

BOARD OF COUNTY COMMISSIONERS' MEETING

September 17-18, 1975

Wednesday, September 17, 1975

Present: Commissioner James M. McKay, President
Commissioner Ford L. Dean
Commissioner J. Patrick Jarboe
Commissioner Larry Millison
Commissioner John K. Parlett
Edward V. Cox, Chief Clerk
Judith A. Mullins, Recording Secretary

The meeting came to order at 9:05 a.m.

READING AND APPROVAL OF MINUTES

The minutes of September 10-11, 1975 were read and corrected. Commissioner Dean made a motion to approve the minutes as corrected, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

FOOT PATROL

After approval of the minutes of September 10-11, 1975, Commissioner Millison requested that this week's minutes reflect the statement by the Sheriff regarding foot patrol in Lexington Park - that he would not place a foot patrolman in Lexington Park unless he had a back-up man in a patrol car nearby because he would not like to see a man killed in the line of duty.

PRESENTATION OF ENCUMBRANCE VOUCHERS (BILLS)

Present: Harris Sterling, Finance Director

Mr. Sterling presented encumbrance vouchers for the Commissioners' review and approval. Commissioner Dean made a motion to approve payment of the bills as submitted, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

JEFFERSON ISLAND SHORE EROSION CONTROL PROGRAM

Present: Mr. Sheehan, Department of Natural Resources
Mr. Len Cassanova, DNR
Don Glasse, Jefferson Island Club
Douglas Gibson, Jr., President, St. Katherine's Public Watershed Association
Fred Pierdon, Executive V.P., Jefferson Island Club
John Norris, County Engineer

Mr. Sheehan explained the serious erosion problem existing at Jefferson Island and that the Department of Natural Resources

is trying to proceed to lend the Jefferson Island Club funds through the County by either forming a shore erosion district or preferably watershed control district through the St. Katherine's Public Watershed Association. This would be a twenty-five year interest free loan for approximately \$99,000, with payments of approximately \$4,000 per year.

Mr. Glasse gave a history of the island and explained that there has been at least 100 feet of erosion. The State has designed a bulkhead and jetty to arrest the erosion and a contractor is ready to proceed once the Commissioners' approval is received.

The Commissioners advised that they would like to study the legal implications of going through the Watershed Association and will discuss this with our County Attorney for his comments.

SALE OF TD 18 BULLDOZER

Present: John Norris, County Engineer

Mr. Norris stated that the TD 18 Bulldozer had been offered for sale and two proposals were received:

Charles Langley	\$1,812
James Mattingly	\$ 669

Mr. Norris recommended that Mr. Langley's proposal of \$1,812 be accepted. Commissioner Dean made a motion to accept Mr. Norris' recommendation, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

RESURFACING OF BULL ROAD

Present: John Norris, County Engineer

Mr. Norris stated two proposals were received for the resurfacing of Bull Road (Contract No. SM-76-1-2):

Robert Dean	\$63,143.50
Bates Paving	\$85,376.50

Mr. Norris recommended awarding the bid to Robert Dean, the lowest bidder. Commissioner Jarboe made a motion to accept Mr. Norris' recommendation, seconded by Commissioner Parlett. Four Commissioners voted in favor of this motion with Commissioner Dean abstaining.

REPAVING OF AIRPORT TIE-DOWN SPACE

Present: John Norris, County Engineer

Mr. Norris stated that the Airport Committee had budgeted for this fiscal year funds for resurfacing the tie-down space for additional airplane parking. These funds were restricted to matching state or federal funds. Mr. O'Dell advised Mr. Norris that if the project receives FAA approval, the State would contribute towards the project.

Mr. Norris received a letter from Geroge Sullivan, Airport Committee Chairman, stating that the Airport Committee was of the opinion that the additional parking area is needed at this time and requested that \$9100 of the allocated budgeted amount be released in order to have job completed prior to the onset of cold weather. Two proposals had been solicited:

B. F. Ascher	\$9,487.50
Dean Construction	\$9,100.00

The Commissioners advised Mr. Norris that they would make a decision by the middle of October on this matter and directed Mr. Norris to advise Mr. Sullivan.

