

BOARD OF COUNTY COMMISSIONERS' MEETINGJanuary 26-27, 1977Wednesday, January 26, 1977

Present: Commissioner James M. McKay, President
Commissioner Ford L. Dean
Commissioner J. Patrick Jarboe
Commissioner Larry Millison
Commissioner John K. Parlett
Edward V. Cox, County Administrator
Judith A. Mullins, Recording Secretary

The meeting came to order at 8:50 a.m.

READING AND APPROVAL OF MINUTES

The minutes of January 19-20, 1977, were read and corrected. Commissioner Jarboe made a motion to approve the minutes as corrected, seconded by Commissioner Parlett. All Commissioners voted in favor.

ENCUMBRANCE VOUCHERS

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the encumbrance vouchers for the Commissioners' review and approval. Commissioner Parlett made a motion to approve payment of the bills, as submitted, seconded by Commissioner Jarboe. All Commissioners voted in favor.

COMMISSION FOR WOMEN
MISCELLANEOUS EXPENSES

The County Administrator presented a request from the Commission for Women for expense money for postage and travel expenses. After discussion, Commissioner Dean made a motion to authorize up to \$100 to finance miscellaneous expenses for the Commission for Women for the balance of the fiscal year, seconded by Commissioner Parlett. All Commissioners voted in favor.

CLEARINGHOUSE PROJECTS - VA HOUSING FEASIBILITY
(GILLEN'S GROVE, FENWICK MANOR AND BIRCH MANOR)

The County Administrator presented the three above-referenced Clearinghouse Projects for the Commissioners' review, stating that the projects are not inconsistent with the County's programs or objectives. The Commissioners agreed to forward the projects to the State.

ROAD RESOLUTION NO. 77-22
BLAKENEY ROAD

On behalf of the County Engineer, the County Administrator presented Road Resolution No. 77-22 renaming County Route 3294, located off Larredore Road, Second Election District, as Blakeney Road.

Commissioner Jarboe made a motion to approve the above-referenced Road Resolution, seconded by Commissioner Parlett. All Commissioners voted in favor.

MEETING IN ANNAPOLIS - LEGISLATIVE PACKAGE

The Commissioners discussed correspondence from Speaker Briscoe requesting a meeting in Annapolis between the legislators and County Commissioners on a Tuesday or Thursday in the near future. The Commissioners agreed that an appropriate date would be February 10, for a meeting in Annapolis; however, preferred that meeting be scheduled for February 12 in St. Mary's County at 9:30 a.m.

ELECTION DAYS - ALCOHOLIC BEVERAGES

The Commissioners discussed correspondence received from Senator Simpson and the Alcoholic Beverage Board in regard to a legislative proposal to exempt St. Mary's County from the state statute requiring taverns to be closed on Election Days. The Commissioners decided that the legislators should be informed by correspondence that it would be preferable to have state-wide legislation rather than county-by-county piecemeal effort. This item will be further discussed during the February meeting with the legislators.

AIRPORT MASTER PLAN

The County Administrator presented correspondence for approval of the Board and signature by the President to comply with grant requirements of the Federal Aviation Administration.

Commissioner Millison stated that he would prefer the letter be composed in greater detail addressing all of the items in the FAA correspondence of January 18, 1977.

BONDING FOR STATE'S ATTORNEY

The County Administrator presented the bonding for George Sparling, State's Attorney, by the Fidelity and Deposit Company in the amount of \$5,000. Commissioner Parlett made a motion to accept this bond, seconded by Commissioner Dean. All Commissioners voted in favor.

BICENTENNIAL COMMISSION AUDIT

The County Administrator advised that proposals were solicited from auditing firms to do the audit of the Bicentennial Commission's Old Mill account, Country Store account and budgeted funds from the County. One proposal was received, which was Jerry M. Colvin, Jr., CPA, in the amount of \$300. Mr. Cox recommended that the Commissioners accept this proposal.

Commissioner Parlett made a motion to accept the proposal of Jerry M. Colvin to do the auditing of the Bicentennial Commission, seconded by Commissioner Dean. All Commissioners voted in favor.

UNEMPLOYMENT INSURANCE

The County Administrator advised the Commissioners that as of January 1978, the County will be obligated to pay unemployment benefits and that the staff was working to prepare recommendations for the Commissioners' consideration regarding the financing of the unemployment requirements. The recommendations will be before the Commissioners during March 1977.

TRAINING GRANT APPLICATION - TITLE IV-A COMMISSION ON AGING

Present: Mrs. Billye McGaharn, Executive Secretary
Commission on Aging

Mrs. McGaharn presented Application for Training Grant, Title IV-A, for the Commissioners review and approval. The purpose of the grant is to obtain funds for a course to be offered at St. Mary's College for staff in the Commission on Aging of the tri-county area in the amount of \$1,348.

