

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, June 14, 1988

Present: Commissioner Carl M. Loffler, Jr., President  
Commissioner W. Edward Bailey  
Commissioner Robert T. Jarboe  
Commissioner John G. Lancaster  
Edward V. Cox, County Administrator  
Judith A. Spalding, Recording Secretary

The meeting was called to order at 9:05 a.m.

APPROVAL OF MINUTES

Commissioner Lancaster moved, seconded by Commissioner Bailey, to approve the minutes of the Commissioners' meeting of Tuesday, June 7, 1988. Motion carried.

APPROVAL OF BILLS

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve payment of the bills as presented. Motion carried.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) BLESSING OF THE FLEET

The County Administrator presented correspondence for the Commissioners' signatures requested by the Seventh District Optimist Club for placement in the booklet for the Twenty-first Annual Blessing of the Fleet at St. Clements Island. The Commissioners agreed to sign the letter as presented.

2) OFFICE ON AGING  
RSVP - NOTIFICATION OF GRANT AWARD #440-3597/08

The County Administrator presented the NGA for the Retire Senior Volunteer program and requested authorization for Commissioner Loffler to sign the document as presented.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to authorize Commissioner Loffler to sign the Notification of Grant Award as presented. Motion carried.

3) PROCESS FOR APPOINTING CHARTER BOARD

The County Administrator presented a memorandum dated June 10, 1988 outlining the process to select the nine-member Charter Board Writing Committee, which must be accomplished by June 30.

Commissioner Bailey moved, seconded by Commissioner Jarboe, and motion carried, to approve the process for appointing the Charter Writing Board as follows:

- 5 - Each Commissioner to appoint one member
- 1 - Representative of the Southern Maryland Delegation
- 1 - Representative of the Chamber of Commerce
- 1 - Representative of the Democratic Central Committee
- 1 - Representative of the Republican Central Committee

4) APPOINTMENTS  
BOARD, COMMITTEES AND COMMISSIONS

Commissioner Lancaster moved, seconded by Commissioner Jarboe, with motion carried, to appoint the following individuals to Boards, Committees and Commissions:

<u>Agricultural Preservation Advisory Board</u>	<u>Term to Expire</u>
Al Francis Guy (reappt.)	December 31, 1992
<u>Commission on Aging</u>	
Suzanne Henderson (reappt.)	June 30, 1991
H. Harold Bishop (reappt.)	June 30, 1991
<u>Ethics Commission</u>	
George Barnes (reappt.)	June 30, 1991
<u>Historic District Commission</u>	
Isabell King (reappt.)	June 30, 1991
<u>Mental Health, Alcoholism, Drug Abuse Advisory Council</u>	
Lt. Daniel O'Keefe (reappt)	June 30, 1991
Mary Clements (reappt.)	June 30, 1991

(COMMISSIONER THOMPSON ENTERED THE MEETING - 9:20 A.M.)

5) CHAMBER OF COMMERCE TRADE FAIR 88

The County Administrator presented correspondence for the Commissioners' signatures to be placed in the Annual Trade Fair publication. The Trade Fair will be held July 9 - 10, 1988. The Commissioners agreed to sign the letter as presented.

6) COOPERATIVE REIMBURSEMENT AGREEMENT  
STATE'S ATTORNEY'S OFFICE

The County Administrator presented the Title V-D Cooperative Reimbursement Program Child Support Enforcement Administration Agreement for the period July 1, 1988 through June 30, 1989.

Commissioner Thompson moved, seconded by Commissioner Bailey, to authorize Commissioner Loffler to sign the Agreement as presented to be forwarded to the Department of Human Resources. Motion carried.

7) CORRESPONDENCE TO CONGRESSMAN DYSON

The County Administrator presented correspondence for the Commissioners' signatures to Congressman Dyson requesting his continued active involvement in opposition to the military spending freeze. and pledging the County's cooperation.

The Commissioners agreed to sign and forward the letter.

8) CAPITAL-FOR-A-DAY PROJECT

The County Administrator presented correspondence addressed to all departments that participated in the Capital-For-A-Day project thanking them for their efforts and cooperation in the program.

The Commissioners agreed to sign and forward the letters.

Commissioner Loffler suggested that letters also be prepared to the Governor and his department Secretaries expressing appreciation for coming to the County with the Capital-For-A-Day Program.

