

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, August 9, 1988

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

The meeting was called to order at 9:00 a.m.

APPROVAL OF MINUTES

Commissioner Bailey moved, seconded by Commissioner Jarboe, to approve the minutes of the Commissioners' meeting of Tuesday, August 2, 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) TRI-COUNTY COUNCIL COMMITTEES
APPOINTMENTS

Commissioner Thompson moved, seconded by Commissioner Lancaster, and motion carried, to nominate the following individuals to the Tri-County Council committees as set forth below:

Regional Economic Development Committee

County Commissioner - John G. Lancaster
Business Leaders - Michael Loptiz
Alfred Gough, Jr.
Kennedy Abell
Elmer Brown
Richard Nueslein

Southern Maryland Transportation Planning Board

County Commissioner - W. Edward Bailey
Planning Staff - Robin Guyther
Public Works Staff - John B. Norris, Jr.
Business Leader - Les Shaw

Southern Maryland Agricultural Commission

County Commissioner - Robert T. Jarboe
Staff Member - Martha Daughdrill
Farmer/Agribusiness - R. Johns Dixon

2) 1989 LEGISLATIVE PACKAGE

The County Administrator advised that the tentative date for the public meeting on the legislative package has been set for September 15 and the date for a breakfast meeting with the legislators is scheduled for October 10.

The Commissioners gave their concurrence for these dates.

3) AGENDA FOR MEETING WITH BOARD OF EDUCATION

The County Administrator distributed the proposed agenda for the meeting between the Board of County Commissioners and the Board of Education scheduled for August 16. The meeting will be held at the Garvey Center beginning with a lunch.

The Commissioners concurred with the agenda as presented.

4) BUDGET AMENDMENTS

The County Administrator presented the following budget amendments recommended for approval by the Director of Finance with justifications as indicated:

No. 89-5
Various

Justification: To fund contract changes approved August 2.

Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve Budget Amendment No. 89-5 as presented. Motion carried.

No. 89-6
County Administrator

Justification: To transfer budget authority for library records management and the performance auditor to contract services.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve Budget Amendment No. 89-6 as presented. Motion carried.

3) POTENTIAL COMPREHENSIVE PLAN REVISIONS

As directed at the conclusion of last week's discussion on the Comprehensive Plan, Acting Director of Planning and Zoning, Mr. Guyther, forwarded a memorandum listing potential revisions to the comprehensive plan as follows:

- The Development District around Lexington Park may be expanded in its southeast area along Route 235 in order to utilize the existing sewer line.
- The size of the Development District around Leonardtown may be reduced; however, if this is done, the County is committed to re-examining this issue in five years, and the District may be enlarged if growth warrants.
- Density in the rural areas may be increased from the proposed one (1) dwelling per five (5) acres.

- ° The plan should specifically allow interfamily transfers of building lots without a requirement to construct a new public road.
- ° The railroad right-of-way will be protected as a transportation corridor, which may include a light rail line.

Mr. Cox indicated that the referenced proposed revisions will be advertised prior to the public hearing scheduled for August 23.

The Commissioners gave their concurrence.

4) CORRESPONDENCE

The County Administrator presented the following items of correspondence for the Commissioners' consideration and review:

a) Request for Traffic Signalization - With regard to St. Mary's Hospital's request for traffic light at the entrance to St. Mary's Hospital on Md. Rt. 5, correspondence has been prepared to State Highway requesting an evaluation to determine what type of light facility should be installed at that location.

b) Chesapeake Clean Up - To Department of Environment requesting that no permits for sewage disposal to the Patuxent River drainage basin be renewed or issued which does not require nitrogen removal to the maximum possible.

The Commissioners agreed to sign and forward the letters.

5) CLEARINGHOUSE PROJECT NO. MD880714-0580
DEEP WELL AND PUMP STATIONS

The County Administrator presented the referenced clearinghouse project and recommended forwarding it to the State with the comment that it is consistent with this agencies plans, programs and objectives.

The Commissioners gave their concurrence.

6) NOTIFICATION OF GRANT AWARD
OFFICE ON AGING - TITLE IIIB, C-1, C-2

On behalf of the Office on Aging the County Administrator presented the Notification of Grant Award for Titles IIIB, C-1, and C-2 for the period October 1, 1988 through September 30, 1989 in the amount of \$151,726.

Commissioner Thompson moved, seconded by Commissioner Bailey, to accept and authorize Commissioner Loffler to sign the NGA as presented. Motion carried.

HUMAN RELATIONS COMMISSION

Present: Serita McFarling, Chairperson
Donald Barber
Norman Breslauer
Ralph Butler
Lois Chesser

The referenced representatives of the Human Relations Commission appeared before the Commissioners to request consideration for clerical staff support. In compliance with the Commissioners' directive, Ms. McFarling requested that this presentation be considered as the Human Relations Annual Report.

In order to support the request for staff support, the following members spoke on various aspects of the HRC's activities:

Mr. Butler gave a brief overview of the history of the Human Relations Commission, which was originally established in 1963 for the purpose of promoting harmony and understanding of human rights in St. Mary's County. He explained the progress being made by the Commission, and that the nature of the types of complaints being received have changed.

Mrs. Chesser explained the complaint procedures and the number of cases undertaken by the Commission and stated that HRC is trying to educate the public concerning human rights. A pamphlet has been developed and is being distributed to the public.

Mr. Barber presented an agenda for the Human Relations Commission for fiscal year 1989 including complaint process, community relations/services, community education, commission growth/development.

By way of charts, Ms. McFarling discussed the need for a staff person specifically designated for the Human Relations Commission, which she indicated would cost approximately \$5,000 for September 1988 through June 1989. She suggested that it be done on a trial basis to be evaluated by the Commissioners after June. In explaining the reasons for this request, Ms. McFarling cited the following: Documentation, confidentiality, and limited funding sources.

