

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, December 19, 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.

(Commissioner Bailey was not present at beginning of meeting.)

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Thompson, to approve the minutes of the Commissioners' meeting of Tuesday, December 12 1989. Motion carried.

Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve the minutes of the Special Meeting of the County Commissioners held Thursday, December 14, 1989. Motion carried.

APPROVAL OF BILLS

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

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) BUDGET AMENDMENTS

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

No. 90-23  
State's Attorney

Overtime for Attorney Fritz, approved by the Board of County Commissioners on December 12, 1989.

No. 90-24  
Public Works

To cover material costs and equipment rental costs associated with snow storms 12/8/89 thru 12/13/89.

No. 90-25  
Planning and Zoning

Maryland Uniform Electrical Licensing Examination Committee dues for Board of Electrical Examiners.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to approve the referenced budget amendments. Motion carried.

No. 90-16  
Public Works

Transfer available funds from Lexington Park Transportation Study Project (502) to Pegg's Road Project (306); closing out P.O. 002994.

No. 90-17  
Public Works

Transfer funds from Lexington Park Roadway (510) to Pegg's Road (306); closing out P.O. 2994 and P.O. 2625, but retaining P.O. 2557.

No. 90-18  
Public Works

Transfer available funds from Lexington Park Transportation Study (502) to County Transportation Plan (352), closing out P.O. 2560.

Later in the meeting Commissioner Jarboe moved, seconded by Commissioner Thompson, to approve the referenced budget amendments as presented. Motion carried.

2) CLEARINGHOUSE PROJECT NO. MD890718-0557  
MAIN POST OFFICE, CALIFORNIA, MARYLAND

The County Administrator presented the referenced clearinghouse project, which has been reviewed by the Office of Planning and Zoning, and recommended that it be forwarded to the State with the comment that it is consistent with the County's plans, programs and objectives.

The Commissioners gave their concurrence.

3) BLUE CROSS/BLUE SHIELD  
RETROSPECTIVE PAYMENT

The County Administrator advised that the County has received a retrospective payment from Blue Cross/Blue Shield for Fiscal Year 1989 because of the County's judicious use of the health insurance plan. Therefore, Mr. Cox requested authorization for the Department of Finance to prepare checks to the employees so that they share in this cost saving.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve the releasing of the checks to the employees as requested. Motion carried.

4) BUSHWOOD WHARF  
AGREEMENT WITH POGUES

The County Administrator referred to the Commissioners' negotiations with the Pogues regarding the County's use of certain of the Pogue's property for improvements in the Bushwood Wharf area in order to make the public wharf a better facility. Therefore, Mr. Cox presented an Agreement between Board of County Commissioners of St. Mary's County and Robert Steele Pogue and Dianne L. Pogue, and Lucy L. Pogue conveying certain rights and privileges in connection with the Bushwood property.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to sign the Agreement as presented. Motion carried.

5) BUSHWOOD WHARF  
WATERWAY IMPROVEMENT GRANT APPLICATION

The County Administrator presented the referenced grant application in the amount of \$25,000 for paving of the parking lot at Bushwood Wharf, which is to be submitted to the Department of Natural Resources, Waterway Improvement Division.

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

6) METROPOLITAN COMMISSION  
CONSTRUCTION INSPECTOR

The County Administrator advised that in accordance with the Public Local Laws, the Commissioners are required to approve new positions for the Metropolitan Commission. He stated that by correspondence dated December 18, the Metropolitan Commissioner is requested approval of the creation of a Construction Inspector I position.

After discussion, Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve the creation of the Construction Inspector I position as requested. Motion carried.

7) COMMUNITY DEVELOPMENT BLOCK GRANT - FISCAL YEAR 1988  
CHILD DAY CARE CENTER AND TRAINING INSTITUTE  
TUBMAN-DOUGLASS ESTATES

The County Administrator advised that grant funds for the referenced program have not been expended to date and the Commissioners are requested to sign an Agreement extending the deadline to use those funds. Therefore, Mr. Cox presented an Amendment to the Small Cities Community Development Block Grant for the referenced program at Tubman Douglass.

Commissioner Lancaster moved, seconded by Commissioner Thompson, to sign the Agreement extending the deadline as requested. Motion carried.

