

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, February 26, 1974

Present: Commissioner J. Wilmer Bowles, President
Commissioner George R. Aud
Commissioner J. S. Guy, Jr.
Edward V. Cox, Chief Clerk
Judith A. Mullins, Recording Secretary

The meeting came to order at 9:30 a.m.

READING OF MINUTES

The minutes of February 20, 1974 were read and corrected.

APPROVAL OF MINUTES

Commissioner Aud made a motion to approve the minutes of January 15, 1974, seconded by Commissioner Guy and made unanimous by Commissioner Bowles, who signed same.

Commissioner Aud made a motion to approve the minutes of January 22, 1974, seconded by Commissioner Guy and made unanimous by Commissioner Bowles, who signed same.

Commissioner Aud made a motion to approve the minutes of January 29, 1974, seconded by Commissioner Guy and made unanimous by Commissioner Bowles, who signed same.

Commissioner Aud made a motion to approve the minutes of February 1, 1974, seconded by Commissioner Guy and made unanimous by Commissioner Bowles, who signed same.

BILLS APPROVED

The following bills were approved by the Commissioners:

Robert Willard, Planning Director, mileage expenses for the month of December - \$16.10;

Robert Willard, Planning Director, mileage expenses for the month of January - \$34.95;

HEALTH DEPARTMENT BUILDING, LEXINGTON PARK
ROOF REPAIR

\$2,162.68 has been requested by Allied Roofing for payment of materials supplied to the contractor, Alexander Milburn, on the above project. Said materials have not been paid for. Commissioner Guy made a motion that two checks be drawn as follows: one in the amount of \$2,162.68 and one in the amount of \$822.32.

Both checks are to be made payable to Mr. Milburn, and he is to be requested to endorse the first check in the amount of \$2,162.68 so that it can be forwarded to Allied Roofing as per their request. After this has been done, the second check in the amount of \$822.32 is to be turned over to Mr. Milburn. This procedure is being followed because a mechanic's lien has been filed against the building. Commissioner Aud seconded the motion and Commissioner Bowles made it unanimous.

ANGELOS C. DEMETRIOU
LEXINGTON PARK AREA MASTER PLAN

Present: Robert Willard, Planning Director

Mr. Willard recommended that payment in the amount of \$4,420.00, less 10% retainage, be paid Angelos C. Demetriou for the work on the Lexington Park Area Master Plan. Commissioner Guy made a motion to pay Mr. Demetriou \$3,978.00, seconded by Commissioner Aud and made unanimous by Commissioner Bowles.

Commissioner Guy made a motion that \$7,000 be taken from the Contingency Fund and charged to the Planning Department's Department's budget, seconded by Commissioner Aud and made unanimous by Commissioner Bowles.

MAIL LOG

Because the present system of the mail log consumes too much time on the part of some of the personnel, Ed Cox made several recommendations to the Commissioners. He suggested a 10:00 a.m. time limit on incoming mail and any mail coming into the Commissioners' Office after that time would be listed on the next day's log. This way the mail log should be completed by 12:00 Noon. Mr. Cox also suggested a 4:00 deadline for all outgoing mail. To reduce unnecessary conversations in the Office, Mr. Cox recommended that "Skip" Jones make a mail box for incoming and outgoing mail, with slots for each Department to be placed outside the Commissioners' Office. Mr. Cox will have plans drawn up for the mail box and present them to the Commissioners for their approval.

To alleviate unnecessary copying, each Department will be provided with a copy of the mail log sheet and copies of letters and other materials will be made available only upon request.

ASSISTANT FOR JOSEPH "SKIP" JONES

Steve Gragen, who was hired as a temporary employee to assist "Skip" Jones with maintenance work in the County office buildings, terminated his employment as of February 25; therefore, Ed Cox recommended that someone be hired to assist "Skip" Jones, and if the work justified full-time employment, that this be made

a permanent position. The Commissioners gave their approval for Ed Cox to pursue this matter.

