

BOARD OF COUNTY COMMISSIONERS' MEETING

Tuesday, August 18, 1981

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

(Commissioner Millison was not present due to illness.)

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

APPROVAL OF BILLS

Commissioner Aud moved, seconded by Commissioner Arnold, to approve payment of the bills as submitted by the Director of Finance. All Commissioners voted in favor.

LEXINGTON PARK BAPTIST CHURCH

Present: Paul Raley, Director, Purchasing and Logistics

Mr. Raley appeared before the Commissioners to obtain a decision by the Board for the establishment of a bus route for the Lexington Park Christian School. He presented several alternatives for the Commissioners review and advised that it was the staff's recommendation to accept recommendation No. 1 which calls for a 36 passenger bus to make two trips north and south.

After discussion, the Commissioners gave their concurrence in the acceptance of the staff's recommendation.

BIDS ON PRISONERS TRANSPORTATION VAN

Present: Paul Raley, Director, Purchasing and Logistics

Inasmuch as a 1981 Van was not available, Mr. Raley advised that the project was readvertised for a 1982 Van. Two bids were received, one from Ritter Chevrolet in the amount of \$8,992.36 and from Aldridge Ford in the amount of \$8,682. The bid from Aldridge Ford included a one inch less wheel base which was acceptable to the Sheriff and to Ritter Chevrolet the higher bidder.

Commissioner Dean moved, seconded by Commissioner Aud, to accept the lowest bid, which was from Aldridge Ford, in the amount of \$8,682. All Commissioners voted in favor.

August 18, 1981

Page 260

SHIPPING POINT SITE
BRUCE COLTON PROPERTY

Present: Billye McGaharn, Senior Services Coordinator
Jim Chmelik, Asst. Director, State Office on Aging
Lou Huber, Consultant, Housing and Health Services, Inc.
George Smith, Director, Nursing Home

Mr. Chmelik discussed with the Commissioners the proposed offer to the State of the Shipping Point Site for housing for the elderly as provided in the Will of the late Mrs. Bruce Colton and the timing stipulations thereon. He advised that the State would be conducting a study to determine the feasibility of the property for such use. Mr. Chmelik stated that he would work with an advisory group, which is to be appointed by the Board of County Commissioners. In discussion of the property, Mr. Chmelik advised that upon completion of the study, a recommendation will be submitted to the Board of Public Works which will determine the State's acceptance of the property.

Mr. Chmelik made a verbal commitment to the Commissioners that should the property be determined to be feasible for this type of development, that it should be a local function. He pointed out that it is not expected that any local funds would be involved in the development of the project.

In conclusion, the Commissioners agreed to develop a list of names and report back to Mr. Chmelik with the advisory group by next week.

APPOINTMENTS
BOARDS, COMMITTEES AND COMMISSIONS

AIRPORT COMMISSION - Commissioner Aud moved, seconded by Commissioner Arnold, to appoint Donna M. Smith to the Airport Commission for a term to expire June 30, 1984. All Commissioners present voted in favor.

SOCIAL SERVICES BOARD - Commissioner Aud moved, seconded by Commissioner Arnold, to appoint Sister Sarah Ann to the Social Services Board for a term to expire June 30, 1984. All Commissioners present voted in favor.

ROAD RESOLUTIONS

On behalf of the County Engineer, the County Administrator presented the following Road Resolutions for the Commissioners' review and approval:

R-81-26 - Designating Holly Lane as it intersects with Maple Drive as a Stop Street in Cape St. Mary's Subdivision.

R-81-27 - Posting Holly Lane and Maple Drive in Cape St. Mary's Subdivision at 25 miles per hour.

ROAD RESOLUTIONS (Cont'd.)

Commissioner Arnold moved, seconded by Commissioner Sayre, to approve and authorize Commissioner President Aud to sign said Road Resolutions. All Commissioners voted in favor.

PUBLIC TRANSPORTATION ASSISTANCE AGREEMENT

The County Administrator presented the Public Transportation Assistance Grant Agreement which has been executed on behalf of the Maryland Department of Transportation. Said Grant is for the period of July 1, 1980 through June 30, 1981 and provides operating assistance to St. Mary's County to support an intra-county bus system at the total project cost of \$50,642.

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

REQUEST FOR ATTORNEY
GRIEVANCE HEARING

The County Administrator advised the Commissioners that the County is in the midst of a grievance hearing and the plaintiff has hired legal counsel to appear with the plaintiff. Inasmuch as the County Attorney is counsel to the County Commissioners and the Commissioners will be the decider of last resort in this matter and inasmuch as the Department Head represents management, it was requested that the Commissioners approve payment for a privately employed attorney to represent the Department Head.

The Commissioners gave their concurrence.