COUNTY PICK-UP TRUCK

Present: John Norris, County Engineer

Mr. Norris stated that the County had a 1972 pick-up truck used by SHA on the causeway. Salt has damaged the body of the truck and the SHA shop foreman advised that to repair the body would cost approximately \$558.

Commissioner Parlett said he had been advised that it would cost less to replace the body than to repair it.

Commissioner Dean made a motion to authorize Mr. Norris to proceed to either by replacement of the body or repairing the body of the truck, whichever is more feasible, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

COLOR FOR COUNTY VEHICLES

Present: John Norris, County Engineer

Mr. Norris stated that he is in the process of writing up bid specifications for county vehicles and requested guidance from the Commissioners as to the color of the vehicles.

The County vehicles are presently dark green. The Commissioners requested Mr. Norris to provide them with information as to the advantages or disadvantages of certain colors, after which time they would make a decision.

FOREST PARK SUBDIVISION

Present: John Norris, County Engineer

Mr. Norris stated that the developer of the Forest Park Subdivision in the Eighth Election District has indicated he would be substantially complete and requested by letter that the amount of his bond which is in the amount of \$45,000 be reduced to approximately \$9,000 because his present bond is due for renewal with his insurance company. Mr. Norris stated that this had not been done in the past and recommended denying reducing the bond. It was the consensus of the Commissioners not to reduce the bond for the developer of Forest Park Subdivision.

VALLEY LEE TRANSFER STATION

Present: John Norris, County Engineer

Mr. Norris stated that the present contractor has not been making pick ups on Saturdays as he was supposed to and Mr. Norris stated he was going to deduct county-incurred costs for the pick up from the contractor and he stated he was trying to make arrangements for another contractor and charges for this would be taken from monies due current contractor. Mr. Norris stated that he had the authority to do this within the specifications.

APPOINTMENTS TO HISTORIC DISTRICT COMMISSION

Correspondence dated September 16 was received from Mr. Platt, Director, Land Use and Development, requesting the Commissioners to give consideration to appointment of members to the Historic District Commission.

Commissioner Jarboe made a motion to delay action on this matter until after update of the Zoning Ordinance, seconded by Commissioner Millison. All Commissioners voted in favor of this motion.

UPDATE OF COMPREHENSIVE WATER AND SEWAGE PLAN

Correspondence dated September 16 was received from Mr. Platt setting forth the time frame for the updating of the Comprehensive Water and Sewer Plan; that the County has at least until July 1976 to submit changes to the 1975 Plan. Mr. Cox stated that Mr. Raum of the Health Department and Mr. Marlay of the Metropolitan Commission would be on call if the Commissioners would like for them to appear before them regarding this update.

SPECIAL PROSECUTOR
INVESTIGATOR COORDINATOR

Mr. Cox stated that funds had been budgeted for increase in the salaries of the Special Prosecutor and Investigator Coordinator in the State's Attorney's Office as follows:

Special Prosecutor - increase in the amount of \$1,238

Investigator Coordinator - increase in the amount of \$1,638

These increases were budgeted but authorization is needed from the County Commissioners to proceed with the increases to be effective July 1, 1975. The Commissioners deferred action on this matter.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise
Bill Caffey "
Richard Polk "
Debbie Prager "
Dick Myers, WKIK
Randy Buehler, Beacon
Patty Muchow, Guardian
Brian Murphy, "

The regular semi-monthly Press Conference was held at this time. A tape of the Conference is on file in the Commissioners' Office.

MARYLAND-VIRGINIA FERRY

Present: James Brincefield, President, Terra Corp.
"Buck" Briscoe, Director, EDC
J. W. Lloyd, EDC
Mary Salisbury, EDC
Nick Smith, Chamber of Commerce
other interested persons

Mr. Brincefield made a presentation to the Commissioners regarding the possibility of Mid-Bay passenger service between Virginia and Maryland - from Chrisfield to Point Lookout to Northern Virginia.

