

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, March 7, 1979

Present: Commissioner George R. Aud, President  
Commissioner Richard D. Arnold  
Commissioner Ford L. Dean  
Commissioner Larry Millison  
Commissioner David F. Sayre  
Edward V. Cox, County Administrator  
Judith A. Mullins, Recording Secretary

The meeting was called to order at 8:50 a.m.

READING AND APPROVAL OF MINUTES

The minutes of the Commissioners meeting of February 28, 1979 were read. The Commissioners agreed to approve the minutes as read.

ENCUMBRANCE VOUCHERS

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the encumbrance vouchers for the Commissioners' approval. Commissioner Dean moved, seconded by Commissioner Arnold, to approve payment of the bills as submitted. All Commissioners voted in favor.

SNOW REMOVAL - ST. MARY'S INDUSTRIAL PARK

Present: Arthur "Buck" Briscoe

Mr. Briscoe appeared before the Commissioners to advise that he had taken it upon himself to have the roads cleared at the St. Mary's Industrial Park during the recent snow. He mentioned that the businesses located at the park had been promised snow removal by the developer of the park, who is no longer in the area, and therefore Mr. Briscoe saw that it was done. He stated that the cost for the snow removal was in the amount of \$500 from Dean Construction Company, with an additional bill pending from Insley Construction Co. After discussion, the Commissioners unanimously agreed not to pay this expense in that it was not a county road and unless there was an emergency situation, it was their policy not to clear roads that were not in the County System. However, the Commissioners suggested that Mr. Briscoe contact the various firms at the Park to request that they each pay a share of the cost.

APPOINTMENT

ELECTRICAL EXAMINERS BOARD

Commissioner Aud moved, seconded by Commissioner Dean, to re-appoint Robert A. Russell to the Electrical Examiners Board for a term to expire December 10, 1982. All Commissioners voted in favor.



APPOINTMENT

INTERNATIONAL YEAR OF THE CHILD REPRESENTATIVE

Commissioner Aud moved, seconded by Commissioner Dean, to appoint Valerie vonAllmen as the County's representative in all International Year of the Child activities. All Commissioners voted in favor.

CLEARINGHOUSE PROJECT NO. 79-2-902

VA HOUSING FEASIBILITY (DISCOVERY)

The County Administrator presented the referenced clearinghouse project which has been reviewed by the Director of Land Use & Development and recommended that it be forwarded to the State with the comment that it is not inconsistent with this agency's plans, programs or objectives. The Commissioners gave their concurrence.

ACCOUNT TRANSFERS

The Commissioners reviewed a memorandum dated March 2, 1979 from the Budget Officer recommending approval of the following account transfers:

Increase the following accounts:

<u>Account Number</u>	<u>Account Title</u>	<u>Amount</u>
1011-3101	Equipment (Co. Com.)	\$ 1,224
1039-3101	Equipment (Co. Admin.)	250
1071-3101	Equipment (Personnel)	926

(For acquisition of furniture, files and typewriter)

1061-2131	Contract Services (Legal)	18,000
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(For legal services of Mr. Fleischaker relative to Patuxent River.)

1145-2211	Rentals (Animal Warden)	2,560
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(Rental of van caused by transmission failure to old vehicle.)

1016-2771	Research & Special Projects (Co. Com.)	2,490
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Decrease the following Account:

2610-26912	(Reserve for Contingency) by	25,450
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Commissioner Dean moved, seconded by Commissioner Millison, to approve the afore-mentioned account transfers. All Commissioners voted in favor.



INCREASED LIABILITY INSURANCE COVERAGE

Present: Harris Sterling, Director of Finance

Mr. Sterling discussed with the Commissioners the results of efforts by the Insurance Buyer's Council on the County's behalf to increase the amount of liability coverage. The increased coverage would benefit the Metropolitan Commission, Board of Education, and general county government. The limit of liability coverage would be increased from \$1,000,000 to \$5,000,000 at an increased premium charge of \$45,000, the expense of which should be shared by the three affected groups. The Commissioners, before making a decision, requested Mr. Sterling to make certain that the proposal had been submitted to a competitive bidding process.

SUMMER ARTS FESTIVAL

Present: Charles Hewitt, Creative Arts Forum  
 Burt Kummerow, St. Mary's City  
 Clara Wooddy, Tourism Director, Tri-County Council  
 Sylvia Briscoe, Board of Directors, Summer Arts Festival  
 Walt Sawyer, " " " " " "

The referenced individuals appeared before the Commissioners to present information pertaining to the Summer Arts Festival Program; i.e., audit of last year's program, Summer Arts Festival, 1979, Summer Calendar of Events and anticipated 1979 budget. Mr. Hewitt requested the Commissioners' consideration for an allocation of \$30,000 from the County to assist this program.

