

BOARD OF COUNTY COMMISSIONERS' MEETINGTuesday, June 24, 1980

Present: Commissioner George R. Aud, President  
 Commissioner Larry Millison, Vice-President  
 Commissioner Richard D. Arnold  
 Commissioner Ford L. Dean  
 Commissioner David F. Sayre  
 Edward V. Cox, County Administrator  
 Judith A. Mullins, Recording Secretary

The meeting was called to order at 9:20 a.m.

ENCUMBRANCE VOUCHERS

Commissioner Millison moved, seconded by Commissioner Arnold, to approve payment of the bills as submitted by the Director of Finance, with the exception of Voucher No. 030397, which was not approved. All Commissioners voted in favor.

PINEY POINT COASTGUARD STATION

The County Administrator stated that in response to a proposal by the St. Clements Island Potomac River Museum Committee regarding a museum at the Piney Point Coastguard Station, the Board of Recreation and Parks has reviewed the proposal and submitted a memorandum dated June 24, 1980. The Recreation and Parks Board has recommended signing an Agreement for a caretaker on the property to do maintenance and restoration work.

The Commissioners agreed that the proposal be reviewed by the Museum Committee for their comments prior to the Commissioners making a decision.

BOARDS, COMMITTEES AND COMMISSIONS  
APPOINTMENTS

Commissioner Arnold moved, seconded by Commissioner Sayre, and unanimously carried, to appoint the following individuals to the Board, Committee or Commission as indicated:

<u>Commission on Aging</u>	<u>Term to Expire</u>
Leroy Thompson (reappointment)	June 30, 1983
Mary A. Clements (reappointment)	June 30, 1983
<u>Commission for Women</u>	
Mary Elizabeth Aschenbeck	June 30, 1983

Economic Development Commission

Term to Expire

Hugh Allston  
Bill Raley

June 30, 1983  
June 30, 1983

Environmental Committee

Walter Raum (reappointment)  
Oran Wilkerson (reappointment)  
Tucker Brown (reappointment)  
James Golden Thompson

June 30, 1982  
June 30, 1982  
June 30, 1982  
June 30, 1982

Tri-County Youth Services Bureau

Jerry Diamond

December 31, 1981

Social Services Board

Norman Moore

June 30, 1983

COMMISSION ON AGING - TITLE III-C  
NOTIFICATION OF GRANT AWARD

The County Administrator presented the revised Notification of Grant Award from the State Office on Aging for the Commission on Aging Title III-C Program in the amount of \$96,112.

Commissioner Sayre moved, seconded by Commissioner Dean, to approve and authorize Commissioner Aud to sign. All Commissioners voted in favor.

BIG BROTHER/BIG SISTER PROGRAM

The County Administrator presented correspondence for the Commissioners' signatures to the Board of Directors of the Big Brother/Big Sister Program setting forth a summary of understanding by and between County Government and Big Brother/Big Sister of Southern Maryland.

Commissioner Dean moved, seconded by Commissioner Arnold, to approve and sign said correspondence. All Commissioners voted in favor.

GRANT APPLICATION - TRANSPORTATION PROGRAM

Having conducted a public hearing on June 17, 1980, the County Administrator presented the Grant Application for public

transportation operating assistance under the consolidated transportation program of the Maryland Department of Transportation. Mr. Cox also presented an accompanying letter to Mr. Kimball, Mass Transit Administration regarding the County's Agreement to certain items relative to the local intra-county bus service.

Commissioner Dean moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign said Grant Application and further to sign and forward correspondence to Mr. Kimball addressing the four concerns in his June 12 letter. All Commissioners voted in favor.

#### RADIO COMMUNICATIONS COMMITTEE

Commissioner Dean suggested that since a Committee has previously been formed to review the communications system for St. Mary's County, the tower extension for the Sheriff's Department and also the contemplated move from the Control Center to the proposed new Maryland State Police barracks should be referred to that Committee for a review of the total communications system. The Commissioners gave their concurrence with this suggestion.

#### RESIDENT MAINTENANCE ENGINEER REPORT

Present: John D. Raley, Resident Maintenance Engineer  
John Norris, County Engineer

Mr. Raley presented to the Commissioners a status report of road, sign and drainage problems which were given to him by the Commissioners at last week's meeting and received additional input as to other areas of concern to be looked into and reported on at the next meeting.

#### ARMY CORPS OF ENGINEERS PERMIT APPLICATION ST. JEROMES CREEK - SOUTHERN PRONG

Present: John Norris, County Engineer

Mr. Norris presented the Army Corps of Engineer's Permit Application for the dredging of the southern prong of St. Jeromes Creek. The Commissioners unanimously agreed to authorize Commissioner President Aud to sign said application.