Mr. Brincefield submitted a study conducted by McKinsey and Company, Inc. which summarizes the reasons why the Mid-Bay crossing should be evaluated, the key issues to be resolved and the approach to be taken to resolve these issues.

During his presentation, Mr. Brincefield stated that the ferry would provide many jobs, raise income and provide a great deal of pleasure by communication with one another. Mr. Brincefield stated that prior to going to bonding marked, he needs a resolution from the local jurisdictions expressing an interest and concurrence in the project. He requested an ad hoc committee to be selected to look into the feasibility of this project and present comments and ideas to the County Commissioners. This is what Chrisfield and Northern Neck of Virginia would be doing. He suggested that the committees from the three counties meet jointly with Mr. Peter Braum of McKinsey to discuss the project.

The Commissioners thanked Mr. Brincefield for his presentation and deferred any action on this until a later date.

CASH MANAGEMENT PLAN - LOCAL BANKERS

Present: Joseph O'Dell, Budget Officer
Joseph M. Gough, President, First National of St. Mary's
Jack Daugherty, President, Md. Bank and Trust
Kennedy Abell, President, Maryland National Bank
Harry Gottwall, Regional Vice-President, Md. Nat'l
Harris Sterling, Finance Director

At the request of Mr. O'Dell, the above banking executives appeared before the Commissioners to discuss Mr. O'Dell's working papers on the Cash Management Plan dated August 15, 1975.

Mr. Gough presented a letter dated September 9 (copy on file in the Commissioners' Office) setting forth his opinion on Mr. O'Dell's paper on three main points:

1. Consolidation of County's bank accounts;
2. Improved cash flow projections;
3. Utilization of improved investment techniques;

Mr. Daugherty expressed that the pinpointing of responsibility to a single individual was a needed improvement. Mr. Daugherty stated he would forward a more-detailed response in writing to Mr. O'Dell's report.

Mr. Abell stated that he is in general agreement with the report and that they were willing to undertake any work that the Commissioners felt was necessary to improve the County's yield in the investment process.

Many issues contained in Mr. O'Dell's report were discussed; mainly, bank services, bank compensations, bank float, and suggested ways to take advantage of float relative to demand accounts and payroll accounts.

In summing up the meeting, Mr. O'Dell stated that the bankers would be receiving in the subsequent future the Board's actions on these matters and their expertise will be solicited.

BOARD OF EDUCATION - FIVE YEAR CAPITAL IMPROVEMENT PROGRAM

Present: Dr. Robert King, Superintendent of Schools
James Raley, Board of Education
Dave Morgan, Board of Education
Joseph O'Dell, Budget Officer

The Board of Education appeared before the Commissioners to review the Board of Education's Five-Year Capital Improvement Program - 1977-1982, specifically, 1977 (which includes the first six projects listed). This Program is based on the School Facilities Master Plan.

Commissioner Parlett stated he had some questions concerning some of the projects and agreed to meet with the above persons to obtain further clarification.

Dr. King presented a Resolution for the Commissioners' signature approving the prepared applications of the Board of Education for said County and petition the Board of Public Works of the State of Maryland for approval of \$4,219,928 for the purpose of financing the school building projects in St. Mary's County as they appear on the summary for FY '77.

The Commissioners requested Dr. King to provide operating expenses and salaries for the first six projects prior to their making a decision.

LOWER POTOMAC RIVER LAND (ST. INIGOES)

Commissioner Parlett presented the wetland maps from the State of the Lower Potomac River Land at St. Inigoes and pointed out the areas that are wetlands.

Commissioners Jarboe, Parlett and Millison, Dr. VanAalst, John Baggett and John Norris visited the property Sunday, September 14 to determine its potential for County use. Based on this visit, Commissioner Jarboe made a motion to express an interest to General Services Administration in the procurement of the Lower Potomac River Land at St. Inigoes, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

Our Congressional Delegation should be notified of our interest and request their assistance in obtaining this property.

