

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, June 21, 1988

Present: Commissioner Robert T. Jarboe, Acting President  
 Commissioner W. Edward Bailey  
 Commissioner John G. Lancaster  
 Commissioner Rodney Thompson  
 Edward V. Cox, County Administrator  
 Margaret Nelson, Recording Secretary

CALL TO ORDER

Commissioner Jarboe called the meeting to order at 9:02 a.m.

APPROVAL OF MINUTES

Commissioner Bailey moved, seconded by Commissioner Thompson to approve the minutes of June 14, 1988 as submitted. Motion carried.

APPROVAL OF BILLS

Commissioner Thompson moved, seconded by Commissioner Bailey to approve the bills as submitted by the Director of Finance. Motion carried.

GOVERNOR THOMAS JOHNSON BRIDGE CLOSURE

Commissioner Jarboe reported that the Governor Thomas Johnson bridge was closed for repairs. He will meet with State Legislators and State Highway Officials in Prince Frederick at 12:00 noon today and will return with an updated status report.

FUNERAL SERVICES FOR ARTHUR (BUCK) BRISCOE

The Board of County Commissioners and County Administrator Cox left for the funeral services for Mr. Briscoe scheduled for 10:00 a.m. at St. Aloysius Church, Leonardtown.

(COMMISSIONER JARBOE DID NOT RETURN TO THE MEETING WHICH RESUMED AT 11:15 a.m. IN ORDER TO ATTEND THE BRIDGE CLOSURE MEETING IN PRINCE FREDERICK)

COMMISSIONER LANCASTER PRESIDED OVER THE REMAINDER OF THE MEETING.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

- (1) The County Administrator presented a plaque that was awarded to the County in recognition of charter membership in the Local Government Insurance Trust in 1987.

(2) SPECIAL POPULATION CAMP

The County Administrator presented a report from the Director of Recreation and Parks explaining the camp and providing an expense update.

(3) MEETING MESSENGER

The County Administrator presented a calendar of meetings entitled Meeting Messenger that will be published each Friday by the County Commissioners' office which will serve as a clearinghouse providing information on government meetings and the contact person. Mrs. Judith Spalding will serve as Coordinator.



(4) TRI-COUNTY COUNCIL 1989  
REGIONAL TOURISM GRANT APPLICATION

The County Administrator presented correspondence that was unanimously approved by the Board of County Commissioners authorizing the Tri-County Council to apply for the 1989 Regional Tourism Grant from the office of Tourism Development of the Maryland Department of Economic and Employment Development.

(5) RESOLUTION NO. 88-17 - ABATEMENT OF CERTAIN  
PERSONAL AND REAL PROPERTY TAXES

The Director of Finance presented Resolution No. 88-17. Commissioner Bailey moved, seconded by Commissioner Thompson approving the adoption of the resolution authorizing the Finance Department to abate the taxes as presented. Motion carried.

(6) BUDGET AMENDMENT NO. 88-70

Commissioner Bailey moved, seconded by Commissioner Thompson to approve Budget Amendment No. 88-70 in the amount of \$16,437 for the Finance Department to cover the sale of annual leave over budget. Motion carried.

(7) CONVERSION OF FISCAL CLERK I, GRADE 5 TO  
TYPIST CLERK III, GRADE 5, DEDC

Commissioner Thompson moved, seconded by Commissioner Bailey to approve the Request for Personnel Action as received from the Deputy Director of Personnel converting the existing Fiscal Clerk I, Grade 5 position to Typist Clerk III, Grade 5 position in the Office of Economic & Community Development. Motion carried.

(8) MARYLAND'S MOST BEAUTIFUL PEOPLE APPOINTMENT  
OF COORDINATOR FOR ST. MARY'S COUNTY

The County Administrator presented correspondence for Commissioner approval appointing Blanch Abernathy as St. Mary's County Coordinator for the Second Annual 'Maryland's Most Beautiful People' Contest. There was unanimous approval to the appointment.

(9) BOARD OF EDUCATION GUIDANCE COUNSELORS

The County Administrator presented correspondence addressed to the Board of Education for Commissioner approval in response to a request for clarification from the President of the Board of Education regarding funding for guidance counselor positions. There was unanimous approval to forward the correspondence.

(10) REQUEST FOR SHERIFF'S DEPARTMENT TRADE-IN VEHICLE

The County Administrator presented correspondence from the Hollywood volunteer Rescue Squad in which they requested the acquisition of a trade-in vehicle from the Sheriff's Department. Commissioner Thompson moved, seconded by Commissioner Bailey to approve their request which will be handled through the Procurement Office. Motion carried.

(11) CLEARINGHOUSE PROJECT MD 880520-0388  
STATE CAPITAL (HISTORIC PRESERVATION ) FY 1990

There was unanimous approval of the Clearinghouse application with item #1 approved as being consistent with the county's plans, programs, and objectives.



