

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, May 16, 1989

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 9:05 a.m.

APPROVAL OF MINUTES

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, May 9, 1989. Motion carried.

APPROVAL OF BILLS

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve payment of the bills as presented. Motion carried. As standard policy each of the Commissioners approve all bills with the exception of any payments made to them.

PRIVATE SCHOOL BUS TRANSPORTATION

Present: James Haley, Procurement Officer

The County Administrator explained the County has a policy to not provide out-of-county residents attending private schools in St. Mary's County with school bus transportation. However, the number of persons in that category is so small it does not impact the County's private school transportation system, and it helps maintain private school enrollment. Therefore Mr. Cox and Mr. Haley recommended that the County provide that service at a cost \$492.37 per student.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to accept this recommendation. Commissioner Lancaster abstained. Motion carried.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) MEMORIAL DAY HOLIDAY

The County Administrator advised that the County follows the State's holiday schedule. Correspondence from the State indicated that the State has changed Memorial Day from Tuesday, May 30 to Monday, May 29, and if approved by the Board, the federal, state and county holiday would fall on the same day.

After discussion Commissioner Lancaster moved, seconded by Commissioner Jarboe, to change the Memorial Day holiday to Monday, May 29, 1989. Motion carried.

2) APPOINTMENTS
BOARDS, COMMITTEES AND COMMISSIONS

Commissioner Lancaster moved, seconded by Commissioner Jarboe, and motion carried, to make the following appointments:

<u>COASTAL RESOURCE ADVISORY COMMITTEE</u>	<u>TERMS TO EXPIRE</u>
Robert F. Chapman	January 31, 1991

MENTAL HEALTH ALCOHOLISM, DRUG ABUSE ADVISORY COUNCIL
(Readjusted Terms)

Margaret Abraham	June 30, 1991
William Arick	June 30, 1993
Samuel C. P. Baldwin	June 30, 1992
Suzanne S. Camp	June 30, 1992
Mary Clements	June 30, 1993
Lorraine Fulton	June 30, 1993
Sue Gelrud	June 30, 1992
Robert Guest	June 30, 1990
MC Sonny Hayes	June 30, 1993
Peggy Higgins	June 30, 1993
Suzanne Lawrence	June 30, 1992
Gerda Manson	June 30, 1992
Richard Martin	June 30, 1991
Kathy O'Brien	June 30, 1991
Mike Otterbacher	June 30, 1994
Elizabeth B. Raley	June 30, 1992
Dennis Scott	June 30, 1991
Katherine A. Spalding	June 30, 1992
Janice Walthour	June 30, 1991
Lillian Burdit (ex-officio)	
Sharon Bradley (ex-officio)	
Mary Clements (ex-officio)	
Al Friedman (ex-officio)	
Pat Hawkins (ex-officio)	
Peter Pociluyko (ex-officio)	

3) BUDGET AMENDMENTS

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

No. 89-62
Department of Public Works

Justification: To provide funds to contract accounts for needed services because of inability to fill vacancies in staff.

Commissioner Bailey moved, seconded by Commissioner Thompson, to approve and authorize Commissioner Loffler to sign the Budget Amendment as presented. Motion carried.

No. 89-63
Animal Warden

Justification: To cover deficit and allow for continued operations until end of fiscal year.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and authorize Commissioner Loffler to sign the Budget Amendment as presented. Motion carried.

No. 89-64
Office on Aging

Justification: To provide funds for S.M.I.L.E. lift van.

Commissioner Bailey moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner Loffler to sign the Budget Amendment as presented. Motion carried.

4) FLAG DAY COORDINATOR

The County Administrator presented correspondence addressed to Comptroller Goldstein designating Jim Weber as St. Mary's County's Flag Day Coordinator.

The Commissioners agreed to sign and forward the letter.

5) LIBRARY BOARD OF TRUSTEES

The County Administrator presented correspondence addressed to the President of the Library Board of Trustees setting forth the Commissioners' decision regarding budgetary requests as discussed at last week's meeting.

The Commissioners agreed to sign and forward the letter as presented.

