

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Governmental Center
Tuesday, February 6, 2001**

Present: Commissioner President Julie B. Randall
Commissioner Joseph F. Anderson
Commissioner Shelby P. Guazzo
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
Alfred A. Lacer, County Administrator
Judith A. Spalding, Administrative Assistant to BOCC (Recorder)
Kate Mauck, Recorder

CALL TO ORDER

The meeting was called to order at 10:05 a.m.

ADDITIONS/DELETIONS TO AGENDA

Commissioner Anderson moved, seconded by Commissioner Raley, to accept the agenda as amended (to add poetry reading by a student from Dynard Elementary in recognition of Black History Month; and to add an Executive Session on Personnel). Motion carried.

APPROVAL OF CHECK REGISTER

Commissioner Mattingly moved, seconded by Commissioner Guazzo, to authorize Commissioner President Randall to sign the Check Register with the exception of bills on pages 88 and 91 for the purchase of gold buckles in the total amount of \$1,680 for the Sheriff's Department. Motion carried.

Capt. Doolan will provide additional information to the Commissioners on item.

APPROVAL OF MINUTES

Commissioner Guazzo moved, seconded by Commissioner Anderson, to approve the minutes of the Commissioners' meeting of Tuesday, January 23, 2001 as amended. Motion carried.

Commissioner Mattingly moved, seconded by Commissioner Anderson, to approve the minutes of the Commissioners' meeting of Tuesday, January 30, 2001 as amended. Motion carried.

COUNTY ADMINISTRATOR

Present: Alfred A. Lacer, County Administrator

1. Draft Agendas for February 13 and 20, 2001
2. **Department of Public Works**

Present: George Erichsen, Director

- a) Public Works Agreement Addendum for the Laurel Glen Subdivision, Phase 5, Sections 1 & 2, 8th Election District, extending the completion date to January 1, 2002. The bond provided by the Fidelity & Deposit Company of Maryland in the amount of \$147,000 has been reduced to \$81,000.
- b) Public Works Agreement Addendum for the Aberdeen Subdivision, Section 2, 2nd Election District, extending the completion date to January 1, 2002. The letter of credit provided by the Cedar Point Federal Credit Union in the amount of \$141,900 remains as posted.

- c) Public Works Agreement Addendum for Sycamore Hollow in the Wildewood Subdivision, 8th Election District, extending the completion date to January 1, 2002. The letter of credit provided by The First National Bank of St. Mary's in the amount of \$7,200 remains as posted.
- d) Public Works Agreement Addendum for the Hickory Hills North Subdivision, Section 2, 8th Election District, extending the completion date to October 1, 2001. The bond provided by the Travelers Casualty & Surety Company in the amount of \$105,000 replaces the original bond posted by the United Pacific Insurance Company.
- e) Public Works Agreement Addendum for the Hilton Ridge Estates Subdivision, Section 1, 8th Election District, extending the completion date to June 1, 2001. The letter of credit provided by The First National Bank of St. Mary's in the amount of \$88,000 has been reduced to \$10,000.
- f) Public Works Agreement Addendum for the Westbury PUD Subdivision, Section 1, 8th Election District, extending the completion date to February 1, 2002. The bond provided by the Frontier Insurance Company in the amount of \$85,000 remains as posted.
- g) Public Works Agreement Addendum for the Greenview West PUD Subdivision, Section 1, Phase 2, 8th Election District, extending the completion date to June 1, 2001. The letter of credit provided by The First National Bank of St. Mary's in the amount of \$78,200 remains as posted.
- h) Public Works Agreement Addendum for the Greenbrier Subdivision, Section 4, 8th Election District, extending the completion date to February 1, 2002. The letter of credit provided by Maryland Bank & Trust Company in the amount of \$444,000 remains as posted.
- i) Public Works Agreement Addendum for the Greenview West Townhomes, Section 1, 8th Election District, extending the completion date to February 1, 2002. The bond provided by the Frontier Insurance Company in the amount of \$224,700 remains as posted.
- j) Public Works Agreement Addendum for Pepper Ridge, Phase 1, in the Wildewood Subdivision, 8th Election District, extending the completion date to February 1, 2002. The letter of credit provided by the Mercantile Safe Deposit & Trust Company in the amount of \$47,000 remains as posted.
- k) Public Works Agreement Addendum for the Harper's Corner Subdivision, Section 1, 5th Election District, extending the completion date to December 1, 2001. The bond provided by the Travelers Casualty & Surety Company in the amount of \$10,000 remains as posted.