COUNTY ADMINISTRATOR ITEMS (CONTINUED)

(12) WAIVER OF MPPP FOR EMPLOYMENT TIMEFRAME FOR TRAINING

Commissioner Bailey moved, seconded by Commissioner Thompson to grant a waiver from the usual year's employment for employee training which will be considered on a case-by-case basis.  
Motion carried

(13) CONSENT ON REFINANCE - SAN SOUCI PLAZA IRB

The County Administrator presented a Consent on the refinance of San Souci Plaza IRB which was reviewed and approved by the Assistant County Attorney. Commissioner Bailey moved, seconded by Commissioner Thompson to approve the consent to the placement of a \$6,000,000 second mortgage loan as presented. Motion carried.

(14) COOPERATIVE REIMBURSEMENT GRANT  
SHERIFF'S DEPARTMENT

Commissioner Thompson moved, seconded by Commissioner Bailey to authorize the President of the Board to sign the Cooperative Reimbursement Grant for the Sheriff's Department as presented by the County Administrator. Motion carried.

(15) LETTER OF APPRECIATION

The County Administrator presented letters of appreciation for the Commissioners' signatures to be sent to the following citizens who served on various Board, Committees or Commissions and who did not wish reappointment. All Commissioners agreed to sign the letters.

Catherine Herndon	-	Community Development Corporation
Ann Marie Abell	-	Domestic Violence/Sexual Assault Bd.
Judith Jenkins	-	Domestic Violence/Sexual Assault Bd.
Susan Claggett	-	Domestic Violence/Sexual Assault Bd.
Florence Ballangee	-	Domestic Violence/Sexual Assault Bd.
Ragina Chikar	-	Domestic Violence/Sexual Assault Bd.
Ruth Sterling	-	Ethics Commission

PRESENTATION OF AMERICAN FLAG TO COUNTY

Present: Jim Weber, Flag Day Coordinator  
Jennifer Gregory, Chopticon Student & Flag Recipient from Governor

Jennifer Gregory presented an American flag to the Board of County Commissioners that had been presented to her by Governor Schaefer that was part of Maryland's kick-off for Flag Week culminating on June 14 with the National Pause for the Pledge.

EXECUTIVE SESSION

Commissioner Bailey moved, seconded by Commissioner Thompson to meet in executive session for personnel matters. Motion carried. The session began at 3:20 p.m. and ended at 3:38 p.m.



OFFICE OF PLANNING AND ZONING  
WATER AND SEWER PLAN AMENDMENTS  
PUBLIC HEARING

Present: Frank J. Gerred, Director  
Robin Guyther, Deputy Director  
Betsy Anthony, Recording Secretary

It was noted for the record that the Notice of Public Hearings for the following two cases were advertised in "The Enterprise" Newspaper on June 1, 1988 and June 8, 1988, a publication of county-wide circulation, providing legal notice for the following public hearing(s):

SPEC # 87-1937: VOWLES PURCHASE, Lot 1 (Oliver Guyther)

Requesting a Change in the Water and Sewer Plan to permit connection of an existing house to public sewer. The category change is from S-6 (No Planned Service) to S-3 (Immediate Priority). The property is located at the end of John Lynch Road east of Rt. 243 in Compton and is shown on Tax Map 39, Block 24, as part of Parcel 167.

Also present: Mr. Oliver R. Guyther, Esq.

Mr. Gerred explained that the request change was for a 5 acre lot in Compton. This action necessitated due to the fact that the applicant needed to continue the sewer to an additional lot containing a preexisting dwelling on the site. The Planning Commission, as well as the staff, recommended approval of the request which was to change the sewer category from S-6 to S-3D.

The Chair inquired whether anyone present wished to speak either in favor or opposed to this request. Hearing no response, the hearing was closed.

SPEC # 88-0775: EPPARD PROPERTY

Requesting a change in the Water and Sewer Plan of the Sewer category from S-6 (No Planned Service) to S-3 (Immediate Priority). The property contains 17 acres and is located on the east side of Rt. 243 in Compton just past the intersection of Rt. 243 and Bayside Road. The property is shown on Tax Map 39, Block 18 as Parcel 273.

Present: Mr. Philip Eppard, representative for the applicant

Mr. Gerred explained that the site was near the area just considered for the previous case. The applicant had purchased 12 hook-up lines for his 17 acre parcel from Mr. B. I. Mattingly, a nearby resident. The Planning Commission recommended that the County Commissioners change the sewer category from S-6 to S-3. Staff recommended approval.

The Chair inquired whether anyone present wished to speak either in favor or opposed to this request.

Mr. Philip Eppard offered his assistance in answering any questions the County Commissioners might have had.