9) GRANT APPLICATION  
STORMWATER MANAGEMENT

The County Administrator presented the Sedimentation and Stormwater Management Grant-in-Aid for Fiscal Year 1989; total request in the amount of \$132,969.

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

RESOLUTION  
ACCOMMODATIONS TAX

Present: Charles H. Wade, Jr.,

Mr. Wade requested the Commissioners that discussion on the adoption of the Accommodations Tax be deferred until he has the opportunity to obtain clarification of certain information.

After discussion Commissioner Bailey moved, seconded by Commissioner Jarboe, to table the Accommodations Tax Resolution as requested by the Director of Finance. Motion carried.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Thompson moved, seconded by Commissioner Bailey, to meet in Executive Session in order to discuss a matter of personnel. Motion carried. The session was held from 9:40 a.m. to 10:00 a.m.

SOLID WASTE TIPPING FEE RATE STRUCTURE DEVELOPMENT

Present: John Norris, Director, Department of Public Works  
Tom Simpson, Kidde Consultant Inc.  
Jeff Tizzard, "

The referenced individuals appeared before the Commissioners to discuss the development of the tipping fee rate structure at St. Andrews Landfill. Mr. Norris explained that the Commissioners had directed the Department of Public Works to investigate users' fees for solid waste disposal, and the firm of Kidde Consultants, Inc. was selected to develop the fee rate structure.

Mr. Simpson reviewed the process, operational costs associated with solid waste disposal and administration of fee collection by the County.

Mr. Tizzard, project manager, advised that a matrix was developed by KCI identifying and categorizing the cost for operation of the County's solid waste system. A tipping fee schedule will be developed to cover all solid waste operations and services, future expansion and unforeseen circumstances. He stated that there are three objectives:

1. To provide sufficient revenue to cover all solid waste operations;

2. To have residents share in the cost of disposal;
3. To eliminate transactions that would occur at the landfill.

During discussion Mr. Tizzard listed the four options for fee collection identified by KCI:

1. Disposal fee billed at site to commercial haulers, Residential users prepay disposal fee.
2. Disposal fee billed at site to commercial haulers and residential users.
3. Solid waste disposal cost funding through "value added" tax.
4. Solid waste cost funded as a municipal charge.

The Commissioners discussed the various options possible disadvantages and requested those present to modify and/or develop additional options for the Commissioners' consideration.

#### SPECIAL POPULATION CAMP

Present: John V. Baggett, Director, Recreation and Parks  
Eileen Hislop, Association for Retarded Citizens

Mr. Baggett appeared before the Commissioners to request consideration of an additional \$11,000 for the Special Population Camp. He stated that he had attended an ARC meeting and was informed of that agency's concerns regarding the cuts in the Recreation and Parks Budget and the elimination of the Summer Youth Employment Program. The program had previously been expanded to include the severely and profoundly retarded youth; however, because of the budget reductions, that portion of the program may be eliminated.

Mr. Baggett indicated that the \$11,000 would provide for a nurse and aides for the six-week program so that the severely and profoundly retarded could participate. He informed the Commissioners that he had suggested to the ARC members that they look for a corporate sponsor and also have a fundraiser to assist with the funding of this program. Because of the time element for this year's program, Mrs. Hislop indicated to the Commissioners that this could not be done for this year's program, but efforts would be made for next year.

After considerable discussion, the Commissioners requested Mr. Baggett to provide specific information as to the breakdown for the use of the \$11,000.

#### OFFICE OF PLANNING AND ZONING DEVELOPMENT MORATORIUM PUBLIC MEETING

Present: Robin Guyther, Deputy Director  
Jeff Jackman, Planner  
Laura Clarke, Planner  
Betsy Anthony, Recording Secretary.

Mr. Guyther began by informing the Commissioners that the Planning Commission was requesting a "work-session" to be held Thursday, June 23, 1988, at 1:00 p.m., Room 2, at the Garvey Center and invited the Commissioners to attend. He informed them that the consultants would be present and that members of the Steering Committee (Citizens' Advisory Committee) were also being invited to attend.

#### PUBLIC MEETING - DEVELOPMENT MORATORIUM

Mr. Guyther distributed a memorandum to the County Commissioners regarding the development activity during the moratorium. He explained that the figures showed that the moratorium had not had a large affect on the current development taking place in the county to date. However, the moratorium had kept large projects from being developed in the rural district of the county.