6) COOPERATIVE REIMBURSEMENT AGREEMENT
SHERIFF'S DEPARTMENT

The County Administrator presented a Child Support Enforcement Administration Cooperative Reimbursement Agreement between Department of Human Resources and St. Mary's County Commissioners through the St. Mary's County Sheriff's Department in the amount of \$60,369.

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

7) DIRECTOR, OFFICE OF COMMUNITY SERVICES

The County Administrator advised that it is the staff's recommendation to hire Cynthia Brown to the position of Director of Office of Community Services as a contract employee, Grade 15 Base, effective June 12.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to accept this recommendation. Motion carried.

DEPARTMENT OF ECONOMIC & COMMUNITY DEVELOPMENT

Present: Joseph Mitchell, Director

1) RESOLUTION NO. 89-12
RECERTIFICATION OF COOPERATION AGREEMENT

Mr. Mitchell presented the referenced Resolution whereby the Board of County Commissioners and the Housing Authority reaffirm and readopt all the terms and conditions as set forth in the Cooperation Agreement originally executed on September 27, 1971. Mr. Mitchell advised that the U. S. Department of Housing and Urban Development requires periodic recertification.

After discussion Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve and sign Resolution No. 89-12 as presented. Motion carried.

2) FY 1989 LOW-RENT PUBLIC HOUSING PROJECT

Mr. Mitchell presented correspondence addressed to the U. S. Department of Housing and Urban Development supporting the application submitted by the Housing Authority for Fiscal Year 1989 funding of 32 three-bedroom low-income public housing townhouse units.

Commissioner Bailey moved, seconded by Commissioner Thompson, to sign and forward the letter as presented. Motion carried.

3) ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE STANDARDS

Mr. Mitchell presented the Anti-Displacement and Relocation Assistance Standards whereby the Commissioners agree to comply with all requirements of the Uniform Relocation Assistance Act and will adhere to the Maryland Small Cities Community Development Block Grant acquisition or rehabilitation Anti-Displacement and Relocation Assistance Standards.

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

OFFICE OF FINANCE INTERN

Present: Charles H. Wade, Director of Finance
Russell Miller, Intern

Mr. Wade introduced Mr. Miller to the Commissioners, intern from St. Mary's College for the Finance Office. Mr. Wade advised that Mr. Miller, as part of his internship, prepared a document of Fees, Fines, and Charges for St. Mary's County. The Commissioners presented a plaque to Mr. Miller recognizing his efforts in this task.

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Director

1) INTRODUCTION OF SUPERVISOR OF CIVIL ENGINEERS

Also Present: David H. Gerdel

Mr. Ichniowski introduced Mr. Gerdel, the new Supervisor of Civil Engineers for the Department of Public Works, effective May 16, 1989.

2) BAY FRONT DRIVE

Mr. Ichniowski presented correspondence addressed to the residents of Bay Front Drive advising that the County has acquired rights-of-way for construction equipment access in order to maintain shoreline revetment and for access by the community to the waterfront. The letter requests the residents' cooperation by removing items within the right-of-way.

Commissioner Jarboe moved, seconded by Commissioner Bailey, to authorize Commissioner Loffler to sign the letter as presented. Motion carried.

3) ADDENDUMS TO PUBLIC WORKS AGREEMENTS

Mr. Ichniowski presented the following Addendums to Public Works Agreements:

a) Country Lakes

By and between Benjamin H. Burroughs, Jr. and St. Mary's County Commissioners extending the deadline for completion of Tintop School Road in Country Lakes, Section III, Eighth Election District to September 1, 1989. The Addendum is backed by a Letter of Credit with First National Bank of St. Mary's at a reduced value of \$10,000.

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

b) Essex South

By and between Michael P. O'Brien and St. Mary's County Commissioners extending the deadline for completion of roads in Essex South Subdivision, 4-A, to November 1, 1989. The Addendum is backed by a Letter of Credit with First Annapolis Savings Bank at a reduced amount of \$40,000

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

c) Wilderness Cluster

By and between Redgate Ventures Partnership and St. Mary's County Commissioners guaranteeing the deadline for completion of Wilderness Cluster, Section I, Third Election District, to August 1, 1989. The Addendum substitutes the Bond with International Fidelity Insurance Company in the amount of \$194,000.