US-A PARTNERSHIP (CEDAR COVE) REZONING DECISION - FILE NO. 0019

Present: Robert Willard, Planning Director
 Mr. E. O. Barsness, Project Manager, Cedar Cove
 David Belcher, Attorney (US-A Partnership)
 Byron Koste, Urban Systems Development Corp.
 Dorsey Hughes, Urban Planners, Inc.
 Joseph Weiner, County Attorney
 Michael Davis, County Attorney

Robert Willard, Planning Director, presented a letter forwarding the Development Agreement for the above project. Mr. Willard stated the document was developed after consultation with the Planning Commission, Recreation and Parks, the Bay District Fire Department, Board of Education and Michael Davis, County Attorney and Mr. Willard recommended that the Commissioners approve the Development Agreement.

After considerable discussion concerning the recordation of the Agreement, Commissioner Aud made a motion that the application by US-A Partnership to have certain lands rezoned from "Agricultural" to "C-Residential" category (133.19 acres) located within the Cedar Cove Subdivision, off of Hermanville Road, adjacent to Pine Hill Run and bordering on the Chesapeake Bay, Eighth Election District, be approved by the County Commissioners subject to recordation of the Agreement and that Page 3 containing deletions be signed by Ross P. Obley or retyped. Commissioner Guy seconded the motion.

Commissioner Bowles voted against the rezoning of the property because he felt the interest and concern every citizen of this County has in the NATC make this project not in the best interest, either at present or in the future, of NATC, which is the prime economic asset this County has; therefore, rezoning this property is not in the best interest of this County.

ENERGY CRISIS - FUEL SHORTAGE

Present: Otis Wood, Director, Emergency Operations Center

Mr. Wood discussed the fuel shortage in the County and the ramifications it would have on the farming and seafood industry. He said unless there are extra allocations for trucks with perishable commodities, it would be a serious problem. Mr. Wood said he has been in contact with Mr. Batterton, Director, Energy Policy Office, and is waiting for advice from him which he will relate to the Commissioners.

Mr. Wood advised the Commissioners that Don Miller, County Extension Office, has proposed some type of car pool to alleviate the gas problem. He will be working with personnel from the Base

using computers. The Commissioners had no objection to this being done.

In closing Mr. Wood stated he received 75 calls a day concerning the fuel shortage.

METROPOLITAN COMMISSION
USE OF COUNTY RADIO FREQUENCY

Present: Otis Wood, Director Emergency Operations Center

Ed Cox advised the Commissioners that the Metropolitan Commission is requesting to have two radios installed in their vehicles, using the radio frequency of the Health Department and the Board of Education. Neither agency has any objection to this as long as there is no interference with their normal course of business. Otis Wood said approval of this could be given as long as FCC has no objection. Commissioner Guy made a motion approving the Metropolitan Commission's request, seconded by Commissioner Aud and made unanimous by Commissioner Bowles. Otis Wood will proceed to make the necessary arrangements.

SALARIES FOR PLUMBING BOARD MEMBERS

Present: Joseph Weiner, County Attorney

The Commissioners reviewed the existing legislation concerning Plumbing Board members which states that the members be reimbursed for reasonable expenses incurred. The Commissioners agreed that the legislation should be amended to read that the County Commissioners be authorized to pay an annual salary to the St. Mary's County Plumbing Board members, at a rate to be set by the Commissioners.

BIDS ON INVESTMENTS

Present: Harris Sterling, Finance Director

Mr. Sterling stated that bids were opened this day on the investment of \$1,500,000 for 110 days. Those present were: Harris Sterling, Paul Raley and Mrs. Hoopengardner from the Maryland National Bank. Bids were as follows:

<u>Amount</u>	<u>Maturity</u>	<u>First Nat'l Bank</u>	<u>Maryland Nat'l Bank</u>	<u>Md. Bank & Trust</u>
\$ 200,000	110 days	7.70%	7.45%	7.765%
300,000	110 days	7.65%	7.45%	7.765%
1,000,000	110 days	7.625%	7.45%	7.765%

Mr. Sterling recommended that the bids totalling \$1,500,000 be awarded to Maryland Bank and Trust, the highest bidder at 7.765%. Commissioner Guy made a motion to accept Mr. Sterling's recommendation, seconded by Commissioner Aud and made unanimous by Commissioner Bowles.