Discussion ensued between the Commissioners and Mr. Guyther regarding the building permit figures.

Commissioner Loffler inquired whether anyone present wished to speak either in favor or opposed to the extension of the moratorium.

Mr. John Quade spoke to the Commissioners about the history of the Citizens' Advisory Committee and how it was progressing. He felt that the process of getting the plan adopted had been taking much too long, in that the adoption should have been accomplished a year ago. Mr. Quade stated that he was strongly against extending the moratorium, and he urged the Commissioners to deny the extension.

Mr. Floyd Williams felt that the county was not getting anywhere with the moratorium being in effect and that it should not be extended. With regards to rewriting the old Zoning Ordinance, he felt that it just needed strict enforcement.

Ms. Mary Whetstine indicated that, at least, the moratorium had given the county a little more time to review the plan. She felt that one or two months longer would not be a huge price to pay for having the moratorium extended.

Mr. Louis Eberly questioned if other counties had taken as long when preparing their Comprehensive Plan.

Mr. J. Wilmer Bowles stated that the intentions of the moratorium had been honorable and good but would not work in the county. He felt that the biggest problem with the moratorium was that it made people rush to get their permits to Planning & Zoning. Mr. Bowles asked what standards subdivisions containing more than 10 lots would have to comply with regarding roads issues, and Mr. Guyther informed him that anything over 8 lots would have to construct roads to county standards.

Commissioner Loffler inquired how long the committee had been working on the plan, and Mr. Guyther indicated since January, 1987.

Mr. Phil Dorsey asked for clarification regarding the conditions applied to the moratorium as previously extended. He asked if the same conditions would apply if the moratorium was extended once again. Commissioner Loffler explained that there was a procedure to be followed and that nothing would be changed.

Ms. Whetstine explained that she was a member of the team working on the plan and that the previous consultants had wasted quite a bit of their time. When the new consultants were hired, they had accomplished a tremendous amount in the short time since they began working on the plan.

After hearing no further comment from the public, the Commissioners deliberated among themselves.

Commissioner Loffler reminded the other Commissioners of the work-session to be held on June 23, 1988, and that an anticipated delivery date of the plan was to be June 28, 1988. He felt that the Commissioners should wait until the 28th of June to make their decision after having had a chance to review the plan and see how the Planning Commission members felt. The Commissioners concurred with Commissioner Loffler's request and agreed to wait until June 28th to render their decision.

#### STAFF MEETING

The Commissioners departed for the Garvey Center at 11:45 in order to attend a staff meeting and returned to resume their regular meeting at 2:55 p.m.

#### EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Thompson moved, seconded by Commissioner Lancaster, to meet in Executive Session in order to discuss matters of personnel and litigation. Motion carried. The Sessions were held as follows:

Personnel

Held from 3:00 p.m. to 3:30 p.m.

Litigation

Also Present: Sheriff Wayne Pettit  
Sgt. Voorhaar  
Joseph Densford, Assistant County Attorney

Held from 3:30 p.m. to 4:11 p.m.

Personnel (continued)

4:11 p.m. to 4:50 p.m.

FLAG DAY PROGRAM

At 6:45 p.m. the Commissioners participated in the Flag Day Ceremonies that were conducted on the lawn of the Governmental Center.

PUBLIC HEARING

DELINQUENT COMMERCIAL AND NON-COMMERCIAL  
PROPERTY TAX INTEREST AND PENALTIES

Present: Charles H. Wade, Jr.

The Commissioners conducted a public hearing on the adoption of a Resolution imposing on commercial real property an interest charge of one percent per month and a penalty of three percent of the amount of taxes overdue and in arrears after October 1 of each year; and on non-commercial real property an interest charge of one percent per month and a penalty of three percent of the amount of taxes overdue and in arrears after October 1 of each year.

The Commissioners inquired if anyone present wished to speak regarding the proposed Ordinance, and hearing none, the public hearing was closed.

Mr. Wade advised that a decision can be made by the Board after a ten-day period, and that he would bring it back before them on June 28, 1988.

PUBLIC FORUM

The Commissioners conducted a public forum receiving questions and comments from the audience. Comments and questions were received from the following:

Floyd Williams	-	Comprehensive Plan
Dick Myers	-	"
Viki Volk	-	"
Louis Eberle	-	"

ADJOURNMENT

The meeting adjourned at 9:20 p.m.

APPROVED



Carl M. Loffler, Jr.  
President