Commissioner Jarboe made a motion to authorize Commissioner President McKay to sign the Grant Application, seconded by Commissioner Parlett. All Commissioners voted in favor.

FEE SCHEDULES

Present: Richard Platt, Director, Land Use and Development
John Norris, County Engineer

As had been requested by the Board of County Commissioners, Mr. Platt submitted a memorandum setting forth estimated costs by his office for subdivision and site plan review.

The Commissioners agreed to review this information along with the County Engineer's administrative costs and set up a subsequent meeting in order to arrive at an equitable fee schedule. Commissioner Dean suggested that the Commissioners also review recommendations by the Plumbing Board for plumbing fees in conjunction with the review of the other fee schedules.

COASTAL ZONE MANAGEMENT PLAN

Present: Richard Platt, Director, Land Use and Development
 Frank Gerred, County Planner
 Jack Witten
 Richard Watson
 Walter Raum

Mr. Platt stated that as discussed last week, the ad hoc committee met to revise the letter to the Department of Natural Resources with regard to the pre-draft of the Coastal Zone Management Plan. After review of this letter, Commissioner Jarboe made a motion to approve the contents and authorize Commissioner President McKay to sign said letter, seconded by Commissioner Parlett. All Commissioners voted in favor.

Mr. Platt stated that the ad hoc committee would like to have a symposium some time in April at St. Mary's College after finalization of the first draft of the Coastal Zone Management Plan, and would like input from the Commissioners as to who should be invited.

PATUXENT RIVER BASIN WATER QUALITY MANAGEMENT PLAN
POTOMAC RIVER BASIN WATER QUALITY MANAGEMENT PLAN
SAVAGE TREATMENT PLANT

Present: Richard Platt, Director, Land Use and Development
 Frank Gerred, County Planner
 Judith Clarke, Water Resources Administration
 Jack Witten
 Richard Watson
 Walter Raum

The above-referenced individuals appeared before the Commissioners to discuss the Patuxent River Basin Water Quality Management Plan, Potomac River Basin Water Quality Management Plan and the Savage Treatment Plant. Mr. Platt distributed handouts summarizing comments on these subjects.

Ms. Clark summarized the chain of events that have culminated in the proposed preliminary drafts of the Patuxent River Basin Plan and also related the status of the Potomac River Basin Plan. During and subsequent to Ms. Clark's presentation, those in attendance raised several questions concerning the state's involvement and overall handling of the plans.

After thorough discussion, it was generally agreed that closer coordination was needed on the local level, as well as improved public information efforts on the part of the state; further, that a regional approach should be developed by the Southern Maryland counties, primarily through the efforts of the Tri-County Council and that St. Mary's County should take the lead in developing this regional approach.

Commissioner President McKay thanked Ms. Clark for her presentation and efforts on behalf of St. Mary's County and expressed gratitude on behalf of the Commissioners to those in attendance who have been working on these plans.

PROCLAMATION NO. 77-4
VOCATIONAL EDUCATION WEEK

Present: Representatives of youth organizations from
 Chopticon and Great Mills High Schools
 involved in Vocational Education Week

The Commissioners presented the above-referenced Proclamation
 proclaiming the week of February 6-12, 1977 as
 "Vocational Education Week" in St. Mary's County.

PROCLAMATION NO. 77-5
FUTURE BUSINESS LEADERS OF AMERICA

The Commissioners presented the above-referenced Proclamation
 proclaiming the week of February 6-12, 1977 as Future Business
 Leaders of America.

The meeting recessed at 1:00 p.m.

Thursday, January 27, 1977

Present: Commissioner James M. McKay, President
 Commissioner Ford L. Dean
 Commissioner J. Patrick Jarboe
 Commissioner Larry Millison
 Commissioner John K. Parlett
 Edward V. Cox, County Administrator
 Judith A. Mullins, Recording Secretary

The meeting reconvened at 8:50 a.m.

ROAD BONDING IN SUBDIVISIONS

Present: John Norris, County Engineer
 Joseph Ernest Bell, II, County Attorney

The County Engineer and County Attorney reviewed with the Com-
 missioners the status of the road bonding cases that had been
 turned over to the County Attorney.

In addition, the County Engineer recommended that the following
 subdivisions be turned over to the County Attorney for handling:
 Holly Oaks; Knolland, Section I; Riverwood Farms; Sheehan Estates.
 The Commissioners concurred with this recommendation.