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

4) PUBLIC WORKS AGREEMENT
MAPLE RUN SUBDIVISION, SECTION III

Mr. Ichniowski presented a Public Works Agreement by and between Londontowne Development Corp. and St. Mary's County guaranteeing the completion of Magnolia Drive in Maple Run Subdivision by April 22, 1990. The Agreement is backed by a Letter of Credit with The First National Bank of St. Mary's in the amount of \$9,500.

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

5) SPACE NEEDS PROJECT

Also Present: Jay McGrath, DPW
Larry Abell, FSI Design Group
George Tilghman, "

The referenced individuals appeared before the Commissioners to present and discuss the cost estimates for facilities master plan for the County. Mr. Ichniowski reviewed the background stating that the Maryland General Assembly approved a second Circuit Court Judge for St. Mary's who will begin in September and there is a need to provide adequate space. He further pointed out that there are three areas of space concerns requiring action by the Board: Short Range, Intermediate and Long Range. The Short-Range Plan includes renovation of current Sheriff's space for temporary second Circuit Court, and Intermediate Range Plan requires converting existing District Courtroom into second Circuit Court and modifying adjacent spaces for offices, jury room, etc.

Mr. Abell explained that FSI has developed a master plan for these space needs, which is updated as additional facts become available. Options for the Long-Range Plan were discussed after which Mr. Abell recommended Alternatives D (New structure at Governmental Center for two circuit courtrooms and supporting facilities) and F (Remodeling of courthouse for Board of Education) for the following reasons:

- ° This alternative best provides for the best arrangement and location of services, e.g., courts, State's Attorney, Detention Center all located on one site and in close proximity.

- o This alternative best takes into account operating costs of the facilities.
- o This alternative best provides for future expansion possibilities and traffic/parking considerations.
- o This alternative best considers impact on the Town of Leonardtown.

During discussion Commissioner Loffler requested cost breakdowns regarding demolition, improvements, and between renovated building and new facility.

After discussion the Commissioners thanked the FSI representatives and indicated that they would be making a determination in the near future.

SOUTHERN MARYLAND HEALTH SYSTEMS AGENCY
FISCAL YEAR 1990 BUDGET

Present: Joanna McCarthy, Director
Kitty Shoap, Governing Board Member

The referenced representatives of Southern Maryland Health Systems Agency appeared before the Commissioners to request reconsideration of SMHSA's FY 1990 Budget request of \$5807. Ms. McCarthy explained the cash contributing from the State and other counties and stated that it cost \$12,000 a month to operate SMHSA. During discussion Ms. McCarthy suggested as an alternative to a regular budgetary allocation that the County may want to use SMHSA's services on a contract basis for a fee on an as-needed basis.

The Commissioners agreed to give consideration to the request during their budget deliberations.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator
John Baggett, Director, Recreation and Parks

Commissioner Bailey moved, seconded by Commissioner Jarboe, to meet in Executive Session to discuss a matter of land acquisition. Motion carried. The Session was held from 11:20 a.m. to 11:36 a.m.

PROCLAMATION
NATIONAL REACT MONTH

The Commissioners presented the referenced Proclamation designating May as National REACT Month.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Lancaster moved, seconded by Commissioner Bailey, and motion carried, to meet in Executive Session as follows:

Land Acquisition

Also Present: John Baggett, Director, Recreation and Parks

(continued from previous session from 11:45 a.m. to 11:55 a.m.)

Land Acquisition

(held from 11:55 a.m. to 12:10 p.m.)

Personnel

Also Present: Charles Wade, Director of Finance
George Foster, Personnel Officer

(held from 12:20 p.m. to 1:00 p.m.)

OFFICE OF PLANNING AND ZONING
PUBLIC HEARINGS

Present: Jon R. Grimm, Director
Vivian Marsh, Deputy Director
Anita M. Meridith, Recording Secretary

Mr. Vivian C. Marsh, Deputy Director, Department of Planning and Zoning, read the public hearing notice aloud into the record, as published in the April 26 and May 3, 1989 issues, providing legal notification of the following:

ZONE # 88-2003: SAMUEL BURCH, Jr.