After discussion, the Commissioners advised they would respond with a decision in two week's time.

MARYLAND ENVIRONMENTAL TRUST

Present: Patty Reum, Md. Environmental Trust  
 Mary Jansson, Board of Directors

Miss Reum appeared before the Commissioners to briefly explain the Conservation Easement Program of the Maryland Environmental Trust, which is voluntary program of preservation of natural areas. She requested a contact person with whom she could continue to work to develop areas of environmental concerns in St. Mary's County.



PROCLAMATION NO. 79-21  
INTERNATIONAL YEAR OF THE CHILD

Present: Valerie vonAllmen  
Delores Hill, Youth Services Coordinator  
Lionel Somerville, Truth Seekers  
Virginia Nolan, " "

The Commissioners presented the referenced proclamation acknowledging 1979 as the International Year of the Child and proclaiming March as a special month of emphasis on the concerns of children and youth.

PROCLAMATION NO. 79-17  
TALL CEDARS OF LEBANON WEEK

Present: Bricie Elliott

The Commissioners presented the referenced proclamation proclaiming the week of March 18-24, 1979, as Tall Cedars of Lebanon Week.

RIDE-A-BIKE FOR THE RETARDED DAY

Present: Harry Lancaster, Jr., President, Assoc. for Retarded Citizens

The Commissioners presented the referenced Proclamation proclaiming Sunday, April 1, 1979 as "Ride-A-Bike for the Retarded Day."

TURNER PROPERTY (Lot 11, Block 0) COUNTRY LAKES  
SEPTIC PROBLEM

Present: Walter Raum, Director, Environmental Hygiene  
St. Mary's County Health Department

Relative to questions raised by the Commissioners at last week's meeting concerning the above, Mr. Raum appeared before the Commissioners to review the Health Department's records regarding the septic system problem at the Turner property at Country Lakes. Using a blackboard, Mr. Raum described the percolation test process, location and installation of the septic systems, the drainfield on the property and the problems encountered by the Turners with sewage water backing up into the house. He stated that preliminary evaluation ruled out Lot 12 because it was too wet and therefore Lot 11 and 12 were combined as one lot.

Because of the water table the septic system is picking up ground water and overloading the system.

Mr. Raum explained what has been done to alleviate the situation temporarily and that the Health Department is in the process of making an evaluation of the property for a mound sewage disposal system, which should take care of the problem.



At this point Mr. Raum in response to a question from the Commissioners gave an update report on the status of the Environmental Committee selecting the five sites for the mound system. In addition, he mentioned that the sand from the Abell's Wharf sand and gravel mining project has been analyzed and that it would mean a lower cost by using local sand for the mound system.

Mr. Raum distributed copies to the Commissioners of his Department's records on the Turner property, which are on file in the Commissioners' office and stated he would keep the Commissioners apprised of any further developments.

REZONING HEARING

REZONING CASE NO. ZA 78-218

HERBERT G. TICE

Present: Herbert G. Tice, applicant  
Frank Gerred, Director, Land Use & Development  
Peggy Childs, Recording Secretary

Application was made by Herbert G. Tice to have approximately .990 acres of property, located on Maryland Route 245, near its intersection with Old Three Notch Road, Sixth Election District, rezoned from R-1, Rural Residential, to C-2, Commercial.

The complete file, record and tape are on file in the Office of Land Use and Development.

STEUART PETROLEUM COMPANY

STORAGE TANKS

Present: Jack Goodman, Steuart Petroleum Company  
Frank Gerred, Director, Land Use & Development

Mr. Gerred requested concurrence from the Board as to an interpretation of Section 61.09 of the Zoning Ordinance pertaining to the requirement for Site Plans for industrial structures. Mr. Gerred stated that the applicant is requesting a reduction in the size of storage tanks from two 500,000 gallon tanks to two 268,000 gallon tanks. Mr. Gerred requested concurrence that the reduction in the size of tank would not require a new site plan.

Commissioner Aud moved, seconded by Commissioner Dean, to concur with this interpretation and not require a new site plan and further to approve the downgrading by Steuart Petroleum Company of the storage tanks as proposed above. All Commissioners voted in favor.



VACANT POSITION IN PERMITS OFFICE

Present: Frank Gerred, Director, Land Use and Development

Mr. Gerred stated that one of the items presented to the Commissioners at the January 31, 1979 meeting was a request to fill the vacancy created by the resignation of Dan Raley, Chief, Permits and Inspection, and Mr. Gerred was now requesting the status of this request.

After a brief discussion of this matter, the Commissioners agreed to table a decision until next week's meeting.