GOLDEN BEACH ROAD - RIGHT-OF-WAY ACQUISITION

Present: John Norris, County Engineer
 Joseph Ernest Bell, II, County Attorney

The County Attorney discussed the status of the right-of-way
 acquisition cases on Golden Beach Road and that suit has been file
 on three of the cases.

EXECUTIVE SESSION

Present: John Norris, County Engineer

The Commissioners agreed to meet in Executive Session in order to discuss a matter of personnel. The Session was held from 9:15 a.m. to 9:30 a.m.

CHANGE ORDER A - CIRCUIT COURT RENOVATIONS

Present: John Norris, County Engineer

The County Engineer presented Change Order No. A. for the renovations to the Circuit Court Room, which is for the supplying and installation of a new suspended acoustic tile ceiling in Stairwell "C" and supplying and installation of four new wooden windows in Courtroom "D", in the amount of \$5,460. Commissioner Dean made motion to approve this Change Order, seconded by Commissioner Parlett. All Commissioners voted in favor.

PACKER TRAILER FOR TRANSFER STATION

Present: John Norris, County Engineer

Mr. Norris stated that two bids were received for the packer trailer for the transfer station as follows:

Earl Shankle Company (Pak-Mor Trailer)	\$29,227
Wilbar Truck Equipment, Inc.	\$29,084

Mr. Norris recommended awarding the bid to Earl Shankel in the amount of \$29,227, for a Pak-Mor Trailer in that the County presently has a Pak-Mor Trailer, and would therefore allow the interchanging of parts.

Commissioner Dean made a motion to accept the County Engineer's recommendation and award the bid to Earl Shankel in the amount of \$29,227, and the reason for not awarding the bid to the lowest bidder (difference being \$143) is due to the fact that the County already has a Pak-Mor Compacter at the Valley Lee Transfer Station and this would enable the County to have similar equipment at both transfer stations, seconded by Commissioner Jarboe. All Commissioners voted in favor.

CONSULTANT REVIEW OF SUBDIVISION PLANS
TRANSFER OF FUNDS

Present: John Norris, County Engineer

Mr. Norris stated that \$10,000 had been budgeted for consultant review of subdivision plans with Wilson T. Ballard Company and \$9,000 has been expended through December 1976. If the County intends to continue this arrangement, it will be necessary to transfer \$8,000 to cover the remainder of the fiscal year.

Commissioner Jarboe made a motion to authorize the transfer of \$8,000 from the Contingency Account, for consultant review of subdivision plans in the County Engineer's Office, seconded by Commissioner Parlett. All Commissioners voted in favor.

PURCHASE OF MOTOR GRADER

Present: John Norris, County Engineer

Mr. Norris stated that \$7500 had been budgeted for the purchase of a motor grader and his office has not been able to make this purchase to date. Mr. Norris requested a commitment from the Commissioners up to \$7500 for the purchase of this motor grader, to which the Commissioners agreed.

RECREATION AND PARKS
BUILDING NO. 4 - FELIX JOHNSON EDUCATION CENTER

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett presented a lease by and between the Board of Education of St. Mary's County, the St. Mary's County Board of County Commissioners, the St. Mary's County Board of Recreation and Parks and its affiliated Bay District Recreation Council for the lease of Building No. 4 of the Felix Johnson Educational Center in Lexington Park.

Commissioner Parlett made a motion to accept this lease, and authorize Commissioner President McKay to sign same, seconded by Commissioner Jarboe. All Commissioners voted in favor.

LIGHTING FOR GREAT MILLS TENNIS COURTS

Present: John Baggett, Director, Recreation and Parks

Mr. Baggett requested direction from the Commissioners as to whether or not he should negotiate with the principle supplier of florescent lighting or whether the project should be placed on a bid basis for both equipment and installation. The Commissioners directed that he follow the normal bid process for the project.

EXECUTIVE SESSION

Present: John Baggett, Director, Recreation and Parks

The Commissioners agreed to meet in Executive Session to discuss a personnel matter. The Session was held from 10:15 a.m. to 10:26 a.m.

OVERALL ECONOMIC DEVELOPMENT PLAN FOR ST. MARY'S COUNTY

Present: Ward Miller, Economic Development Coordinator
Jim Marsh, Chairman, Economic Development Commission
Mike Kilpatric, Department of Economic and Community Devel.

After discussion of the report presented by Ward Miller at last week's meeting regarding the Economic Development Program for St. Mary's County for 1976-77, Commissioner Jarboe made a motion to accept the Economic Development Coordinator's recommendation as being the Economic Development Plan for St. Mary's County, seconded by Commissioner Parlett. All Commissioners voted in favor.

ECONOMIC DEVELOPMENT ASSISTANCE

Present: Mike Kilpatric, Department of Economic & Community Devel.

