ST. MARY'S COUNTY BOARD OF COUNTY COMMISSIONERS

November 26, 1991

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

CALL TO ORDER

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

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Lancaster, to approve the minutes of the Commissioners' meeting of Tuesday, November 22, 1991. Motion carried.

APPROVAL OF BILLS

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

RESIGNATION OF DIRECTOR, EMERGENCY MANAGEMENT AGENCY

Present: Tom Oliver, Director

Mr. Oliver appeared before the Commissioners to announce that he will be taking an early retirement after 25 years of county service, effective January 1, 1992. The Commissioners expressed appreciation to Mr. Oliver for all his efforts during his time with the Emergency Management Agency.

COUNTY ADMINISTRATOR ITEMS

Present: Edward V. Cox, County Administrator

1) NAVAL AIR WARFARE CENTER, AIRCRAFT DIVISION

The County Administrator presented correspondence addressed Tri-County Council Chairman Middleton regarding the regional plan to address the impacts of the base realignments and consolidations. The letter indicates that through the County's planning document, Naval Air Warfare Center, Aircraft Division, A Community Response, St. Mary's County is preparing for the impacts and lists areas to be addressed on a regional basis.

In addition the County Administrator presented correspondence addressed to Governor Schaefer highlighting major areas of challenge to St. Mary's County, the region, and State because of the base realignments and consolidations.

After discussion Commissioner Lancaster moved, seconded by Commissioner Thompson, to sign and forward the letters as presented. Motion carried.

2) CECIL'S COUNTRY STORE - LETTER OF SUPPORT

The County Administrator presented correspondence addressed to the Maryland Historical Trust supporting the Historical Society's application to the Historical Trust for funds to replace the roof and to protect the Cecil's Country Store building.

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

3) MARYLAND FIRE AND RESCUE QUALIFICATION BOARD

The County Administrator presented correspondence addressed to the Maryland Fire and Rescue Qualification Board formally endorsing Joseph H. Cooper, Ridge Volunteer Fire Department, as St. Mary's County's alternate representative to the Qualification Board.

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

4) COMMUNITY SERVICES COORDINATION COMMITTEE - REVISED BY-LAWS

The County Administrator presented correspondence approving the revised by-laws for the Community Services Coordination Committee in that they meet the criteria contained in the County's Resolution No. 88-03.

Commissioner Thompson moved, seconded by Commissioner Lancaster, to sign and forward the letter approving the revised by-laws as presented. Motion carried.

5) SEWAGE SLUDGE UTILIZATION PERMIT - HELEN BOWLES

The County Administrator presented correspondence from the Maryland Department of Environment forwarding a Sewage Sludge Utilization Permit Application for the Helen Bowles property in Loveville. County Administrator Cox recommended that the Commissioners not require a public hearing because the sludge was coming from Pine Hill Run Wastewater Treatment Plant and not Blue Plains as had a previous application had.

After discussion Commissioner Thompson moved, seconded by Commissioner Lancaster, to waive the public hearing requirement as recommended. Motion carried.

6) FISCAL YEAR 1993 BUDGET INSTRUCTIONS

As a follow up to last week's direction by the Commissioners, the County Administrator presented the Fiscal Year 1993 Budget Instructions to be submitted to All Spending Units. The revision included a 4% reduction from the Fiscal Year 1992 Budget.

After discussion Commissioner Bailey moved, seconded by Commissioner Thompson, to sign and forward the Fiscal Year 1993 Budget Instructions as presented. Motion carried.

7) ECONOMIC IMPACT FEE PAYMENT REQUIREMENT DRYDENS - BULL ROAD

The County Administrator presented correspondence addressed to Mr. and Mrs. Dryden of Bull Road, Leonardtown, indicating that because a separate dwelling unit has been established, they are required to pay the Economic Impact Fee of \$2,000.

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

SOUTHERN MARYLAND WOOD TREATMENT PLANT TASK FORCE

Present: Garner Morgan, Chairman Tom Russell

The referenced individuals appeared before the Commissioners to get clarification from the Board regarding the Task Force's responsibility relative to researching alternatives for the disposal of materials from the Southern Maryland Wood Treatment Plant in Hollywood. Referring to correspondence from County Administrator Cox, Mr. Russell indicated that the Task Force was unsure of its role and capability to do the research. He

stated that several alternatives to incineration have been brought to the Task Force's attention as well as new information about incineration. Mr. Russell and Mr. Morgan suggested that the Task Force submit information received to EPA and meet with them periodically to get an update on progress and development. Dr. Morgan indicated that this is necessary in order to follow EPA's progress closely.

The Commissioners concurred in the suggestions and the direction the Task Force was taking and requested that a letter be send to the Commissioners indicating the need to meet with EPA periodically for updates.

DEPARTMENT OF PUBLIC WORKS

Present: Dan Ichniowski, Director

1) PEGG ROAD RECONSTRUCTION

Mr. Ichniowski presented the following documents relative to the reconstruction of Pegg Road:

Deed and Easement Agreement - Pegg

Dated November 12, 1991 between Charles W. Pegg and Mary G. Pegg and the Board of County Commissioners of St. Mary's County.

Deed and Easement Agreement - Calvary Baptist Church

Between Calvary Baptist Church of Lexington Park, Inc. and Board of County Commissioners of St. Mary's County.

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

2) PUBLIC WORKS AGREEMENT/ADDENDA

Mr. Ichniowski presented the following Public Works Agreement and Addenda for the Commissioners' review and consideration:

Spring Valley Apartments

Public Works Agreement dated October 2, 1991 between The Humphrey Companies/Hamel Commercial, Inc. and St. Mary's County, Maryland guaranteeing completion of Spring Valley Drive and Valley Court by October 1, 1992. The Agreement is backed by a Letter of Credit with The Hanover Insurance Company in the amount of \$112,490.