8) ZONING AMENDMENT RESOLUTION NO. Z89-  
NATIONAL MOBILE HOME PARK PARTNERSHIP

(Application to rezone approximately 20.5 acres of land at the corner of Md. Rt. 235 and Hewitt Road from Mobile Home Park to Commercial (C-2)

The Commissioners having conducted a public hearing on October 24, 1989, Commissioner Lancaster moved, seconded by Commissioner Thompson, to approve and sign Resolution No. Z89- . Motion carried.

9) GOVERNOR'S WAR ON DRUGS  
ST. MARY'S COUNTY REPRESENTATIVE

The County Administrator presented correspondence dated December 12 from the Chairman of the Governor's Drug and Alcohol Abuse Commission, which suggests that all county "Drug Czars" meet on a regular basis to share information and act as a resource to the Commission. The Chairman also requests a designee from local government as the alcohol and drug abuse point person. Mr. Cox recommended that the Director, Office of Community Services, Cynthia Brown, be so designated.

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to appoint Cynthia Brown as St. Mary's County's designee. Motion carried.

DEPARTMENT OF PUBLIC WORKS  
CORRESPONDENCE CALLING LETTERS OF CREDIT

On behalf of the Director of Public Works, the County Administrator presented the following correspondence calling Letters of Credit;

Flower of the Forest Bldg. Two  
Grading Permit #89-14  
Letter of Credit #301 - \$21,500  
Maryland Bank and Trust Co.

Flower of the Forest, Section II, SWM  
Grading Permit #87-23  
Letter of Credit #254A - \$165,000  
Maryland Bank and Trust Co.

Patuxent Park West (Columbia Commons)  
Public Works Agreement  
Letter of Credit #305 - \$156,500  
Maryland Bank and Trust Co.

Maiden's Fancy Minor Subdivision  
Public Works Agreement  
Letter of Credit #A1-12-6-1988 - \$29,100  
First National Bank of St. Mary's

OFFICE ON AGING  
HOME SHARING GRANT

Present: Gene Carter, Director  
Jennie Page, OOA

Mr. Carter appeared before the Commissioners to present the a grant for Home-Sharing, an elderly housing alternative and to request the Board's approval of the application.

Mr. Carter explained that the purpose of the grant is to match those with space in their homes with those who need housing and to involve seniors as home-providers or home-users. The grant is in the amount of \$7,500 per year of state funds. No local match is required.

After discussion Commissioner Jarboe moved, seconded by Commissioner Thompson, to approve and authorize Commissioner Loffler to sign the grant application. Motion carried.

ELEMENTARY SCHOOL FACILITY ANALYSIS

Present: John Roth

(During this discussion Commissioner Bailey entered the meeting - 10:05 a.m.)

Mr. Roth appeared before the Commissioners to present an analysis of St. Mary's County Elementary Schools. Statistics in the report included: Full-time equivalent student population, original design using state guidelines, original design vs. present classroom usage, projected population vs. state capacity using original design, projected population vs local capacity using original design, projected population vs. local capacity using present classroom usage and mobile units. Mr. Roth also displayed charts indicating elementary school capacities, relocatables vs. total classrooms, capacity shortfalls vs. population projections, and elementary school relocatable usage.

Mr. Roth pointed out that the County is trying to decrease class size in order to give students the education they deserve; however, using the state formula, any construction for additions results in fewer funds to the County.

In concluding his presentation, Mr. Roth presented a list of proposed solutions for making the school construction policy more responsible. A copy of Mr. Roth's report and proposed solutions are on file in the Commissioners' Office.

In conclusion, the Commissioners thanked Mr. Roth for his efforts and work in preparing the report, stated they would review it in greater detail, and contact him if they had any questions.

#### EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

Commissioner Bailey moved, seconded by Commissioner Thompson, to meet in Executive session to discuss a matter of personnel. Motion carried. The Session was held from 10:50 a.m. to 11:20 a.m.

#### COOPERATIVE EXTENSION ADVISORY COMMITTEE COOPERATIVE EXTENSION BUDGET

Present: Ann Richards, Co-op Extension Adv. Committee  
Tony Knott, 4-H  
Elissa Zimmerman  
Michele Estep  
Ed Swecker  
Louise Dean  
Carol Thompson  
Paul Chesser  
Other interested citizens

Ms. Richards appeared before the Commissioners to present information regarding Cooperative Extension's budget and to request an increase in St. Mary's County's share. She stated that the funds would go towards a 4-H program director, videos and other programs. She stated that St. Mary's County's share is less than other counties.

In closing Ms. Richards expressed appreciation to the Commissioners' for past support and hoped that the Board will given positive consideration to this request.