Commissioner Guazzo moved, seconded by Commissioner Raley, to approve and authorize Commissioner Randall to sign DPW documents (a) through (k) as presented. Motion carried.

3. Sheriff's Department
State Aid for Police Protection Fund Report

Present: Sheriff Richard Voorhaar

Commissioner Anderson moved, seconded by Commissioner Raley, to approve and authorize Commissioner Randall to sign State Aid document. Motion carried.

4. **Emergency Communications Department**

Present: Phil Cooper, Director

- a. 911 Wireless Fee Ordinance
(Request to proceed with scheduling public hearing on the imposing of an additional 911 fee not to exceed \$.40 per month)

(Areas of discussion included the determination of the necessity for the fee and Mr. Cooper was requested to provide supporting financial documentation showing the necessity.)

Commissioner Guazzo moved, seconded by Commissioner Raley, to grant authorization to proceed with a public hearing on the proposed 911 Wireless Fee Ordinance. Motion carried.

- b. License Agreement
(Temporary access by Crown Castle Atlantic across Railroad Right-of-Way at Bay District Volunteer Fire Department, California station during construction of radio tower at the site.)

Commissioner Mattingly moved, seconded by Commissioner Raley, to approve and authorize Commissioner Randall to sign License Agreement. Motion carried.

5. **Department of Recreation and Parks**

Present: Phil Rollins, Director

- a. Alcohol Beverage License Renewal for Wicomico Shores

Commissioner Mattingly moved, seconded by Commissioner Anderson, to approve and authorize Commissioner Randall to sign the License Renewal. Motion carried.

- b. Acceptance of Deed for new County park in Chaptico
Resolution No. 2001-15

Commissioner Mattingly moved, seconded by Commissioner Guazzo, to approve and authorize Commissioner Randall to sign the Deed, and further to approve and sign Resolution No. 2001-15 approving the transfer of the property. Motion carried.

6. **Proposed Creation of a St. Mary's River Commission**

Present: John Norris, III, Assistant County Attorney

Areas of discussion included that the Resolution actually appoints an ad hoc committee to review and make recommendations regarding creation of the St. Mary's River Commission; whether the Commission on Environment should select members from the COE; concerns that there are other watersheds in the County that need protecting; that specific names from the COE should not be listed in the Resolution; and that the Resolution should not include a specific recommendation date, but that it be 45 days from the date of appointment of the committee.

After discussion the Commissioners requested Mr. Norris to make the changes as agreed to and return to the Board for further discussion on February 27.

7. **Department of Facilities Management**

Present: Richard Rohrbaugh, Director
Joan Lolcama, Property Manager

- a. Lease Agreement for Money Market Building Tenant
(Request for extension to stay in building through current tax season)

During discussion the Commissioners indicated that it should be publicized that commercial space is available for 18 months and directed staff to aggressively pursue tenants for the building for leases to July 2002.

Commissioner Guazzo moved, seconded by Commissioner Raley, to approve and authorize Commissioner Randall to sign Lease Agreement. Motion carried.

- b. Budget Amendment No. 2001-13 (\$75,000)
(transfer of funds that were designated for new courthouse parking and site improvements to the courthouse construction funds as parking and site improvements will be done by the general contractor for the courthouse.)

Commissioner Guazzo moved, seconded by Commissioner Mattingly, to approve and authorize Commissioner Randall to sign Budget Amendment No. 2001-13. Motion carried.

8. **Department of Human Resources
Resolution No. 2001-
Maryland Summer Youth Program Campaign 2000**

Present: Melvin McClintock, Director
Hank Lacey, Workforce Investment

Commissioner Anderson moved, seconded by Commissioner Mattingly, to approve and sign the Resolution as presented. Motion carried.

- 9. St. Mary's County Housing Authority – Grant Agreements
 - a. Special Loan Program
 - b. Home Funds Agreement
(Special Targeted Applicant Rehabilitation Program)

Commissioner Guazzo moved, seconded by Commissioner Mattingly, to approve and authorize Commissioner Randall to sign the referenced Grant Agreements. Motion carried.

The following minutes were recorded by Kate Mauck:

**PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION
SOUTHERN MARYLAND WORKFORCE INVESTMENT**

Present: Elaine Kramer, Director of Finance
Melvin McClintock, Director of Human Resources
Hank Lacey, Southern Maryland Workforce Investment

The Board of County Commissioners conducted a public hearing to consider supplemental appropriation of state funding in the amount of \$407,275 for FY 2001. The purpose of the funding is to provide supplemental funds to operate Workforce Investment Act programs in the Southern Maryland area. The funding agency is the Department of Labor, Licensing and Regulation.