Mr. Steve King, of MetComm, indicated that, in order to obtain an S-3 category, concept approval had to be received from the Planning Commission. The applicant had not yet reached that point so he suggested that the Commissioners approve the request as an S-4D category explaining that the applicant would be able to proceed as with an S-3D category.



Hearing no further questions or response, the hearing was closed.

Later in the meeting Commissioner Thompson moved, seconded by Commissioner Bailey to authorize the Metropolitan Commission to change the water and sewer category for Vowles Purchase and Eppart Property from S6 to S3. Motion carried.

2) SUBDIVISIONS

CSUB # 88-0034: COUNTRY LAKES

Continuation of discussion regarding the elimination of a school site in the development.

Also present: Mr. Ben Burroughs, Jr., applicant, co-owner of property  
Mr. Sonny Burch, co-owner of property

Mr. Gerred explained that, when Country Lakes was first approved, the Planning Commission had requested that the applicant dedicate some land to be in abeyance and dedicated for four years to be used as a school site. The school board had not taken any action regarding the use of the property for a school. The applicant was told by the Board of Education that neighborhood schools were not acceptable because of certain policies. The Planning Commission recommended that Mr. Burroughs should be released from his agreement with the Board of Education. Mr. Gerred indicated that, if the Commissioners did not feel they could lift the agreement, then the county should purchase the land from Mr. Burroughs.

Commissioner Bailey inquired as to the assessed value of the 15 acres, and Mr. Gerred replied that it was worth approximately \$75,000.00.

The Chair inquired whether anyone present wished to speak either in favor or opposed to this request.

Mr. Ben Burroughs, applicant, reiterated Mr. Gerred's comments regarding the agreement. He felt that he had kept to the agreement long enough and that it was time to have his land returned to him.

Mr. Sonny Burch, co-owner of property, concurred with Mr. Burroughs. He indicated that Ms. Swann's comment at the Monday night meeting was very well taken. She stated that to have a school located in a development would not be good for the racial problems. The school board told Mr. Burch that, when the time came for expansion, it would be done at Mechanicsville Elementary or Dynard School.

Hearing no further response or questions, the meeting was closed.

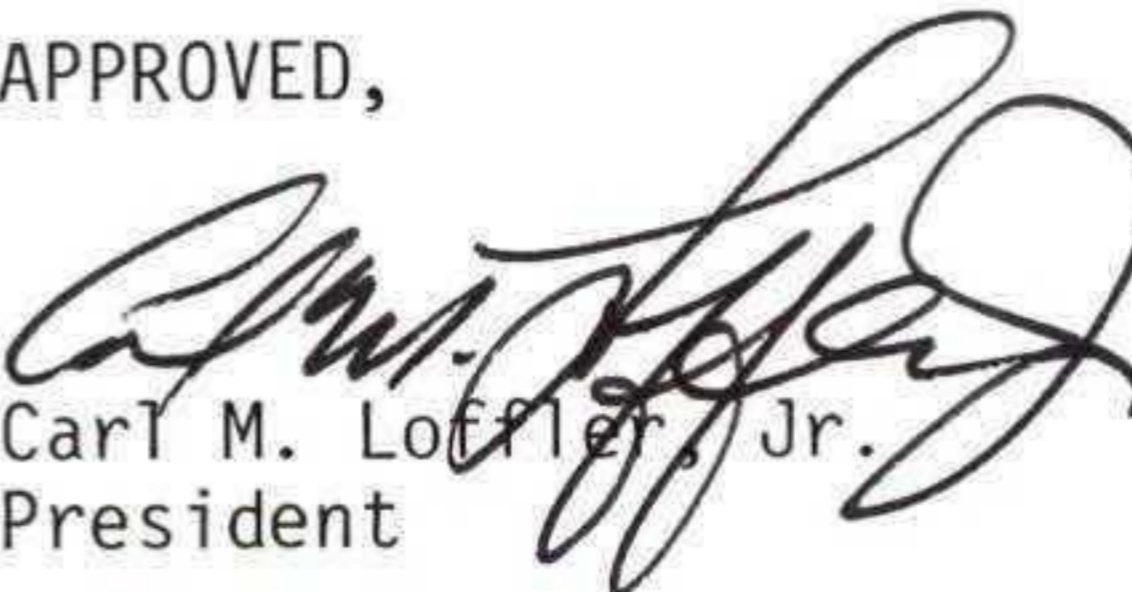
Commissioners Bailey and Thompson both felt that the applicant had honored the agreement long enough and should be given his land back.

Commissioner Bailey moved, seconded by Commissioner Thompson, and unanimously passed, to release the applicant from the agreement between himself and the Board of Education.

ADJOURNMENT

The meeting adjourned at 3:30 p.m.

APPROVED,

  
Carl M. Loffler, Jr.  
President