#### ORDINANCE NO. 89-33 DRUG-FREE SCHOOL ZONES RESOLUTION NO. 89-34 DRUG-FREE SCHOOL ZONE SIGNS

Present: Mary Pat Agostinelli, Administrative Officer  
Sheriff Pettit  
Lt. Vorhaar, Sheriff's Department  
Lt. Potts, Maryland State Police  
Dr. William Burroughs, Superintendent of Schools  
Don O'Neal, Public Schools  
Cynthia Brown, Director, Community Services  
Joe Dick, Drug and Alcohol Prevention Coordinator  
Judy Landau, Public Information Specialist  
Brother Thomas Crane, St. Mary's/Ryken

Having conducted a public hearing on December 5 on the adoption of an Ordinance establishing Drug Free School Zones and approving the maps depicting the location and boundaries of the Drug Free School Zones, Commissioner Lancaster moved, seconded by Commissioner Jarboe, to approve and sign Ordinance No. 89-33 (Drug-Free School Zones) and Resolution No. 89-34 (Drug-Free School Zone Signs). Motion carried.

Following the adoption of the Ordinance and Resolution, the Commissioners and referenced individuals left to install the first Drug-Free School Zone sign in the area of St. Mary's/Ryken High School.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

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

Personnel

Also Present: Sheriff Pettit  
Charles Wade, Director of Finance

(Held from 12:20 p.m. to 12:35 p.m.)

Property Acquisition/Disposition

Also Present: Joseph Densford, County Attorney  
Joseph Mitchell, Director, DECD  
Charles Wade, Director of Finance  
Vivian Marsh, Deputy Director, OPZ

(Held from 2:00 p.m. to 2:30 p.m.)

Personnel (Boards, Committees, Commissions)

(Held from 2:30 p.m. to 3:00 p.m.)

SEIZED VEHICLES ASSIGNED TO SHERIFF'S DEPARTMENT

In a memorandum dated December 19 Sheriff Pettit described eight (8) vehicles seized during illicit drug investigations and forfeited to St. Mary's County and requested that three (3) of the vehicles be assigned to the St. Mary's County Sheriff's Office for use in drug investigations. Because of confidentiality the identification of the vehicles remains secret.

Commissioner Lancaster moved, seconded by Commissioner Bailey, to approve the request from Sheriff Pettit and to direct that the remaining vehicles be offered for public sale. Motion carried.

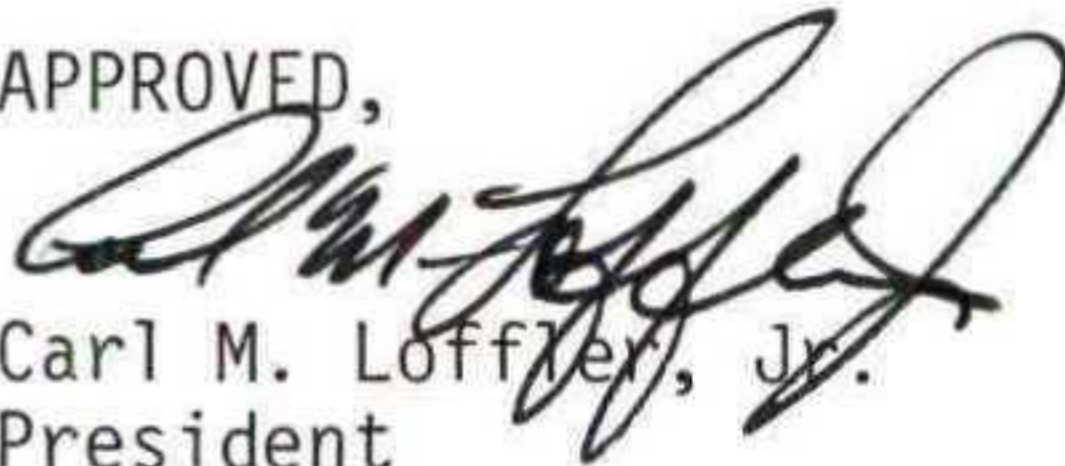
SHERIFF'S DEPARTMENT  
PATROLMEN POSITIONS

Commissioner Bailey moved, seconded by Commissioner Thompson, to establish five (5) patrolmen positions in the Sheriff's Department, subject to a public hearing and supplemental budget amendment. Motion carried.

ADJOURNMENT

The meeting adjourned at 3:15 p.m.

APPROVED,

  
Carl M. Loffley, Jr.  
President