

BOARD OF COUNTY COMMISSIONERS MEETING

May 19-20, 1976

Wednesday, May 19, 1976

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

The meeting came to order at 9:10 a.m.

READING AND APPROVAL OF MINUTES

The minutes of May 12-13, 1976 were read and corrected. Commissioner Parlett made a motion to approve the minutes as corrected, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

ENCUMBRANCE VOUCHERS

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the encumbrance vouchers for the Commissioners' review and approval. Commissioner Dean made a motion to approve payment of the bills as presented, including Voucher No. 07665, which was withheld at last week's meeting for further clarification, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

PERSONNEL MANUAL - COMMENTS AND RECOMMENDATIONS

Present: Edward Cox, County Administrator
Nace Fresco, Personnel Officer

Mr. Fresco presented comments by the MCEA representatives and recommendations to those comments by the Personnel Officer for the Commissioners' review.

(1) Annual Leave - Commissioner Jarboe made a motion to accept the Personnel Officer's recommendation that the leave rates not be changed as proposed in the Personnel Manual, seconded by Commissioner Dean. Four Commissioners voted in favor, with Commissioner McKay voting against.

(2) Longevity - Commissioner Jarboe made a motion to accept the Personnel Officer's recommendation that the request for additional longevity increments or periodic bonus be rejected, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

(3) Holidays - Commissioner Jarboe made a motion to accept the Personnel Officer's recommendation to adopt the State Holidays and that each year a list will be published of all holidays, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

(4) Compensatory Time - Commissioner Parlett made a motion to accept the Personnel Officer's recommendation that compensatory leave may be granted to administrative employees in lieu of overtime payments, provided such leave is used within 30 days after it is earned, seconded by Commissioner Dean. Four Commissioners voted in favor of this motion, with Commissioner McKay abstaining.

The County Administrator and Personnel Officer continued the review of the comments and recommendations. The Commissioners agreed to further review them and take action on the remaining items at a later time.

PERMANENT STATUS - LEROY BUCKLER

The Director of Purchasing and Logistics forwarded a memorandum recommending that Leroy Buckler, Janitor, be placed on Permanent Status as of May 10, 1976, in that he has satisfactorily completed his Probationary Period.

Commissioner Dean made a motion to accept this recommendation, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

SOCIETY HILL SUBDIVISION - SECTIONS 7, 11A and 11B

The County Engineer's Office submitted a Letter of Agreement addressed to Mr. H. T. Waring, and signed by Mr. Waring and the County Engineer pertaining to the County's consideration of a variance of the shoulder width from six feet to four feet and setting forth certain stipulations. The Commissioners agreed to authorize Commissioner McKay to sign said letter.

LETTER TO ADMIRAL BROWN

The Commissioners agreed to sign and forward correspondence to Admiral Brown wishing him well and expressing gratitude for his service to the County.

Commissioner Parlett suggested that a letter be forwarded to Admiral Foxgrover and Captain Gillispie welcoming them to St. Mary's County as the new Commanding Officers of the Naval Air Test Center and Naval Air Station.

CETA

The County Administrator distributed copies of correspondence from Maryland State Manpower Planning Office in which it was stated that CETA funding is expected to continue at its current level of expenditure for the months of July, August and September.

TRI-COUNTY MENTAL HEALTH COORDINATING COMMITTEE

As suggested at the Commissioners' meeting of May 5, 1976, Rev. McDowell, Chairman of the Mental Health Advisory Committee was contacted for three recommendations for the Tri-County Mental Health Coordinating Committee and submitted the following recommendations:

Dr. Richard Martin
Dr. Frank Gunzburg
Mr. Joseph Cotton

Commissioner Millison made a motion to accept Rev. McDowell's recommendations, seconded by Commissioner Dean. All Commissioners voted in favor of this motion.

ELMS PROPERTY COMMITTEE

Correspondence was received from Dr. Frank Van Aalst, Chairman, Elms Property Advisory Committee submitting two requests for use of the Elms property which the committee has received:

1. Construction of a salt storage building by Maryland Department of Transportation;
2. Drilling of two holes for monitoring data concerning the sub-strata over a period of several years by the United States Geological Survey.