Requesting rezoning of this property from AR, Agricultural Residential to C-2, Commercial. The property contains 36.6 acres and is located along the south side of Golden Beach Road, adjacent to the rear of Charlotte Hall Center. The property is shown on Tax Map 1, Block 22, as Part of Parcel 42.

The applicant's legal representative, Oliver R. Guyther, Esq. came forward and provided each of the Commissioners and Planning staff with a package of information which he explained contained numerous exhibits prepared in evidence and support of this rezoning case, as follows:

Exhibit A - Concept Plan for Charlotte Hall Village Center

Counsel provided description of the existing and proposed uses as provided on this exhibit and emphasized that there were currently four existing entrances to the tract from Route 5. The concept contained a proposal to add an additional entrance off Golden Beach Road to be additionally served by a proposed interior road system which would also serve the Farmers Market and the Shopping Center.

Exhibit 1 - Sample Notification letter sent to all contiguous property owners with list of contiguous land owners.

Exhibit 1A - Postal receipts

Exhibit 1B - Placard posted on subject site

Mr. Guyther advised the Board that this application for rezoning was based solely on the premise of change in the neighborhood.

Counsel invited the applicant, Mr. Samuel Burch, Jr. forward and asked him a series of questions with regard to his intentions. Mr. Burch advised that the property in question, had been farmed in the past, however, it was no longer profitable for him to continue that practice and therefore, he had opted to sell the property to one Benjamin H. Burroughs, Jr., who currently had a contract on the parcel, contingent on an approval for the rezoning request.

Benjamin H. Burroughs, Jr., contract purchaser, was called as the applicant's next witness. Mr. Burroughs, an avowed real estate/land broker, provided the development history of his contiguous parcel which currently housed the Farmer's Market and Charlotte Hall Shopping Center. Mr. Burroughs advised that the Charlotte Hall Center included the Farmer's Market and the parcel which included Fred's Liquors and those other commercial enterprises included in that complex. He advised that he also owned a 100 acre farm in the rear and a 19.41 acre farm adjacent which could be used to spray effluent, from the three sewage lagoons, if necessary (7 acres of spray fields are currently used, as noted on the subject exhibit). Mr. Burroughs explained that he was interested in purchasing this subject 36 acre tract, contingent on the C-2 rezoning, for the purposes of expansion of the shopping center, build for a tenent or lease and sell a portion as commercially zoned land. He urged that prior to either of those actions, he intended to hire an engineer who would work with all of the proper agencies and authorities towards satisfactory completion of a well planned commercial development, certainly subject to site plan review and all other necessary approvals. In response to question posed by Mr. Guyther, Mr. Burroughs expanded on his intentions with regard to the existing and proposed parking area expansion, providing a visual indication on the plat of those parking areas to be developed and those to be expanded. Mr. Burroughs also noted that he would use a portion the property in order to provide a stormwater retention pond.

The existing commercial center is currently served by three wells, which are tied together utilizing a 15,000 gallon storage and 6,000 hydromatic tank. Counsel asked if the existing wells and system were sufficient to service the expansion. Mr. Burroughs responded that while there was enough water supply, dependent on the size and type of new buildings, a sprinkler system would be included, requiring a specified amount of water storage. Discussion ensued and Mr. Burroughs commented that while he was prepared to drill a new, fourth well, he didn't see the need, however, he would comply with whatever requirements/restrictions were imposed with regard to this application and any future commercial development on the property. Mr. Burroughs expounded on the existing water/sewer system and advised the Board of the daily inspections required by the State of Maryland insofar as testing for chlorine content and meter readings required for the sewage/lagoon system.

Exhibit 3 - Tax map depicting "Neighborhood" as defined by applicant, outlined in green. The subject parcel is shown in blue. Counsel defined the borders of this rectangularly shaped neighborhood as follows: Northern boundary shown as the St. Mary's/Charles County line, the eastern/southeastern line is S.M.E.C.O. and PEPCO electrical transmission line (shown in yellow), the western line as Old Route 5.