LETTER TO STATE HIGHWAY ADMINISTRATION  
MILLSTONE LANDING ROAD PROJECT

Present: John Norris, County Engineer

Mr. Norris presented correspondence addressed to Mr. Caltrider, Administrator, State Highway Administration, for Commissioner President Aud's signature; said letter supplements the Master Agreement between State Highway Administration and St. Mary's County dated February 15, 1978 relative to the reconstruction of Millstone Landing Road in the Eighth Election District. Mr. Norris stated that although we do not have actual funding for this project, the Commissioners had directed him to proceed with the paper work.

Commissioner Dean moved, seconded by Commissioner Arnold, to authorize Commissioner President Aud to sign the letter to Mr. Caltrider. All Commissioners voted in favor.

PROJECT NO. SM 80-1-7  
SURFACE TREATMENT CONTRACT AGREEMENT

Present: John Norris, County Engineer

Mr. Norris presented the Surface Treatment Agreement by and between the Board of County Commissioners and Dean Construction Company in the amount of \$246,600.05 for the Surface Treatment Program for approximately 32 miles of roadside in St. Mary's County. Commissioner Arnold moved, seconded by Commissioner Millison, to authorize Commissioner President Aud to sign said Agreement, to be effective July 1, 1980. Four Commissioners voted in favor, with Commissioner Dean abstaining. Motion carried.

ROAD BONDING STATUS

Present: John Norris, County Engineer

Mr. Norris discussed with the Commissioners the road bonding and Public Works Agreement status in the following subdivisions with action taken as indicated:

Esperanza Farms, Section 2-F - Mr. Norris stated that the bonding is due June 30, 1980 and there is just one street left to put an inch of asphalt. One of the principals is in the hospital and has been unable to return the Public Works Addendum. Mr. Norris stated that he did not feel it was necessary to extend the bond at this time until the principal is out of the hospital, at which time the Public Works Addendum will be presented. The Commissioners gave their concurrence.

Maple Run Subdivision - Mr. Norris advised the Commissioners that the Irrevocable Letter of Credit and Public Works Agreement reflects that paving be completed by August 15 and road completed by October 31, 1980. The Public Works Agreement and Irrevocable Letter of Credit expires June 30, 1980, and the developer does not appear to be getting the work completed. If an addendum is not received by June 30 the County would lose their security on the Irrevocable Letter of Credit. Therefore, Commissioner Dean moved, seconded by Commissioner Arnold, to call the Irrevocable Letter of Credit, and if a new public works agreement is executed then the funds can be refunded to the developer. All Commissioners voted in favor.

Mount Pleasant Subdivision, Section IV - Mr. Norris advised that the Commissioners had directed him to correspond with the developer to request that the work be completed by July 1 rather than extend the bond to May of 1981. Inasmuch as the developer has not completed the work, Mr. Norris recommended that the Commissioners make a claim on the bond. Commissioner Dean moved, seconded by Commissioner Arnold, that Mr. Norris instruct the County Attorney to notify the bonding company that the developer is in default and the County is making claim on the bond. All Commissioners voted in favor.

North Indian Creek - Mr. Norris advised that there is a June 30 deadline on the Public Works Agreement; however, the Irrevocable Letter of Credit does not expire until October 1980. Mr. Norris stated since there has been some progress and because of the nature of the work left, he recommended that the Public Works Agreement be modified to reflect the October 1980 deadline of the Irrevocable Letter of Credit. Commissioner Dean moved, seconded by Commissioner Arnold, to accept this recommendation. All Commissioners voted in favor.

SIMUEL ROAD (CARVER HEIGHTS)

Present: John Norris, County Engineer

As a follow-up to a meeting with the residents of Simuel Road concerning needed road improvements, Mr. Norris displayed a map of the area and indicated what work would need to be done. He stated that he has researched the land records of the County and has marked on the map in yellow those people who signed the petition for road improvements who are property owners. He stated that there were several people who signed who rented their homes.

After a discussion as to what type of improvements should be done, the Commissioners directed Mr. Norris to arrange for a public meeting with the property owners to discuss the possibility of establishing a special taxing district. July 15 at 7:30 p.m. was set as the date and time at Carver Heights School.

MECHANICSVILLE POND

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that a property owner who lives near the Mechanicsville Pond, which is owned by the County and used by the Fire Department, has a well with water unfit to drink. The Health Department is uncertain what has caused the problem. He stated that if it is coming from the well, the well would have to be drained or a new well drilled for the property owner, Mrs. Abell. The contamination problem will have to be resolved. In addition, Mr. Norris stated that he has been trying to get the Fire Department to accept the Deed to the pond since they use it; however, have not been successful to date. The Commissioners agreed to wait for a report from the Health Department as to the cause of contamination.