Before a decision can be made, the Commissioners requested a determination of the location of these two facilities and also a determination as to their impact on future projected use of the site. The Commissioners requested that this matter be referred to the Technical Evaluation Committee for comments.

Commissioner Jarboe raised the question of the use of the property as a public beach that had been discussed last year and the fact that the Health Department would not allow portable toilets on the property. Commissioner Jarboe requested the County Administrator to contact Dr. Marek of the Health Department to ascertain if there could be reconsideration of this proposal.

FLOOD PLAIN STANDARDS - TOWN OF LEONARDTOWN

Correspondence was received from the Office of Land Use and Development enclosing a letter from Mr. Rauch, Maryland Coordinator, Federal Flood Insurance, which solicited a response by the County indicating whether or not the County would provide assistance to accomplish the necessary enforcement of flood plain standards on a cost reimburseable or gratis basis. The Commissioners agreed to tentatively offer assistance to Leonardtown if they care to avail themselves of this assistance and that Mr. Platt, Director, Land Use and Development, be assigned the coordinating role in this project.

TRI-COUNTY COUNCIL CITIZENS ADVISORY COMMITTEE

Correspondence was received from Tri-County Council concerning appointment to the Tri-County Council Citizens Advisory Committee and the County Administrator recommended that the Commissioners discuss these appointments at their Executive Session on June 1. The Commissioners concurred.

PROPERTY ASSESSMENT APPEAL BOARD

In view of the fact that Clarence Bell's term of office on the Property Assessment Appeal Board will terminate June 1, 1976, the Governor's Office has requested that the County submit three nominations to the Governor for consideration.

ROAD RESOLUTIONS

No. 76-12 - The County Engineer submitted Road Resolution No. 76-12 renaming Peacock Manor Road to Contrail Road. Commissioner Dean made a motion to approve said Resolution, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

No. 76-13 - The County Engineer submitted Road Resolution No. 76-13 establishing the speed limit on Contrail Road at 25 miles per hour. Commissioner Dean made a motion to approve said Resolution, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

UPDATE OF SCHOOL FACILITIES MASTER PLAN

Correspondence was received from the Board of Education enclosing the approved school construction program for the annual revision of the School Facilities Master Plan and requested the Commissioners' comments or reactions by May 26. The County Administrator recommended that representatives of the Board of Education appear before the Commissioners to discuss the Plan on May 26. The Commissioners concurred.

RELEASE OF COLLATERAL - MARYLAND BANK AND TRUST

The Director of Finance forwarded a memorandum recommending the release of collateral from Maryland Bank and Trust Company in the amount of \$30,000 in that total county funds on deposit is \$553,501.33 and collateral held to secure deposits of St. Mary's County is \$3,613,000, and that collateral held far exceeds total county funds.

Commissioner Dean made a motion to authorize Commissioner President McKay to sign said Release of Collateral, seconded by Commissioner Parlett. All Commissioners voted in favor of this motion.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise
Richard Polk, "
Sunny Schust, "
Rick Boyd, "
Patty Muchow, Guardian
Cindy Cusic, "
Dick Myers, WKIK
Randy Buehler, Beacon

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

SHERIFF'S BILL - HB 952

Due to the fact that the Attorney General of Maryland's Office had certain constitutional questions regarding HB 952 involving the Circuit Court Judge appointment of a member of the Board of Public Safety, Commissioner Dean made a motion that the Commissioners express their wish that the Sheriff's Bill HB 952 be vetoed by the Governor, based on the opinion of the Attorney General's letter of May 11, 1976, and that we convey that message by placing a telephone call to Mr. Wilner, Governor's Legal Advisor, and that we follow up that telephone call with a mailgram to the Governor with copies to the sponsors of the bill and also the Senator and that we request the Governor's Office to immediately notify this office when his action is consummated on the bill, seconded by Commissioner Jarboe. All Commissioners voted in favor.

Commissioner Millison stated he would notify the Governor of the concerns of this bill expressed by the Taxpayer's Association.

COUNTRY LAKES SUBDIVISION

Correspondence was received from the County Attorney concerning the bonding of the streets and roads in the Country Lakes Subdivision. Commissioner Dean stated that it has been the policy of this Board to accept only bonds with corporate surety to guarantee the streets and roads; however, in this matter, the previous Board of Commissioners accepted a personal bond proposal from the developer on November 27, 1974 covering some 37,816.32 feet of road at \$25 per foot.