The following series of exhibits were proffered into evidence by legal representative, Oliver Guyther, who addressed each in application and applied each in its respective support to this rezoning request:

Exhibit A1 - Aerial photograph of northern area of defined "neighborhood", dated November 15, 1988. Counsel referenced various commercial development and the North Indian Creek Subdivision which he urged were major changes having occurred in this neighborhood.

Exhibit 2 - Aerial photograph, northern area of neighborhood, dated 1977, site outlined in blue.

Exhibit 2a - Aerial photograph, dated 1988, middle neighborhood, showing evidence of irrigation ponds.

Exhibit 2c - Aerial photograph dated 1974.

Exhibit 2d - Plat prepared by D. H. Steffens, Land of Samuel B. Burch, Jr., dated December 21, 1988.

Exhibit 4 - Large plat entitled Town Center and Neighborhood.

Exhibit 4a - Map of Charlotte Hall Town Center, as contained in the new St. Mary's County Comprehensive Land Use Plan, P. 55., adopted October 25, 1988 (subject site outlined in yellow).

Exhibit 5 - Statement from Department of Assessment and Taxation regarding tax assessment/status of subject parcel.

Exhibit 5a - Statement Re: Population increase for 5th Election District.

Exhibit 5b - Wage scale averages for 1980 & 1987 by Maryland Deed Division of Labor, Market, Research

Exhibit 5c - Employment by Industry

Exhibit 5d - Statement submitted relative to fiscal impact on Government.

Exhibit 6 - List of new businesses constructed in subject "neighborhood" since 1975.

Exhibit 7 - Text from Comprehensive Plan Re: Town Centers

Counsel spoke at length to the economic feasibility of this proposal and the positive aspects of the application.

Offered into evidence, marked Applicant's Exhibit B was a Traffic Study Analysis prepared for the contract purchaser by the Engineering firm of Norris, Gass & Ocker, dated February 1989. Counsel urged that while he would not speak at length to this report, he would summarize the findings of the report, i.e. due to the existing entrances and existing and proposed interior road patterns, this project would not have "significant" impact on the existing traffic patterns in this area.

Mr. Guyther asked that the Planning Commission and staff report be offered into evidence, as well as all former exhibits proffered during the Planning Commission's public hearing process. He also asked that the record reflect the fact that the residents of the contiguous residential neighborhood had adamantly demanded that the property be adequately and properly buffered. Counsel wished the record to reflect that the proposed new owner was cognizant of the residents concerns and noted that Mr. Burroughs would accept full responsibility and would properly buffer the area.

Mr. Marsh, Deputy Director, Planning & Zoning, referenced the fact that the TEC, Planning Commission and staff comments were all included in the packages previously made available to the Commission members.

The Chair opened the hearing to public comment.

Mrs. Joyce Sams Hayes spoke in opposition to this proposed rezoning application. Mrs. Hayes provided a series of photographs for the Commissioners review, taken a week prior (dated May 13, 1989) which evidenced traffic congestion, haphazard parking, littering and views of the farmers market, Rte. 5/Golden Beach intersection and adjacent commercial areas. Mrs. Hayes differed with Mr. Guyther's former testimony in that the area had changed. She urged that she had lived in this area since 1960 and that this particular parcel had remained unchanged. She felt that further commercial development of this tract would devalue surrounding residential properties. In conclusion, Mrs. Hayes stated that the traffic problems in this area were horrendous and she could not understand how any traffic analysis report could find otherwise.

Mr. Floyd Williams of Mechanicsville, Maryland spoke neither in favor or opposition but urged that the Commissioners should consider the existing traffic patterns, particularly with regard to the numerous entrances/exits in this defined area. Mr. Williams urged that the wrong people were testifying today, that indeed the ambulance crew should be providing their input due to the numerous calls they received in this area daily. Discussion ensued regarding the existing and proposed entrance onto Golden Beach Road and it was determined that the proposed entrance did violate the existing 750 ft. separation requirement. The Chair urged that those types of specifics would be more appropriately addressed at site plan stage, following presentation of a specific commercial plan. Mr. Williams urged that the Board was encumbered with the responsibility to make sure that the existing traffic problems were not aggravated and he urged that if the application were approved, that it be conditionally granted, stipulating that a collector road be required off the rear of the property, to connect with the existing interior road.