PROPOSED 1979-80 BUDGET REVIEW SCHEDULE

Present: Joseph P. O'Dell, Budget Officer

Mr. O'Dell reviewed with the Commissioners his memorandum dated March 7, 1979 setting forth a proposed schedule for the budget review. The Commissioners gave their concurrence with the scheduled and further scheduled March 28 and March 29 at 6:30 p.m. to handle budget requests other than those referred to in said memorandum.

TOWN OF LEONARDTOWN - POLICE SERVICES

The Commissioners reviewed correspondence from the Town of Leonardtown in which was requested financial consideration for police services relative to the per capita payment from the State.

The Commissioners agreed to review this request during the budget review process and directed that the Leonardtown Commissioners be so informed.

PATUXENT BEACH ROAD - SPEED LIMIT

Commissioner Dean advised that he had been made aware of signs posted on Patuxent Beach Road setting the speed limit at 40 miles per hour and it was questioned by a resident of that road whether the road could accomodate traffic at that speed. It was requested that the County Engineer and State Police review this situation again to determine if 40 miles per hour is a safe speed and if not that the signs be removed. The Commissioners agreed to discuss this matter on March 21 after review by the County Engineer and State Police.

GLADYS HENDRICKSON PROPERTY - SECOND DISTRICT  
(SOILS STUDY RESULTS)

Present: Mrs. Gladys Hendrickson  
Robert Henderson (son)  
Walter Raum, Health Department

Mrs. Hendrickson appeared before the Commissioners to present the results of the permeability study of the soils at her property



in the Second District. The property consisting of 287 acres did not pass the County's percolation test and the firm that conducted the permeability study, Hardin Associates, Inc., recommended a solution to the problem with an excavated pit with sand filler which in their opinion would pass the sewage effluent outside onto the natural soil.

Mr. Raum stated he would review the material submitted by the engineering firm of Hardin Associates and report back to the Commissioners whether this would be a feasible solution.

ARMY CORPS OF ENGINEERS  
COUNTY'S MARINE PROJECTS

Present: Stu Appelbaum, COE  
          Jeff McKee,       "  
          Glen Aehart,     "  
          John Norris, County Engineer

The referenced individuals appeared before the Commissioners to review the Corps of Engineers process of funding and to respond to questions regarding the County's marine dredging projects. Among the projects discussed were: St. Catherine's Sound, Cooper's Creek, St. Jerome's Creek and St. George's Island Bridge. Commissioner Sayre expressed concern with the dredging needed at St. George's Island bridge and stated that this project was important for this area of Maryland and for Virginia. He stated that Congressman Bauman had advised that there were only funds for maintenance projects and not new projects and Commissioner Sayre stated that he did not believe this was a new project in that the Navy had dredged the channel in 1941 or 1942 and has filled slowly.

Mr. Appelbaum explained the application process for Section 107 Program for Small Navigation Projects and if the County is interested in having a study conducted under this program, it would require a letter of intent to initiate the study.

After discussion of other projects and the costs to the County, Mr. Appelbaum stated he would look into the St. George's Island Bridge project and the fact that they Navy had dredged the channel, but suggested that the County proceed to request a 107 study.

HOLLYWOOD SHORES SUBDIVISION  
SPECIAL TAXING DISTRICT FOR ROAD CONSTRUCTION

Present: Harry Knight, Hollywood Shores Civic Assoc.  
          Ron Campbell,       "       "       "       "  
          John Norris, County Engineer

The referenced individuals appeared before the Commissioners to present petition from the property owners at Hollywood Shores requesting consideration for a Special Taxing District for road reconstruction.



Mr. Norris explained that the next step would be to develop specifications as to what is needed to be done and arrive at a cost estimate, after which time a public informational meeting will be held. The Hollywood Civic Association representatives were requested to meet with the County Engineer for more details.

BOARD OF SUPERVISOR OF ELECTIONS

Present: Alfred Gatton, Chairman  
Marjorie Aud  
Eleanor Peabody

The referenced members of the Board of Supervisor of Elections appeared before the Commissioners to request consideration of the hiring of a full time employee in the office of Supervisors of Elections and presented a letter to the Commissioners setting forth justifications for this request.

The Commissioners advised that this matter would be taken under consideration during the budget process.

COUNTY ROAD MAINTENANCE

Present: John Norris, County Engineer  
John D. Raley, Resident Maintenance Engineer  
Joseph P. O'Dell, Budget Officer

Mr. Raley presented a list of expenditures from July 1978 to March 1979 for maintenance of county roads. He stated that an increase in the Highway Maintenance Account in the amount of \$157,000 is required for the balance of this fiscal year, which is necessitated by damage to roads from snow storms as well as needed preparatory work on roads prior to asphalt overlay and surface treatment. The Commissioners requested Mr. O'Dell to review these costs and meet with the Commissioners next week for a determination.