The Commissioners requested that the County Attorney be contacted to inquire if this Board is bound by the action of the previous Board and to request the County Engineer to review this matter and determine if \$25 is still a reasonable figure.

EMPTYING OF TRASH CONTAINERS AT ENTRANCE OF ST. GEORGE'S ISLAND

Commissioner Dean brought to the Board's attention correspondence received from an individual concerning the need of more frequent emptying of trash containers at the end of Piney Point at the Bridge going to St. George's Island. The Commissioners directed that this matter be referred to John Baggett, Director, Recreation and Parks, and that he be requested to assess the frequency of emptying of the containers.

WORK SESSION FOR UPDATE OF LAND USE PLAN AND ZONING ORDINANCE

The Commissioners scheduled a work session on the review of the update of the Land Use Plan and Zoning Ordinance during Commissioner time on June 17.

AERIAL PHOTOGRAPHS - PATUXENT RIVER BRIDGE ACCESS ROAD

Commissioner Dean referred to correspondence from Maryland Department of Transportation regarding photographs depicting the alignment of the Lower Patuxent River Bridge access road and that they were unable to locate Barefoot Acres and North Town Creek on their mapping. The Commissioners directed the County Administrator to locate the photographs and advise DOT the location of these two subdivisions.

DEMONSTRATION PROJECT FOR PITCH-IN CAMPAIGN

Present: Patty Runco, Chairman, Bicentennial Clean-Up
Ruby Beaman, Bicentennial Commission
George Guy
John Norris, County Engineer

Mrs. Runco discussed the proposed Demonstration Project for Pitch-In and displayed a map and pictures indicating illegal dumping spots and the proposed locations for placement of containers, and requested a commitment from the County for this project.

The County Engineer stated that there was a need to clean up illegal dumps and also a need for an enforcement program for violators.

After discussion, Commissioner Jarboe made a motion that the Commissioners go on record to support the Clean-Up Program and appropriate \$3,000 toward purchase and installation of containers, source of funding to be determined by the Budget Officer, seconded by Commissioner Millison. All Commissioners voted in favor of this motion.

In addition, the Commissioners authorized the County Engineer to draw up the bid specifications for the emptying service of the containers.

Mrs. Beaman was requested to provide potential locations of the Pitch-In sign to Mr. Guy in that Mr. Guy will be contributing the sign to St. Mary's County.

The State's Attorney should be notified to ascertain details of what would be required for enforcement of violations of illegal dumping.

INVITATION TO "WINGS OF THE MORNING"

Present: Dotty Sparling
"Leonard Calvert"
"Mistress Margaret Brent"

The above persons appeared before the Commissioners to extend an invitation to them to the opening night of the "Wings of the Morning" production June 26 at 6:00 p.m. at St. Mary's City.

CIVIL ENGINEER I

Present: John Norris, County Engineer

The County Engineer stated that Mr. Lesser, Engineer in the County Engineer's Office, terminated employment with the County and that after advertisement of this position and interviews, it was the recommendation of the Interview Committee to select Mr. Charles C. Cantrill in the position of Civil Engineer I, Grade 14, Step 3, to be effective as soon as possible. Commissioner Jarboe made a motion to accept this recommendation, seconded by Commissioner Parlett. All Commissioners voted in favor.

ST. ANDREWS CHURCH ROAD LANDFILL - RC&D PROJECT

Present: John Norris, County Engineer

The County Engineer presented a letter from the Dept. of Agriculture, Soil Conservation Service stating that an additional 2.9 acres had been seeded which was above and beyond the original contract and because of this, the Department of Agriculture will still participate in 2/3 participation and requested that the County sign the Amendment to the Project Agreement. The cost to the County would increase from \$9,990 to \$11,768.46.

Commissioner Parlett made a motion to authorize Commissioner President McKay to sign said Amendment, seconded by Commissioner Millison. All Commissioners voted in favor of this motion.

IMPROVEMENTS TO CIRCUIT COURT ROOM

Present: John Norris, County Engineer

The County Engineer presented the plans for the renovation of the Circuit Court Room which has been signed by Judge Mattingly.