Valli View Estates

Addendum to Public Works Agreement Vallandingham Associates and Board of County Commissioners for St. Mary's County extending the deadline for completion to December 1, 1992. The Addendum is backed by a Letter of Credit with First National Bank of St. Mary's in the amount of \$57,800.

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

3) CORRESPONDENCE CALLING LETTERS OF CREDIT

Mr. Ichniowski presented the following correspondence calling Letters of Credit as indicted:

Wilderness Cluster Subdivision, Section 2

To Potomac Savings Bank calling Letter of Credit #91-316-02 in the amount of \$167,700 for Grading Permit #90-03

Southgate Center

To Maryland Bank and Trust Company calling Letter of Credit #412-A in the amount of \$75,000 for Grading Permit #91-10

Eagles Glen Mobile Home Park

To CIGNA Insurance Company of Norther America calling Bond No. KO326130A in the amount of \$117,500 for Grading Permit #88-22

Bay Ridge Estates, Section 1

To Maryland National Bank calling Letter of Credit #2891072 in the amount of \$25,300 for Grading permit #90-15

Commissioner Thompson moved, seconded by Commissioner Bailey, to authorize Commissioner Loffler to sign the correspondence as presented, to be forwarded if necessary.

4) ABANDONMENT OF WHARF ROAD - DISCUSSION

As a follow up to the public hearing held on November 15 on the abandonment of a portion of Wharf Road in the Seventh Election District, Mr. Ichniowski presented a list of comments from the hearing.

In response to an inquiry from Commissioner Jarboe, Mr. Ichniowski noted that language regarding access to St. Margaret Island will be addressed in a Quit Claim Deed

During discussion Commissioner Loffler suggested that the road be closed and barricaded with limited access to St. Margaret Island rather than abandonment.

Commissioner Thompson noted that the issue of there being few water access points is a valid one and indicted that she would not like to see the road abandoned. She further suggested that the County should retain ownership for possible future development as a water access.

After discussion the Commissioners requested Mr. Ichniowski to develop alternatives to allow access to St. Margaret Island and to return to the Commissioners in two weeks.

MARCEY HOUSE - STATE BUDGET CUT

Present: Rick Sampson, Md. Alcohol Drug Abuse Administration Larry Harvey, Director, Marcey House Ken Henson, Chairman, Marcey House Board Dr. William Marek, Health Officer Carol Drury, Marcey House Board Dennis Scott, MHADAAC

Mr. Sampson appeared before the Commissioners to discuss the loss of funding for the Marcey House for the balance of Fiscal Year 1992. He stated that there are 18 half-way houses in Maryland and all have lost state funding in the initial round of budgetary cuts. He stated that because of the state budget deficit, the state is not in a position to give Marcey House the funding required to continue for the second half of the fiscal year. He pointed out, however, that he was hopeful that funding will be there for the Fiscal Year 1993 budget and stated that further funding reductions to the ADAA are not anticipated. Mr. Sampson indicated that should additional funding become available to his administration, Marcey House is on the top of the list to receive funding.

During discussion Mr. Sampson expressed a high regard for the St. Mary's County Marcey House program under the leadership of Larry Harvey and indicated that it was a model for the state. He stated that the Commissioners need to help keep the program alive for the balance of Fiscal Year 1992.

The Commissioners advised that they had forwarded correspondence to the Commissioners of Charles and Calvert Counties suggesting a regional approach to the Marcey House program.

In closing the Commissioners expressed appreciation to Mr. Sampson for coming to St. Mary's to explain the state funding situation.

ST. MARY'S COUNTY BOARD OF EDUCATION CAPITAL IMPROVEMENT PROGRAM - FISCAL YEARS 1993-1998

Present: Jerry Himmelheber, Supervisor, School Facilities Frank Barnett, Asst. Superintendent of Administration

The referenced individuals appeared before the Commissioners to present and discuss the St. Mary's County Public Schools Capital Improvement Program for Fiscal Years 1993-1008. Mr. Himmelheber distributed copies of October 30 correspondence addressed to the Interagency Committee for State Public School Construction revising the previously submitted priority listing of project requests for funding for Fiscal Year 1993. The revision reflects the new Hollywood Elementary School as the first priority; Lettie M. Dent as the second; and Green Holly Elementary School as the third.

County Administrator Cox distributed a Resolution indicating the county's awareness that in addition to requested state funding, county funds may be required to design, construct, and equip the school facility projects contained in the CIP; and further that St. Mary's County intends to provide such operational funds and services as it becomes necessary.

After discussion Commissioner Bailey moved, seconded by Commissioner Lancaster, to approve and sign Resolution No. 91-41 - Board of Education Six-Year Capital Improvement Program - Fiscal Years 1993-1998. Motion carried.

EXECUTIVE SESSIONS

Present: Edward V. Cox, County Administrator

Commissioner Bailey moved, seconded by Commissioner Lancaster, to meet in Executive Session to discuss matters of Personnel and Property Acquisition. Motion carried. Sessions were held as follows:

Personnel

Held from 11:35 a.m. to 12:10 p.m.

Property Acquisition

Also Present: Phil Rollins, Director, Recreation and Parks
Robert Gaudette, Director, Waterway Improvements, DNR
Ken Ropp, DNR

Held from 12:10 p.m. to 12:45 p.m.

ADJOURNMENT

The meeting adjourned at 12:45 p.m.

APPROVED,

Carl M. Loffler,

President