PERSONNEL IN STATE'S ATTORNEY'S OFFICE

The County Administrator stated that it has been the position of the County that as long as the incoming State's Attorney stays within budgetary limitations and follows general personnel procedures of the County that he be given authority to hire and dismiss in his office until the system is changed. The County Administrator requested affirmation of that position.

The Commissioners gave their concurrence.

MECHANICSVILLE POND

Commissioner Arnold requested the County Administrator to contact the Mechanicsville Fire Department to determine if they have a need for the Mechanicsville Pond and if so that something be done to eliminate the growth and algae.

REZONING HEARING
ZONE #81-0708
RAY CRADDOCK

Present: Ray Craddock, Applicant
Shirley Craddock
Karen Abrams, Attorney for Applicant
Frank Gerred, Director, Planning and Zoning
Linda Bronsdon, Assistant Planner
Peggy Childs, Recording Secretary

The Commissioners conducted a public hearing on the application of Raymond Craddock.

ZONE #81-0708 - RAYMOND CRADDOCK

Requesting rezoning of approximately .98 acres located at the southeast corner of the intersection of Md. Rt. 2 & 4 and Md. Rt. 235, 8th Election District, Tax Map 34, Block 16, Parcel 181, from R-1, Residential, to CL-0, Commercial Limited - Office.

The complete record, tapes and minutes are on file at the Office of Planning and Zoning.

REZONING HEARING
ZONE #81-0606
JOHN YERKIE, JR.

Present: Karen Abrams, Attorney for Applicant
Joseph Densford, Attorney for Opponents
Frank Gerred, Director, Planning and Zoning
Peggy Childs, Recording Secretary

The Commissioners conducted a public hearing on the application of John Yerkie, Jr.

ZONE #81-0606 - JOHN YERKIE, JR., Briscoe, Kenney & Kaminetz

Application requesting rezoning of approximately 4.2 acres located on the west side of Md. Rt. 5, approximately 1 mile north of Md. Rt. 6-Turner Road, 5th Election District, Tax Map 4, Block 4, Parcel 85, currently zoned AR-2, Agricultural-Residential, to C-2, Commercial.

It was the Commissioners' decision to remand the case back to the Planning Commission. Mr. Aud instructed the Office of Planning & Zoning to notify each of the property owners present of the new hearing date.

The complete record, tapes and minutes are on file at the Office of Planning and Zoning.

EXECUTIVE SESSION

Present: Frank Gerred, Director, Office of Planning and Zoning
John Baggett, Director, Recreation and Parks

The Commissioners agreed to meet in Executive Session in order to discuss a matter of property acquisition. The Session was held from 2:25 p.m. to 2:45 p.m.

EXECUTIVE SESSION

Present: Lt. Bill Miedzinski, MSP
Capt. Larry Gibbs, MSP
Sgt. Plunkert, MSP
Sgt. Dameon, MSP
C. Clarke Raley, State's Attorney

The Commissioners agreed to meet in Executive Session in order to discuss a matter of Personnel. The Session was held from 2:45 p.m. to 3:25 p.m.

BUDGET AMENDMENT NO. 82-6
WALDEN COUNSELING CENTER

Present: John Norris, County Engineer

Mr. Norris presented the referenced Budget Amendment recommended for approval by the Budget Officer as follows:

Increase Account No. 1091-31310 (Equipment) by \$2,316 and Account No. 1521-60120 (Walden Counseling Center) by \$12,000. Decrease Account No. 1091-29816 (Building Repair and Alterations) by \$2,316 and Account No. 1252-90221 (General Miscellaneous Project) by \$12,000.

Mr. Norris advised that the purpose of this transfer is to cover costs for furniture that were not grant eligible and for cost overruns for the site work.

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

NURSING HOME SEWAGE PLUMBING PROBLEM

Present: John Norris, County Engineer

Mr. Norris renewed discussion with the Commissioners relative to the continuing problem of the sewage/plumbing problems at the Nursing Home.

After discussion, the Commissioner agreed to reply that the County does not have funds in the budget for this item; however, they agreed to discuss at a later date a policy regarding future maintenance problems at the Nursing Home.

August 18, 1981

Page 264

SURFACE TREATMENT CONTRACT

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that the aggregate test sample for the referenced project was finer than specified by a minimal amount. However, the work was performed satisfactorily in the field and therefore, recommended that the Commissioners waive the specification and approve final payment to Dean Construction Company. The Commissioners gave their concurrence.

CONTRACT RENTAL SERVICES - MAINTENANCE

Present: John Norris, County Engineer

Mr. Norris presented Bid Tally Sheets for Contract Rental Services and recommended awarding the contracts to the lowest bidders as follows:

SM 82-6-1 (Carpentry and Millwork) - Cameron Construction Company for Carpentry, Helper and Truck;

SM 82-6-2 (ELECTRICAL MODIFICATIONS) - Young Electric for Electrician, Helper and Truck;

SM 82-6-3 (Plumbing) - B. I. Mattingly for Plumber, Helper and Truck.