AUDIT REPORT AS OF JUNE 30, 1973

Present: Harris Sterling, Finance Director

Mr. Sterling presented the summary of the Audit Report to be published in the local newspapers setting forth the Statements of Revenues and Expenditures as of June 30, 1973. A copy of the Audit Report with accompanying exhibits and schedules is on file in the Commissioners' Office.

DANIEL H. RALEY, EXECUTIVE SECRETARY, YOUTH COMMISSION
EMPLOYMENT CONTRACT

Present: Daniel H. Raley

Commissioner Aud made a motion to approve and sign the Employment Contract for Daniel H. Raley for the position of Executive Secretary, Youth Commission, effective February 7, 1974, at an annual salary of \$9,000. Commissioner Guy seconded the motion and Commissioner Bowles made it unanimous.

REQUEST FOR CHANGE IN CLASSIFICATION
MARY AGNES BUCKLER - TELEPHONE OPERATOR

Mary Agnes Buckler forwarded a letter to the Commissioners requesting to be reclassified from Telephone Operator II (Grade 3 - Step 6) to Telephone Operator III (Grade 5, Step 4). Ed Cox recommended that she be reclassified. Commissioner Aud made a motion to accept Mr. Cox's recommendation, pending receipt of approval from the Commissioner of Personnel, and to be effective upon receipt of same, seconded by Commissioner Guy and made unanimous by Commissioner Bowles.

REQUEST TO SEND LETTER TO ADM. KIDD
RE: CAPTAIN T. J. KILCLINE

Present: Jim Lanham, representing Navy Base
Ann DeJong, representing community

Mr. Lanham presented a draft of a letter to Adm. J. C. Kidd, Jr., in which a request is made to allow Capt. Kilcline to complete his three-year tour of duty at Patuxent River as originally planned instead of two years, because of his interest and participation in many community activities in St. Mary's County. Mr. Lanham stated that he felt a letter from the County Commissioners would be more effective. Mrs. DeJong agreed and supported the statements made by Mr. Lanham, including the request that the Commissioners write a letter to Adm. Kidd. Mrs. DeJong presented a letter from Eloise Pickrell to the Commissioners concurring with the letter to Adm. Kidd. The Commissioners will discuss this and advise Mr. Lanham of their decision at a later date.

PETITION FROM PAROCHIAL SCHOOL BUS DRIVERS

Present: Ernie Bell, Attorney
Paul Raley, Administrative Officer

Also present were the following school bus drivers:
Mary Huntt, Genenieve Bean, Mignonette Gatton, Elva Mattingly,
Edna Bell, Joseph S. Harding, Francis G. Swann, Jr., Paul Bell,
Joseph J. Hancock, Douglas Wathen, Allen Stabler, Michael R.
Bean, Leroy Thompson, Spencer Whalen, Helene Holt, Robert Raley.

Ernie Bell presented a petition from the owners of Parochial school bus drivers requesting an 18% increase in salary for the operation of the buses to be considered in the 1974-75 budget. In addition, Mr. Bell requested the Commissioners to give priority to the consideration for an increase in gas allowance because of the tremendous increase in the cost of gasoline.

Ernie Bell is to obtain figures of increased costs of gasoline from the drivers after which time he will meet with Paul Raley to discuss these figures to determine a fair and equitable amount of increase.

Commissioner Bowles stated the Commissioners are sympathetic with their request and will be most willing to cooperate.

Commissioner Guy informed the group that Otis Wood has been appointed Energy Coordinator and if they have problems with gasoline shortages, they should immediately contact Otis Wood.

PRESENTATION OF PROCLAMATION (73-37)

Present: Delegate John Hanson Briscoe

The Commissioners presented John Hanson Briscoe with a Proclamation congratulating him on being elected Speaker of the House of Delegates.

DISCUSSION OF LEGISLATION

Present: Delegate John Hanson Briscoe
Marvin Kaminetz, Attorney
Joseph Weiner, County Attorney

At this time Delegate Briscoe discussed the status of the proposed legislation that has been submitted to the Legislators by the County Commissioners and the various other bills affecting St. Mary's County.