Ms. Kramer stated that the notice of public hearing was properly advertised on January 26 and February 2, 2001. Commissioner President Randall opened the hearing for public comment; there were no individuals present to speak, therefore, the hearing was closed.

Commissioner Anderson moved to authorize Commissioner President Randall to sign the required documents to accept the funding into the County's budget following the mandatory ten-day waiting period. The motion failed due to lack of a second. Discussion concerning the need to quickly move forward on this issue took place.

Commissioner President Randall stated that the record would remain open for written public comment for a 10-day period, and would then be placed on the Commissioners' agenda for discussion and a final decision.

**COMPREHENSIVE SOLID WASTE PLAN
FOLLOW-UP TO PUBLIC HEARING
DISCUSSION/DECISION**

Present: George Erichsen, Director of Public Works and Transportation

Mr. Erichsen appeared before the Board of County Commissioners to provide an update on the Comprehensive Solid Waste Plan. A public hearing on this issue had been held on December 12, 2000. Mr. Erichsen stated that written comments had been received from two individuals, and that the comments had been reviewed and addressed by staff. The Solid Waste Committee has also completed a review and approval process involving the written comments.

Mr. Erichsen stated that a completed draft of the Comprehensive Solid Waste Plan was submitted this morning to the Board of County Commissioners for review. Short-term, medium-term, and long-term proposals outlined earlier on the Plan remain unchanged. Mr. Erichsen sought approval to forward the document to the State for review. Following the State's review, comments on the Plan would be forwarded back to St. Mary's County. The comments would be reviewed and implemented into the Plan, which would then enable the Board of County Commissioners to make a final decision on adoption of the Solid Waste Plan in the form of a resolution.

Commissioner Guazzo moved, seconded by Commissioner Mattingly, to approve the forwarding of the Comprehensive Solid Waste Plan to the appropriate State agency for review. Final consideration on the adoption of the Plan will occur after implementation of the State's comments and/or recommendations. All voted in favor.

**PROCLAMATION
CHILDREN'S DENTAL HEALTH MONTH**

Present: Dr. Ebenezer Israel, St. Mary's County Health Officer
Nancy Lugenbill, Director, Health Services
Dr. Dabbs
Dr. Allen
Claudia Knowlton
Libby Wright

Commissioners issued a Proclamation designating the month of February 2001 as Children's Dental Health Month in St. Mary's County.

**PROCLAMATION
VOCATIONAL CAREER AND TECHNOLOGY EDUCATION WEEK**

Present: Ken Smith, St. Mary's County Public Schools
Ray Guy, Principal, Chopticon High School

Commissioners issued a Proclamation designating the third week in February 2001 as Vocational Career and Technology Education Week in St. Mary's County.

**BLACK HISTORY MONTH RECOGNITION
U.S. POSTAL SERVICE DISPLAY**

Present: Cheryl French, Leonardtown Postmaster
Esther Carl, Leonardtown Post Office
Cindy Douglas, Leonardtown Post Office
Roxenne Jackson, Leonardtown Post Office

Commissioners issued a Proclamation in order to thank the Leonardtown Postmaster and the entire staff of the Leonardtown Post Office for the outstanding display commemorating black men and women in St. Mary's County. The following individuals were selected as black Americans to represent St. Mary's County:

- Ms. Roanne Jackson
- Ms. Louise Kelly
- Dr. Joyce Neal
- Mr. George Forrest
- Mr. James Forrest
- Mr. Joseph Lee Summerville
- Mr. Frank Saul
- Mr. Ralph Butler

In addition, a plaque was presented to the Board of County Commissioners which contained an array of American stamps from the U. S. Postal Service. Commissioners thanked the employees and staff of the Leonardtown Post Office for their efforts in commemorating Black History Month. *Additionally, Commissioners stated that they would individually be visiting the Leonardtown Post Office in order to view the display exhibited.*

**ST. MARY'S COUNTY PUBLIC SCHOOLS
INCLUSION OF GRANTS IN THE FY2001 BUDGET
JUDY HOYER CENTER PRESENTATION**

Present: Dr. Patricia Richardson, Superintendent of Schools
Rhodessa Millham, Director of Instruction

Dr. Richardson and Ms. Millham appeared before the Board of County Commissioners in order to present a Board of Education request to include the following grant awards in the Board of Education FY 2001 budget:

- Judy Hoyer Grant in the amount of \$646,667 from the State via the local Management Board;
- Special Initiatives for Implementing Higher Standards for Students' Achievement in the amount of \$10,000 from MSDE; and
- Career Connections work-based Learning Grant in the amount of \$18,175 from the College of Southern Maryland.