Mr. Adam Henderson advised that he owned the farm next to the market, however, he had not been formally notified of this public hearing. Mr. Henderson commented that he agreed with the rezoning, as long as buffering was continued. He urged that the Commissioners needed to provide insurance that any imposed restrictions, e.g. buffering, ingress/egress stipulations, were followed through.

Hearing no further testimony, the public hearing was closed, with the Chair noting that the Board would take the matter under advisement and would render a decision in two weeks.

ZONE # 88-1857: RUNCO BUILDING

Requesting rezoning of this .96 acre site from R-2, Residential to C-1, Commercial. Located along the southwest side of Maryland Route 235, just north of Chancellor's Run road, this site is in the proposed Development District of Lexington Park. Shown on Tax Map 42, Block 6, Parcel 157.

Mr. Marsh read the subject application into the record and noted for the record that the public hearing had been advertised in a local newspaper of general circulation (The Enterprise) in the April 26 and May 3, 1989 issues.

Ms. Marie Daugherty, legal representative for Mr. Runco came forward and noted her appearance this date on behalf of Michael Harris who was unable to attend the public hearing this date.

Ms. Daugherty proffered into evidence, marked Applicant's Exhibit No. 1 the returned postal receipts from the certified mailings sent to all contiguous property owners providing due, proper legal notification of this public hearing. Ms. Daugherty acknowledged that the property was posted on April 28, 1989. The site is the existing site of the Century 21 Real Estate Building owned by Mr. Runco.

Ms. Daugherty referenced the staff report and the fact that the Planning Commission had issued a positive recommendation with regard to this rezoning application. Those documents all having been made a part of this public hearing and available for the Board's review, Ms. Daugherty asked for the Board's favorable consideration, based on all formerly submitted points of contention.

Mr. Marsh referenced the staff report, dated May 16, 1989, which offered a positive recommendation for this application.

The Chair inquired whether anyone present wished to speak for or against. Hearing no comment, the public hearing was closed, with Commissioner Loffler advising that the application would be taken under advisement, with decision to be rendered within the next several weeks.

MEETING WITH BOARD OF EDUCATION

At this time the Commissioners held their regular monthly meeting with the Board of Education.

DIRECTOR OF FINANCE

Present: Charles H. Wade, Director of Finance

- 1) ORDINANCE NO 89-13
REPEAL AND REAUTHORIZATION OF ENERGY TAX

The Commissioners having conducted a public hearing on April 20 during the FY'90 Budget Hearing, Mr. Wade presented the referenced Ordinance which increases the Energy Tax from 3% to 5%.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve and sign Ordinance No. 89-13 as presented. Commissioners Bailey and Jarboe voted against the motion. Motion carried three to two.

- 2) FISCAL YEAR 1990 BUDGET

Mr. Wade presented documentation setting forth recommendations on: Increases in budget with Revenues for Building Code, Lease Purchase and Marcey House; Capital Project Changes; and Additional Budgetary Requests. After discussion the Commissioners unanimously agreed to approve the staff recommendations as presented in the three-page handout distributed by Mr. Wade.

After further discussion Commissioner Thompson moved, seconded by Commissioner Lancaster, to provide an additional \$682,146 to the Board of Education FY 1990 Budget by approving the transfer of \$165,000 from the Capital Project Track Improvements for Chopticon High School to General Funding Operating Fund and raising the property tax rate .05¢ per \$100 of assessed valuation. The increased funding is for the purpose of providing for 15.6 new teachers to maintain class size ratio and to provide for the six guidance counselors for elementary schools. Commissioners Thompson, Lancaster, and Loffler voted in favor with Commissioners Bailey and Jarboe voting against. Motion carried three to two.

ADJOURNMENT

The meeting adjourned at 6:00 p.m.

APPROVED,


Carl M. Loffler, Jr.
President