In conclusion the Commissioners advised that they would take this request under advisement and respond at a later date with their decision.

SOUTHERN MARYLAND REGIONAL RESOURCE CENTER/LIBRARY

Present: Maurice Travillian, Acting Superintendent for Libraries
Lance Finney, State Department of Education - Libraries
Katherine Hurrey, Director, SMRLA
Charlotte Young, Library Board of Trustees (past member)

The referenced individuals appeared before the Commissioners to present an Agreement among the State of Maryland, St. Mary's County, and the Southern Maryland Regional Library Association for the construction, operation, and maintenance of the Southern Maryland Regional Library Resource Center and the St. Mary's County Memorial Library (Northern Branch) at Charlotte Hall. Mr. Travillian advised that the Agreement has been approved by the Department of Education, Department of State Planning, and Department of General Services.

After discussion the Commissioners agreed to have the County Attorney review the Agreement prior to the Commissioners' approval and to advise the State after the Commissioners' approval so that it can be placed on the Board of Public Work's agenda.

FISCAL YEAR 1988 BOND ISSUE

Present: Charles H. Wade, Jr., Director of Finance
Larry Petty, Director, Metropolitan Commission

Mr. Wade presented and reviewed each of the projects for the 1988 bond issue in a total amount not to exceed \$1,489,718, and Mr. Petty presented the list of proposed items to be included in the bond issue for the Metropolitan Commission in an amount not to exceed \$5,410,000. During discussion Mr. Wade advised that the County and Metropolitan Commission will be sharing the costs: County - approximately \$20,000; Metropolitan Commission - \$85,000. In addition, Mr. Wade presented a proposed financing schedule for the bond issue.

After discussion, the Commissioners gave their concurrence for Mr. Wade to proceed with the bond issue and further to approve the schedule as presented.

ST. MARY'S COUNTY DEVELOPER IMPACT FEES
PEAT MARWICK MAIN & CO.

Present: Edward J. Donahue III
John R. Michalik

The referenced representatives of Peat Marwick appeared before the Commissioners to discuss a proposal for establishing developer impact fees for the County and distributed a handout setting forth a proposed workplan. Mr. Michalik advised that their firm would determine which county services (roads, schools, water/sewer, parks and recreation, emergency services). A list of capital projects would be compiled which would be affected by development and will represent costs for which impact fees would be calculated.

After discussion the Commissioners requested the representatives of Peat Marwick to send them a sample contract from their firm.

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 meeting was held from 11:50 a.m. to 12:20 p.m.

S.M.I.L.E.

Present: Eugene Carter, Director, Office on Aging
Melody Mason, Administrator
Norman Breslauer, S.M.I.L.E. Board Member

With regard to correspondence from S.M.I.L.E. relative to the possibility of S.M.I.L.E. be made an agency of county government under the Office on Aging, the referenced individuals appeared before the Commissioners to discuss the issue.

Mr. Carter presented a proposal for converting S.M.I.L.E. to an agency of county government, which explained the establishment, program goals and purposes, services, participants, revenues, and expenditures. Contained in the handout was the steps to accomplish the goal of S.M.I.L.E. becoming an agency of county government under the Office on Aging. Steps proposed are:

- ° S.M.I.L.E. would end its existence as a private body.
- ° S.M.I.L.E. Board of Directors would become the Advisory Council for the new public program under Office on Aging
- ° Present employees of S.M.I.L.E. would be grandfathered into the county personnel system at their present salaries and positions under appropriate new jobs.
- ° The required recertifications and licenses for the new public S.M.I.L.E program would be obtained.
- ° Other relevant details would be negotiated and agreed to with the current Board of Directors.

In conclusion the Commissioners directed Mr. Carter to work with the Director of Finance to develop actual costs and return to the board for action on the request. The Commissioners also suggested that by-laws be developed for the S.M.I.L.E. Board.

OFFICE OF PLANNING AND ZONING
SPEC #88-0963 - PINEY POINT BEACH

Present: Robin Guyther, Acting Director
Betsy Anthony, Recording Secretary.

Members of the audience included: Viki Volk, Dick Myers, and Christopher Holcomb.

St. Mary's County Metropolitan Commission is requesting a change in the Water and Sewer Plan sewer category for Piney Point Beach from S-6 (No Planned Service) to S-2 (Final Planning). The property abuts Md. 498 on both sides of the road from Oakwood Lodge to the end. It is shown on Tax Map 65 as Parcels 225, 205, 19, 123, 178, 197, 282, 301, 204, 28, 277, 9, and includes all properties in the subdivision known as Piney Point Beach.

Mr. Guyther indicated that the request for the sewer change had come from the Metropolitan Commission. The Planning Commission had recommended that the plan be changed from S-6 (No Planned Service) to S-2 (Final Planning).

Commissioner Bailey moved, seconded by Commissioner Lancaster, and unanimously passed, to approve the Water and Sewer Plan sewer category change from S-6 to S-2.

SARATOGA DRIVE

Present: Dan Ichniowski, Supervisor, Engineering Services, DPW
Robin Guyther, Acting Director, OPZ

Mr. Ichniowski reviewed with the Commissioners a site plan for commercial development on Saratoga Drive, which, when approved by the Planning Commission, required a resolution of the requirement to upgrade Saratoga Drive. The developer as yet has not presented a design proposal to resolve this issue, and Mr. Ichniowski discussed several alternatives available.

The Commissioners agreed that Mr. Ichniowski should inform the developer of his need to present a proposal so that the matter can be resolved.

ADJOURNMENT

The meeting adjourned at 2:15 p.m.

APPROVED


Carl M. Loffler, Jr.
President