The meeting recessed at 5:15 a.m.

Thursday, September 18, 1975

Present: Commissioner James M. McKay, President
Commissioner Ford L. Dean
Commissioner J. Patrick Jarboe
Commissioner John K. Parlett
Edward V. Cox, Chief Clerk
Judith A. Mullins, Recording Secretary

The meeting was reconvened at 9:15 a.m.

EXECUTIVE SESSION - FINANCIAL REPORTING SYSTEM

The Commissioners met in Executive Session to discuss personnel with regard to the Financial Reporting System with Mr. Joseph O'Dell, Budget Officer.

ST. MARY'S GARDEN APARTMENTS - METROPOLITAN COMMISSION

Present: Mr. Mike Marlay, Director, Metropolitan Commission
Mr. Lewis C. Merchant, Chairman, Metropolitan Com.

At the request of the Commissioners, Mr. Marlay and Mr. Merchant came before the Commissioners to explain the current status of the compliance of the agreement between Verona Housing Inc. and the St. Mary's County Metropolitan Commission. Mr. Merchant stated that Mr. Cesstone had been made aware of the past-due payment for the month of September and Mr. Cesstone had agreed in a meeting last Friday with the Metropolitan Commission to make this payment. With reference to this Agreement between Metropolitan Commission and Verona Housing, Mr. Merchant stated that the Metropolitan Commission is presently renegotiating the Agreement with Mr. Cesstone.

The Commissioners expressed their concern over the possibility of water being turned off at the St. Mary's Garden Apartments because of this past-due payment and requested that the Metropolitan Commission keep the Commissioners apprised of any events pertaining to this matter.

Later in the meeting, Commissioner McKay suggested that funds be put in an escrow account for the residents of St. Mary's Garden Apartments for emergency use. Relative to this, Commissioner Dean made a motion that the Board of County Commissioners provide funds for emergency water supply and emergency sanitary facilities for the residents of St. Mary's Garden Apartments if it should become necessary for the Metropolitan Commission to turn off the water because of Verona Housing's failure to meet payments as had been agreed to;

and further moved to authorize Mr. Joseph O'Dell, Budget Officer, to work with the Health Department for the necessary fiscal details to accomplish same, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

GAO AUDIT OF VERONA HOUSING, INC.

Commissioner Jarboe made a motion that a letter be forwarded to Congressman Bauman requesting that a GAO Audit and general investigation of Verona Housing be conducted with relation to St. Mary's Garden Apartments, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

COOPERATIVE AGREEMENT - REGIONAL RESOURCES CENTER - CHELTENHAM

Present: Mr. Ricahrd Tiller, TCC
Dr. Robert King, Superintendent of Schools
Dr. William Marek, Health Department
Mrs. Kitty Barnes, Board of Education
Mr. Henry Granada, P.G. Board of Education
Mr. Josh Potter, Board of Education, St. Mary's

Dr. Tiller explained the scope of the Cheltenham Program and its affect on the tri-county area. The Program is to establish a resident and out-patient program primarily for the educational rehabilitation of the emotionally disturbed. This Program is to serve Prince George's County and the tri-county area. A decision was made on the state level to transfer emotionally disturbed youngsters from Crownsville where they receive a similar program to this new program.

Dr. Tiller indicated two concerns of the tri-county area:

1. being assured of the same or increased number of beds for emotionally disturbed youngsters;
2. to provide for new admissions.

Dr. Tiller also expressed concern of the geographic location of the Center which is in Southern Prince George's County, for those in St. Mary's County for the out-patient facility.

Dr. Tiller explained the screening committee and expressed a concern to Mr. Granada of the Prince George's Board of Education that the tri-county area would be treated fairly.

Mr. Granada explained the funding of the Program in that funds will come from the State Department of Mental Health and Hygiene and State Department of Education and local Boards of Education based on the average per pupil cost for each student from their respective county.