Mr. Kilpatric discussed a cooperative arrangement between the Department of Economic and Community Development whereby the State would offer various levels of expertise to the County in a concentrated effort of developing the overall economic base of the County. The Commissioners expressed their agreement and acceptance of the offer from State Economic and Community Development.

MANAGEMENT STUDY

Present: Mike Kilpatric, Department of Economic & Community Devel.

Mr. Kilpatric advised the Commissioners that his department is now ready to commence the Management Study for St. Mary's County.

"WINGS OF THE MORNING"

Present: Mike Kilpatric, Department of Economic & Community Devel.

Mr. Kilpatric stated that he and Secretary Anastasi met with Speaker Briscoe in Annapolis regarding funding of "Wings of the Morning", and it was decided that they would appear before the Board of Public Works and request a \$60,000 matching grant for the coming fiscal year, which would have to be equally matched. Commissioner Jarboe suggested that the Outdoor Drama Association should be contacted to discuss their ability to raise funds and the development of a thorough plan for the production.

COUNTRY LAKES ROAD BONDING

Since the developers of Country Lakes Section I, were given approval for a personal bond by the previous Board of Commissioners, and began development of Section I with this assurance; and

since no evidence has surfaced to indicate that this action by the previous Board of Commissioners was not a legal act; and

since this present Board of Commissioners agreed to accept the Surety Bond for a two-year period ending November 27, 1976 and implied that a request for renewal of the bond in the same form would be entertained; and

since there has been no reported difficulty with compliance by the developers; and

since the County Engineer has recommended maintaining the same dollar value of the bond; and

since no County agencies have made any other recommendations concerning this bond,

Commissioner Jarboe made a motion that a letter be sent to the developers of Country Lakes indicating that their bond in its present form and amount will be extended until November 27, 1977, and that the work is expected to be completed by that time, and that the County Commissioners will definitely not accept in the future any personal bond including bonding for future sections of Country Lakes, seconded by Commissioner Parlett. Three Commissioners voted in favor, with Commissioners McKay and Millison voting against.

Commissioner Jarboe presented the draft of the letter to be forwarded to Mr. Ben Burroughs, developer of Country Lakes, which will be submitted to the County Attorney for review prior to forwarding the letter.

SPECIAL TAXING DISTRICT FOR SUBSTANDARD SUBDIVISION ROADS

Commissioner Dean presented a paper on the Special Taxing District for Substandard Subdivision Roads for the Commissioners' review. It is proposed that the design engineering, construction costs, and inspection costs would be borne by the individual lot owner and that the County would assume as its share the interest required to borrow the construction funds and also whatever preliminary engineering necessary in order to arrive at a estimated cost.

The Commissioners agreed that this be forwarded to the County Attorney and County Engineer for them to draw up an Ordinance for review by the Commissioners at a work session.

LEGISLATIVE PROPOSAL
PUBLIC DRINKING/QUASI PUBLIC PROPERTY

Commissioner Jarboe presented copies of Article 2C, Section 201 pertaining to authorization to adopt a local ordinance regulating the possession or consumption of any alcoholic beverages on any public property or property used by the public in general or on any highway. The Commissioners agreed to request our legislative representatives to include St. Mary's County in this section.

SOUTHGATE TOWNHOUSE PROJECT
ECONOMIC IMPACT FEE

After discussion and review of all the particulars pertaining to the Economic Impact Fee for Southgate, Commissioner Dean made a motion that the Board of Commissioners re-affirm its discussion with regard to the exemption of the Economic Impact Fee in the Southgate Subdivision, as is reflected in the Board of County Commissioners' minutes of January 7, 1975, and further, that it has been confirmed that Section I as stated in the Commissioners' minutes of January 7, 1975, constituted the entire 68.3 acres of the Subdivision, and further that the Commissioners indicate to the developer that he shall have five years within which all proposed sections of this subdivision shall be recorded as record plat. Any lots not so recorded within the five year period will be subject to the economic impact fee. Commissioner Jarboe seconded the motion. Four Commissioners voted in favor, with Commissioner McKay abstaining.

PATUXENT RIVER BASIN WATER QUALITY MANAGEMENT PLAN

The Commissioners discussed the possibility of arranging a meeting with Tri-County Council and the governmental and public groups of the Patuxent River Plan in order to develop a course of action on saving the Patuxent River. The Commissioners agreed to discuss this in greater detail next week.

The meeting recessed at 12:55 p.m.

EXECUTIVE SESSION

The County Commissioners agreed to meet in Executive Session in order to discuss personnel matters. The Session was held from 12:55 p.m. to 1:45 p.m.

APPROVED BY,



 James M. McKay, President
 County Commissioners