PROPOSED LEGISLATION FOR REDUCING ECONOMIC IMPACT ON
SUBDIVISIONS

Present: Oliver Guyther, Attorney
Delegate John Hanson Briscoe

Mr. Guyther presented proposed legislation to aid in reducing the economic impact caused by the creation of subdivisions, apartments, etc., which gives the Commissioners authority to increase the building permit fee by 2% and require developers, etc. to pay the sum of \$200 for each living unit and each lot in a subdivision.

DRAINAGE PROBLEM

Present: Mr. and Mrs. Gordon Fedders
John Hanson Briscoe, Attorney
Marvin Kaminetz, Attorney

Mr. Briscoe explained to the Commissioners the drainage problem and damages to Mr. and Mrs. Fedders' property caused by the depositing of dredged materials from St. Jerome's Creek by the Army Corps of Engineers. Mr. Briscoe stated that the depositing of this dredged material changed the natural flow of water in the area and caused flood and other damages to his clients' property. He further stated that the Fedders had invested a great deal of money in the property and it has deteriorated to the point where it is of no use to them. Mr. Briscoe requested the County Attorney to determine with whom the responsibility for damages lies (meaning county, state or Army Corps of Engineers). Mr. Kaminetz requested Mr. Weiner to make this determination within 15 days.

Correspondence pertaining to the said subject is on file in the County Engineer's Office.

SUBDIVISION RECORDATION PROCEDURES

Present: Albert J. Focer, Lorenzi, Dodds & Gunnill, Inc.
Sue Burgemeister, Lorenzi, Dodds & Gunnill, Inc.
Francis K. Abell, J. R. McCrone, Jr., Inc.
C. R. Moore, C. R. "Bob" Moore, Inc.
Robert E. Trautman, Free State Surveying &
Land Planning, Inc.
Robert Willard, Planning Director

Sue Burgemeister presented a letter dated February 25, 1974 to the County Commissioners with a proposal for subdivision recording procedures which had been compiled by the four engineering/surveying firms in the County.

The surveyors requested the Commissioners to adopt Pages 2, 3, 4 and 5 of the Procedures, with the following change: that Item 5 on Page 2 read "developer and/or his agent obtains a statement of road policy from the County Commissioners".

The Commissioners will review these procedures and consider it for action at next week's meeting. In addition the Commissioners will consider authorizing the official forming of the group of engineers/surveyors.

QUEEN TREE SUBDIVISION SECTION 1

Present: Oliver Guyther

Mr. Guyther came before the Commissioners to request approval of Section 1 of Queen Tree Subdivision consisting of 39 lots and asked that said Section 1 not be subject to the existing roads policy. Mr. Guyther was of the opinion that the concept plan was presented to the Planning Commission prior to December 26, 1972. Mr. Guyther and the Commissioners discussed payment of a per lot fee in lieu of the road policy. Mr. Guyther agreed to pay to the County Commissioners \$7800, which represents \$200 per lot prior to record plat being recorded in the land records.

PRESS CONFERENCES

Commissioner Guy made a motion that the March Press Conference be held Tuesday, March 5, at 11:30 a.m., and all future Press Conferences be held on the first Tuesday of the month at 11:30 a.m. Commissioner Bowles seconded the motion and Commissioner Aud made it unanimous.

BICENTENNIAL COMMISSION

Commissioner Guy made a motion to appoint Marvin C. Joy as Chairman of the Bicentennial Commission of St. Mary's County for a three year term expiring February 26, 1977. Commissioner Aud seconded the motion and Commissioner Bowles made it unanimous.

Commissioner J. S. Guy, Jr. volunteered to serve on said Commission.

PERSONAL ROAD BOND - EDWARD H. and AGNES C. LONG

Present: John Norris

Commissioner Aud made a motion to approve the Personal Road Bond in the amount of \$30,000 for Cal-Acres subdivision, California, Maryland, Eighth Election District, naming Edward H. and Agnes C. Long as sureties. Commissioner Guy seconded the motion and Commissioner Bowles made it unanimous.

RAILROAD RIGHT-OF-WAY

Present: John Norris, County Engineer
Anthony Wiles, Barton-Aschman Associates, Inc.

Mr. Wiles made a presentation to the Commissioners to define the alternate routes for the railroad right-of-way.

The meeting adjourned at 6:30 p.m.

J. Wilmer Bowles 3/28/74
J. Wilmer Bowles, President