Mr. Granada explained the interagency governing committee consisting of seven members - four representatives from the state agencies and three local representatives, one of which would be from St. Mary's.

In response to questions what would happen to those youngsters not being able to participate in the facility, either because of no space available or did not meet screening requirements, Mr. Granada explained that the State maintains responsibility for placing of all youngsters.

Dr. Tiller stated that the Tri-County's concern is that this program would give us an appropriate substitute for what we are losing at Crownsville and the tri-county area would be assured of all the elements of the total program until we have one in this area.

Dr. King expressed two concerns:

1. Guarantee of placement of youngsters;
2. Make-up of governing body and screening committee - could consideration be given that a St. Mary's County Board of Education member be one of the members of the Committee.

Dr. Tiller presented the proposed Agreement among the four counties, the Boards of Education of the four counties, the State Department of Health and Mental Hygiene, State Department of Education, the State Department of Human Resources and the Prince George's County Department of Health.

Mrs. Barnes indicated that the Board of Education would like to review the document further in case there may be some questions.

The Commissioners agreed to this and agreed to withhold signing the document until after the Board of Education's review. Mr. Granada advised that the document should be signed by the end of September.

BICENTENNIAL COMMUNITY APPLICATION

Present: Mrs. Polly Barber, Director, St. Mary's City Commission

Mrs. Barber appeared before the Commissioners to request their approval of a Bicentennial Community Application on the part of St. Mary's City. She informed the Commissioners that she is the Chairman of the Bicentennial Committee for St. Mary's City and would handle all the necessary paperwork. Before leaving Mrs. Barber left the Bicentennial Community Application for the Commissioners' review.

Mr. Cox requested to contact Mr. Joy of the County Bicentennial Commission to obtain his comments. Mr. Joy suggested that the Commissioners delay action on this until the County Bicentennial Commission had a chance to review it.

COMPREHENSIVE WATER AND SEWER PLAN UPDATE

With reference to Mr. Platt's request for hiring a contracted person to the update of the Comprehensive Water and Sewer Plan, The Commissioners agreed that Commissioner Parlett contact Mr. Benjamin Beaven to ascertain whether he would be willing to do this update. Mr. Beavin should review the requirements and advise the Commissioners if he can do this update and what it would cost.

REZONING - J. IRVING KNOTT - CASE NO. 75-9

In view of the fact that Mr. Knott submitted a letter dated September 17, 1975 withdrawing his application for rezoning of five acres at the Take It Easy Ranch and requesting that the Commissioners refund the \$300 application fee. Commissioner Jarboe made a motion to allow Mr. Knott to withdraw his rezoning application without prejudice, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

Prior to the Commissioners making a decision with regard to Mr. Knott's refund, the Commissioners requested Mr. Cox to determine the events that led to his making a rezoning application and what direction he was given.

PERMIT APPROVAL PROCESS

Commissioner Dean stated in light of the fact that he has received complaints with regard to the permit approval process he suggested that some work sessions be conducted with appropriate agencies and the Commissioners if they wish to attend to determine the permit process and if the complaints are justified. The Commissioners gave their concurrence to the work session.

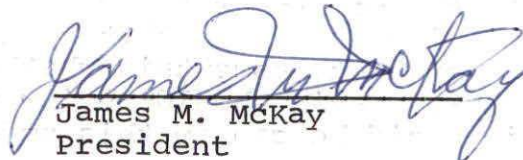
METHOD OF APPLICATION TO FIRE DEPARTMENTS AND RESCUE SQUADS

Present: Joseph P. O'Dell, Budget Officer

Mr. O'Dell came before the Commissioners to request permission to forward a letter to the fire departments and rescue squads setting forth procedures for the allocation of funds to their departments during FY 76 and subsequent fiscal years and suggesting that these funds be release based on the needs of the individual companies between July 1 and January 1 and in fact they would be automatically released on January 1 of each year if not needed earlier. The Commissioners gave their concurrence.

The meeting adjourned at 12:30 p.m.

Approved by,


James M. McKay
President