN**

Present: John Norris, County Attorney  
John Savich, Director DECD  
Dennis Nicholson, Executive Director Housing

Legal notice was published on May 22 and 29, 2002 about this public hearing relative to the Citizen Participation Plan through the Community Development Block Grant. The adopted Plan – in brief - allows the following:

- Citizen participation in the process
- Access to local meetings, information, and records
- Furnish information and accept comments
- Allow public hearings to obtain citizens' views incorporating accommodations for foreign and sign language interpreters

The legal notice also included the St. Mary's County Residential Antidisplacement and Relocation Assistance Plan. This plan – in brief - allows the following:

- For the County to replace all occupied, and vacant occupiable, low/moderate-income dwelling units demolished or converted to a use other than low/moderate-income housing.
- Replacement housing will be provided within three years of the commencement of demolition or rehabilitation relating to conversion.

*The following was recommended by Board members: On page 3, refer to "minority" persons without identifying the minority specifically. Try to make the document reader-friendly – try to use less legalese.*

#### **Public Comments On Both Plans**

**Lorri Mellott, Lexington Park**, thanked everyone for their hard work and for listening to the citizens. Suggested related documents be written in "plain" English and that copies of all information be provided without cost to all citizens.

**Clare Whitbeck, Leonardtown**, suggested the meeting announcement ad requirements be the same as the zoning ordinance – or two ads published one week prior to the meeting. Also, not everyone reads the newspaper. Find other ways to get the information to the citizenry.

The public hearing was closed. The record will remain open for ten days for written comments, after which it will be placed back on the agenda for action.

#### **WESTBURY LANDING APARTMENT (REVISED PROPOSAL)**

Present: John Savich, Director DECD  
Dennis Nicholson, Executive Director Housing  
Tonja Fraser Jenkins, Program Manager  
Kenton Drury, IBC

As a follow on to the May 28, 2002 meeting, IBC returned with financial information and a comprehensive report on their development activities as well as a revised housing plan

#### **Provisions of the Plan**

- The Plan provides new rental housing that replaces units that will be removed from the market
- Provides a range of affordability
- 100 rental units withIN a planned 750 unit development encompassing rental/ownership housing
- And a MOU with St. Mary's County Housing Authority will allow better communications within the community

#### **The process:**

1. Get the application to the State by June 10, 2002 for low income housing credits
2. A letter of support from the Board must accompany the application
3. Meet with the present Homeowner Association in the near future
4. Require approval of tax credits granted in the form of a Resolution adopted by the Board of County Commissioners

**Commissioner Mattingly moved, and it was seconded by Commissioner Anderson, to approve the letter of support to the Department of Housing and Community Development indicating that approval of tax credits would be contingent upon the satisfactory demonstration of: construction quality; community amenities (such as recreation, off-street parking and storage); streetscaping and adequate exterior lighting; community compatibility with developed and undeveloped parcels; connectivity between apartments and single-family detached housing; targeted 60/40 of homeowner/rental balance; and acceptable property management criteria. . Motion carried.**

## **COMMISSIONERS' TIME**

### **Commissioner Guazzo**

On Sunday, June 2, attended the Delicados luncheon/fashion show at the Immaculate Heart of Mary Church in Lexington Park. The keynote address was on "Character Begins at Home." This organization is involved in mentoring at Carver Elementary and active in health promotion for colon cancer recognition. They are to be commended on their public spirit!

Later that same day, attended the League of Women Voters annual meeting with Commissioner Mattingly. They learned quite a lot from Mr. Chang, Tri-County Council, about our extensive bus service. The **GROWTH OF** fare box **REVENUES** is proof that the system is successful since the State continues to give more funding to continue to ~~improve~~ **EXPAND** the County's bus service.

### **Commissioner Anderson**

Last week, he and Commissioners Randall, Raley, and Mattingly attended the Ryken High School graduation ceremony. Congratulations to the grads and their families!