SIMPSON PROPERTY GOLDEN BEACH

Present: John Norris, County Engineer

Relative to the request by the Simpsons on Golden Beach Road for the County to make certain corrective improvements to the ditch in front of their property, Mr. Norris stated that Mrs. Simpson is awaiting a decision from the County. After discussion, the Commissioners agreed to put a closed grating over the open ends of the ditch.

APPROVAL OF ENCUMBRANCE VOUCHERS (SNOW REMOVAL)

Present: John Norris, County Engineer

Commissioner Millison moved seconded by Commissioner Dean, to approve payment of vouchers totalling \$7,157.78 for costs incurred for snow removal, as presented by the County Engineer, and



further to allow snow removal on non-county roads only in cases of emergency. All Commissioners voted in favor.

COURTHOUSE RENOVATION PROJECT (PHASE II)

Present: John Norris, County Engineer

Commissioner Aud stated that at the Commissioners' meeting of January 31, 1979, bids were awarded for certain improvements to the Courthouse (carpentry, painting, and electrical) at costs totalling approximately \$28,000; however no approval was given for source of funding.

Therefore, Commissioner Aud moved, seconded by Commissioner Dean, to authorize the Budget Officer to determine source of funds for these expenditures. All Commissioners voted in favor.

NOTIFICATION OF GRANT AWARD

COMMISSION ON AGING - TITLE III AND TITLE VII

Commissioner Dean moved, seconded by Commissioner Millison, to authorize Commissioner President Aud to sign the Notification of Grant Award for Title VII for the period March 1, 1979 ending February 28, 1979 for the amount of \$62,305 and for the supplementary carryover for the amount of \$6,267, and in addition, to sign the NGA for Title III for the period of October 1, 1977 ending September 30, 1978 for the amount of \$34,583, including reimbursement for Cold Weather Emergency in the amount of \$1,083; and further to authorize the Commissioners to sign a letter to the State Office on Aging regarding interpretations of the amounts of the grants. All Commissioners voted in favor.

HOUSING AUTHORITY

Present: Edward V. Cox, County Administrator  
Joseph P. O'Dell, Budget Officer  
William Butler, Housing Coordinator

The above staff persons met with the Commissioners to describe developments over recent years regarding housing assistance program in St. Mary's County administered by the Housing Authority. Various program components were explained in depth, including Section 23 and Section 8. Scope, benefits, problems were discussed in detail, as well as current efforts to resolve some of the difficulties. The Commissioners asked several questions and offered their assistance where necessary to continue with delivery of services.

CHARLOTTE HALL SCHOOL PROPERTY PLANNING COMMITTEE

The Commissioners agreed to appoint the following to serve on the Charlotte Hall School Property Planning Committee to develop an overall plan for the Charlotte Hall property:

Board of Education - Marvin Joy



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Land Use and Development - Frank Gerred

Recreation and Parks - John Baggett

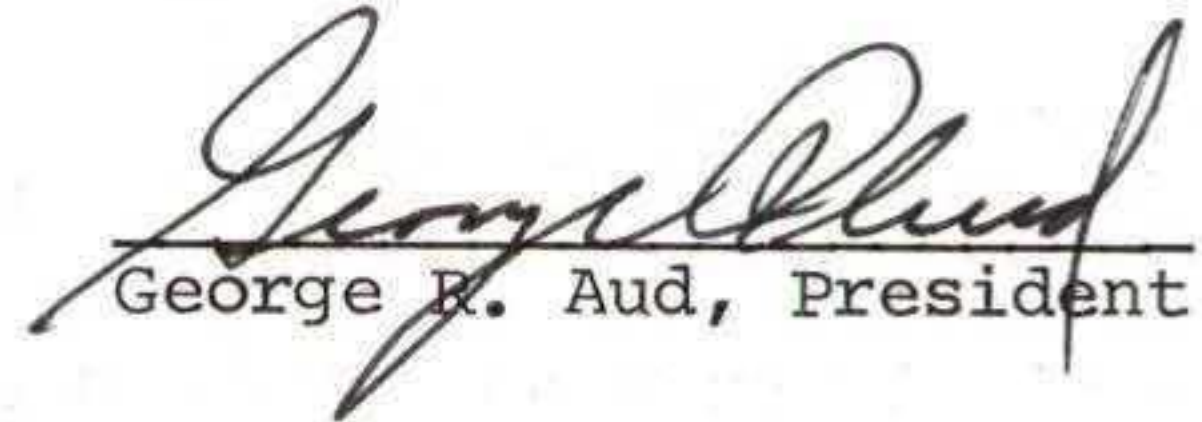
Health Department - Dr. Marek

County Commissioners' Office - Edward V. Cox

The Committee will be directed to analyze possible land uses and suggest reserved areas without entertaining at this time specific requests for proposals from various groups.

The meeting adjourned at 6:00 p.m.

Approved,

  
George R. Aud, President