Dr. Richardson provided a presentation concerning the Judy Hoyer Grant. The main topics covered were as follows:

- St. Mary's County was one of only thirteen counties that received the grant award;
- Funding will be used to pay for a Judy Center at Green Holly Elementary School;
- The Center will serve children from Carver Elementary, Lexington Park Elementary and the Hot-Spots Area;
- Funding will cover the cost of the center including four FTE positions;
- Services to be offered by the Center were outlined;
- The outstanding achievements made by Ms. Judy Hoyer were outlined; and
- Inter-agency commitment toward seeking approval of the grant was discussed.

The Board of County Commissioners expressed congratulations to the Board of Education for the grants received.

Commissioner Mattingly moved, seconded by Commissioner Guazzo, to include the three grants presented into the Board of Education FY 2001 budget. All voted in favor.

COUNTY COMMISSIONER TIME

Mechanicsville Post Office

Commissioner Mattingly expressed concern regarding a letter outlining site selections for the new Mechanicsville Post Office. His concern involved the potential for placement of the site South of the actual village of Mechanicsville. After discussion, *Commissioners agreed to send a letter expressing concern and asking for more information on the site selection. The letter should be prepared by staff and signed as part of today's Consent Agenda.*

Second District Fire and Rescue Squad 50th Anniversary

Commissioner Mattingly reported that a very nice 50th Anniversary Celebration was recently held at the Second District Fire and Rescue Squad. Congratulations were expressed by other Commissioners as well.

Chamber of Commerce Breakfast

Commissioner Mattingly thanked the Chamber for the breakfast held yesterday in order to discuss legislative issues.

Harry Lundeberg School of Seamanship

Commissioner Randall stated that she had recently attended a very nice dinner for the Fire Department and Rescue Squad at the Harry Lundeberg School of Seamanship. The excellent training facilities and assistance provided to the community by the School were outlined at the event.

Maryland Association of Counties

Commissioner Randall stated that she would provide a report next week on the MACo legislative agenda.

EXECUTIVE SESSION

Commissioner Mattingly moved, seconded by Commissioner Raley, to meet in Executive Session to discuss matters of Property Acquisition, Litigation, and Personnel, as provided for in Article 24, Section 4-210(a)11, 4-210(a)8, and 4-210(a)1, respectively. Motion carried.

Judith Spalding recorded the remaining minutes:

Litigation

Present: Commissioner President Julie B. Randall
Commissioner Joseph F. Anderson
Commissioner Shelby P. Guazzo
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
Alfred A. Lacer, County Administrator
Judith A. Spalding, Recorder

Authority: Article 24, Section 4-210(a)1

Time Held: 2:15 p.m. – 2:22 p.m.

Action Taken: The County Administrator brought the Commissioners up to date with regard to a matter of litigation.

Personnel

Present: Commissioner President Julie B. Randall
Commissioner Joseph F. Anderson
Commissioner Shelby P. Guazzo
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
Alfred A. Lacer, County Administrator
Judith A. Spalding, Recorder

Authority: Article 24, Section 4-210(a)1

Time Held: 2:22 p.m. – 2:58 p.m.

Action Taken: The Commissioners discussed a matter of Personnel and gave direction to staff

Property Acquisition

Present: Commissioner President Julie B. Randall
Commissioner Joseph F. Anderson
Commissioner Shelby P. Guazzo
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
Alfred A. Lacer, County Administrator
Phil Rollins, Director, R&P
Janet Parks, Property Manager
Judith A. Spalding, Recorder

Authority: Article 24, Section 4-210(a)11

Time Held: 2:58 p.m. – 3:35 p.m.

Action Taken: The Commissioners discussed a matter of property acquisition and gave direction to staff.


ULDC WORK SESSION

The Commissioners conducted their weekly ULDC Work Session.

ADJOURNMENT

The meeting adjourned at 6:00 p.m.

**Minutes Approved by the
Board of County Commissioners on 2/13/01**


**Judith A. Spalding, Administrative Assistant
to the Board of County Commissioners**