On Friday, May 31, was happy to be the Honorary Chairperson for the American Cancer Relay for Life fundraiser held at Chopticon High School. There were 50 teams raising money in the race to find a cure. Dyncorp was the leading fundraiser for the fifth year in a row, and Veridian had three teams and did well. Thanks to the volunteers and the American Cancer Society for their hard work at this event!

On June 1, attended the annual Health Share fundraising event which was held at the home of Pat McBrown in Hollywood. Health Share does a tremendous job serving 1000 individuals per month. Health Share assists the working poor with health and prescription drug costs. Thanks to Dr. Marek, who is stepping down from the Board, for all his hard work!

On May 3, was honored to swear in the new VISTA volunteers who will be working in our summer camps. This program is acknowledged by the national VISTA organization as the best summer program in the country. Thanks and congratulations to all of you!

### **Commissioner Mattingly**

Enjoyed the graduation at Ryken and was impressed that 1/3 of the graduates are going onto the College of Southern Maryland and St. Mary's College.

Also attended granddaughter Lexi's kindergarten graduation. Grandson, Cameron, will also be graduating kindergarten and going onto first grade.

The League of Women Voters' annual meeting was very nice. They support public transportation and environmental issues.

The Leonardtown Fire Department will hold an Open House on June 9, beginning at 10:00 a.m. Please stop by to view their displays.

### **Commissioner Raley**

Graduation is a joyous time for the graduates and their families. It's a time for moving on to education opportunities or for entering the workforce. Project Graduation is a wonderful program for kids following graduation. Office on Community Services and the State's Attorney are to be commended for putting it together.

### **Commissioner President Randall**

Congratulations to the graduating class of Leonard Hall Junior Naval Academy!

Jill Knott, an employee in the Office On Aging, and family were involved in a serious car accident a few weeks ago. The SMC Employee's Association has established a fund to

accept donations for the Knott family. Checks made out to "The Jill and David Knott Fund" can be mailed to Community Bank of Tri-County, P.O. Box 241, Leonardtown, MD 20650. Cash will be accepted at the Leonardtown Branch of the bank. *Recommend the PIO office run this information on Channel 12.*

#### EXECUTIVE SESSIONS

**Commissioner Raley moved, seconded by Commissioner Anderson, to meet in Executive Session to discuss matters of Property Acquisition and Personnel, as provided for in Article 24, Section 4-210(a)11 and 4-210(a)1, respectively. Motion carried.**

#### Personnel

**Present:** Commissioner President Julie B. Randall  
Commissioner Joseph F. Anderson  
Commissioner Shelby P. Guazzo  
Commissioner Thomas A. Mattingly, Sr.  
Commissioner Daniel H. Raley  
Alfred A. Lacer, County Administrator  
Jeanette Norris, County Treasurer (attended from 4:52 – 5:15 p.m.)  
Judith A. Spalding, Recorder

**Authority:** Article 24, Section 4-210(a)1

**Time Held:** 4:45 p.m. – 5:20 p.m. and continued 5:30 p.m. – 6 p.m.

**Action Taken:** The Commissioners discussed two personnel issues and gave direction to staff.

#### Property Acquisition

**Present:** Commissioner President Julie B. Randall  
Commissioner Joseph F. Anderson  
Commissioner Shelby P. Guazzo  
Commissioner Thomas A. Mattingly, Sr.  
Commissioner Daniel H. Raley  
Alfred A. Lacer, County Administrator  
John Norris, County Attorney  
Phil Rollins, Director, R&P  
Janet Parks, Property Manager  
Judith A. Spalding, Recorder

**Authority:** Article 24, Section 4-210(a)11

**Time Held:** 5:20 p.m. – 5:30 p.m.

**Action Taken:** The Commissioners discussed property acquisition relative to Piney Point Lighthouse and gave direction to staff.

#### ADJOURNMENT

The meeting adjourned at 6:00 p.m.

**Minutes Approved by the**

**Board of County Commissioners on** 6/11/02

Judith A. Spalding  
**Judith A. Spalding, Administrative Assistant  
to the Board of County Commissioners**