Commissioner Millison made a motion to authorize Commissioner President McKay to sign said plans and to approve that the project be advertised for bids, seconded by Commissioner Jarboe. Four Commissioners voted in favor with Commissioner McKay abstaining.

The meeting recessed at 4:20 p.m.

Thursday, May 20, 1976

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

The meeting reconvened at 9:10 a.m.

GOLDEN BEACH ROAD

Present: John Norris, County Engineer
Mrs. Jane Henderson, property owner

Mrs. Henderson appeared before the Commissioners to discuss the sight distance problem created by the reconstruction of the first section of Golden Beach Road in 1972. Mrs. Henderson stated that the road in front of her property was straight and since the reconstruction there is now a curve which has created a very hazardous condition.

Commissioners McKay and Parlett agreed to visit the property with the County Engineer to look at the problem and make a determination as to a solution to the problem.

NORTHERN DISTRICT REPORT

Present: Kenneth Kipp, County Planner

Mr. Kipp presented his Northern District Report which had been assigned to him by the Commissioners and explained existing conditions and future trends with regard to growth and development by way of various maps.

Mr. Kipp recommended that the Commissioners begin to look at the establishment of current and long range policies to insure environmentally and economically sound development.

The Commissioners agreed that the next step would be to set up a meeting with Mr. Kipp to discuss what direction he needs, his functions and job description.

TITLE VII GRANT APPLICATION

Present: Mrs. McGaharn, Executive Secretary, Commission on Aging

Mrs. McGaharn appeared before the Board of County Commissioners to review the revised Grant Application for Title VII Nutrition Project. Questions were raised by the Commissioners concerning staffing and other program component costs to which Mrs. McGaharn gave explanations. The Commissioners agreed to review the Application at an early date in concert with the Budget Officer.

SUBGRANT APPLICATION - TITLE VII - HOME DELIVERED MEALS

Present: Mrs. McGaharn, Executive Secretary, Commission on Aging

Mrs. McGaharn submitted for County Commissioners' review and approval of the above-referenced Subgrant in the amount of \$350 for 248 meals at \$1.41 per meal for the project period from May 1, 1976 through June 30, 1976.

OPEN MEETINGS BILL

Present: Dick Myers, WKIK) Journalist Association
Sunny Schust, Enterprise) Subcommittee

The above persons appeared before the Commissioners to explain the Subcommittee which has been set up by the Journalist Association to aid in the transition of having an Open Meetings Bill in County Government. The Committee consists of Mr. Myers and Mrs. Schust and they requested the Commissioners to appoint a third person to be on this Committee. The Commissioners agreed that Mr. Cox, County Administrator, should serve on this Committee with input from the County Attorney and that a general meeting be conducted to explain the implementations of the Open Meetings Bill.

BIDS ON PAINTING OF EXTERIOR OF COURTHOUSE

Present: Paul Raley, Director, Purchasing and Logistics

Bids were opened May 18 for the above-referenced project as follows:

Tinsley Decorators	\$1,746
Urie Yoder	\$1,850
David Thompson	\$1,965
E. R. Russell	\$2,222
Leslie W. Goddard	\$2,246

Mr. Raley recommended awarding the bid to the lowest bidder, namely, Tinsley Decorators at \$1,746.

Commissioner Dean made a motion to accept Mr. Raley's recommendation, seconded by Commissioner Jarboe. All Commissioners voted in favor of this motion.

BURGLAR AND FIRE ALARMS FOR OFFICE BUILDINGS

Present: Paul Raley, Director, Purchasing and Logistics

The Commissioners directed Mr. Raley to develop a list of various county buildings that would need a burglar and fire alarm system installed and return to the Commissioners with this list.

COUNTISS PROPERTY - CHAPTICO-MECHANICSVILLE ROAD

The County Administrator advised that the County Attorney is requesting approval from the Commissioners to use the appraisal services of Mr. Spence Howard to assist in obtaining the Countiss property for the Chaptico-Mechanicsville Road right-of-way.

The Commissioners gave this approval.

The meeting adjourned at 12:15 p.m.

Approved by,



 James M. McKay
 President

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