FAIRGROUNDS PROPERTY

Present: John Norris, County Engineer

Mr. Norris stated that with the schedule of events coming up for the use of the Fairgrounds, certain improvements are needed. He stated that the roads are in need of repair and recommended expending approximately \$3,000 from the Fairgrounds Capital Project Account utilizing the existing Surface Treatment Contract for a single application on both the gravel road to the main entrance and the midway road inside the grounds. He stated that he hoped to be able to do the needed drainage work and other road improvements by next spring. Mr. Norris indicated that he had discussed these improvements with Mr. James Owens, President of the Fair Board Association, and he was in agreement.

CAPITAL CONTRACT VOUCHER PAYMENTS

Present: John Norris, County Engineer

Since the Commissioners will not be meeting the week of June 30-July 3, 1980, Mr. Norris requested approval that Commissioner President Aud be authorized to sign various contractor invoices based on review by the Finance Office and the normal invoice process. Commissioner Dean moved, seconded by Commissioner Arnold, to approve this request. All Commissioners voted in favor.

AGREEMENT FOR REPAIR OF ROAD DAMAGES  
SOUTHERN MARYLAND ELECTRIC COMPANY

Present: John Norris, County Engineer

Mr. Norris presented an Agreement dated May 25, 1980 by and between C.W. Wright Company, Board of County Commissioners and United Virginia Bank for the restoration of any county roads that may be damaged by the contractor for Southern Maryland Electric, during the hauling of gravel to the transmission roads that are being built by SMECO. \$10,000 is being place in escrow. Commissioner Sayre moved, seconded by Commissioner Millison, to authorize Commissioner President Aud to sign said Agreement. All Commissioners voted in favor.

PITCH-IN SITES

Present: John Norris, County Engineer

Mr. Norris discussed with the Commissioners the problems occurring at the various Pitch-In containers around the County in that household trash is being place in and around them. The Commissioners directed that the County Administrator arrange a meeting for July 8 with the State's Attorney, Sheriff, Lt. Miedzinski, and the County Engineer to discuss resolution of this problem and enforcement of the littering laws and possible prosecution for violations.

DISTRICT COURT RENOVATIONS  
PROJECT NO. SM 79-4-7

Present: John Norris, County Engineer

Mr. Norris stated that Chief Judge Sweeney is in concurrence with the bids received for the District Court renovations which total \$44,386, and that the State would pay for the cost of the renovations. The method of payment is not yet resolved, but the tentative proposal is for the State to retire the cost over an approximate three-year period by not paying rent. The Commissioners concurred with the proposal in general, but suggested that the operating costs for District Court should be examined and kept separate as an additional state obligation.

ASPHALT OVERLAY PROGRAM  
SURFACE TREATMENT PROGRAM

Present: John Norris, County Engineer

Mr. Norris presented the FY '81 Budget request for the Asphalt Overlay Program and Surface Treatment Program. He further explained that the funding was substantially reduced; therefore, the County would not be able to make these improvements. He requested direction from the Commissioners as to the expenditure of FY '81 funds for these programs.

Discussion ensued as to what type of work should be done on Chancellor's Run Road, which would be in agreement with the property owners. It was the consensus of the Board to surface treat Chancellor's Rund Road and that Mr. Norris should return with cost figure comparisons for surface treatment and asphalt overlay for the other roads in the County.

With regard to St. Andrews Church Road, which Mr. Norris stated is in need of asphalt, the Commissioners directed Mr. Norris to invite a representative from State Highway Administration to discuss the possibility of the State taking over this road. Mr. Norris will arrange this meeting as soon as possible.

REMOVAL OF TREES AT AIRPORT

Present: John Norris, County Engineer

Commissioner Arnold advised that Joseph Abell had expressed an interest in the trees being removed for clearing at the County Airport. Mr. Norris stated that the project was advertised for bids, and that Wayne Clarke, the lowest bidder, was awarded the contract for removal of the trees. Mr. Norris suggested that Mr. Abell be sent a copy of the advertisement and the results of the bid.

MATTAPANY ROAD

Present: John Norris, County Engineer

Mr. Norris brought the Commissioner up to date with regard to expenditures at the Mattapany Road reconstruction project and stated that \$240,000 has been estimated up to the last billing on the \$504,000 authorization.



AUTHORIZED TRAVEL POLICY

The Commissioners discussed the issue of authorized travel for attendance at meetings, conferences and training sessions and the various issues involved with the County's policy regarding same. They reviewed the procedures required by the County's Manual of Personnel Policies and Procedures and indicated agreement that no payments should be made by the County for travel not authorized according to those procedures. The Commissioners directed the County Administrator to review the County's policy and procedures regarding authorized travel and bring to their attention any problems and suggested recommendations.

The meeting adjourned at 12:15 p.m.

Approved,

  
George R. Aud  
President