The Commissioners gave their concurrence to accept the recommendations of the County Engineer.

DRIVEWAY ENTRANCES
PROJECT NO. SM 82-1-3

Present: John Norris, County Engineer

Mr. Norris presented the bid tally for the completion work of expired driveway entrance permits for the calendar year 1977 and 1978. He advised the Commissioners that he was working with the bonding company to fund the cost and requested that the Commissioners acknowledge the lowest bidder, Copenhaver Asphalt, in the amount of \$19,563. Upon receipt of the funds from the surety the County will proceed with the work utilizing the low bidder. The Commissioners concurred.

BITUMINOUS CONCRETE OVERLAY
1ST, 2ND AND 3RD DISTRICTS
PROJECT NO. SM 82-1-4

Present: John Norris, County Engineer

Mr. Norris presented the bid tally sheet for the referenced project and recommended awarding the bid to Dean Construction, the lowest bidder, in the amount of \$503,252.50. The Commissioners gave their concurrence with Commissioner Dean abstaining.

ESTABLISHMENT OF SPECIAL TAXING DISTRICT
HOLLY COURT AND OVERCUP DRIVE

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that this office is in receipt of the petition from the property owners for the establishment of a Special Taxing District for Holly Court and Overcup Drive in Town Creek. The hearing before the Board of County Commissioners is scheduled for September 1 at 1:30 p.m. In order to be consistent with the treatment of other special taxing districts (Spring Valley and Golden Beach) Mr. Norris recommended that interest not be charged. The annual assessment to the property owners will, therefore, be \$57.00. The Commissioners gave their concurrence.

VILLA ROAD

Present: John Norris, County Engineer

Mr. Norris advised the Commissioners that \$440,000 had been budgeted for the reconstruction of Villa Road. He stated that they have been unable to obtain the right-of-way on one of the properties and the clearing and grubbing will cost more. He stated that an additional \$50,000 will be needed, making the total amount \$490,000.

The Commissioners gave their concurrence and requested that the Budget Officer appear before them with a recommendation for source of funding.

AUTHORIZATION FOR EXTRA WORK NO. 2
PROJECT NO. SM 81-1-1
VILLA ROAD

Present: John Norris, County Engineer

Mr. Norris presented a request for Extra Work Authorization in the amount of \$1600 for additional hours required to complete surface work and centerline stakeout for the Villa Road project.

TALL TIMBERS

Present: John Norris, County Engineer

Mr. Norris stated that the Commissioners acknowledged the lowest bidder, Colliflower and Peterson, on the referenced project in the amount of \$24,800 on July 28, 1981. Therefore, the Commissioners agreed to accept the low bidder and further that the cost for the repair of the seawall be added to the existing taxing district liability and that the annual assessment remain the same.

August 18, 1981

Page 266

SHERIFF'S DEPARTMENT OVERTIME REQUEST

Commissioner Dean moved, seconded by Commissioner Arnold, to approve payment of overtime for the Sheriff's Department for the period of July 18, 1981 to August 14, 1981 in the amount of \$948.24. All Commissioners voted in favor.

VICTIM AND WITNESS GRANT
STATE'S ATTORNEY A.I.D.E. PROGRAM

The County Administrator presented the referenced Grant Application in the amount of \$24,415 and advised that because of the time element, it had to be forwarded to the State on Friday and therefore needed the Commissioners' acknowledgement of approval. The Commissioners gave their concurrence.

ST. MARY'S COUNTY BOND ISSUES

Present: Joseph O'Dell, Budget Office
Harris Sterling, Director, Finance

Mr. O'Dell advised the Commissioners that there were two issues from last week's meeting regarding the St. Mary's County Bond Issues which need to be resolved.

1. Competitive or Negotiated Bid Method;
2. Designation of Paying Agent

The Commissioners agreed to defer a decision on the competitive versus the Negotiated Bid method until next week because of concerns expressed by Commissioner Millison at last week's meeting.

With regard to the paying agent, the Commissioners gave their concurrence to name First National Bank of St. Mary's as the paying agent.

DRAFT STUDY OF PINEY POINT/AQUIA AQUIFERS

Commissioner Dean reported to the Commissioners that as had been requested last week, he was unable to obtain a copy of the draft study of the aquifers from the U.S. Coast Guard Geodetic Survey. The County Administrator agreed to prepare a letter for Commissioner President Aud's signature on behalf of the Board, making a written request for the study.

SOLOMONS ISLAND SEWAGE PROJECT

Commissioner Dean presented correspondence for the Commissioners signatures to the Board of County Commissioners of Calvert County suggesting a joint meeting to review the plans for the Solomons Island Sewage Project.

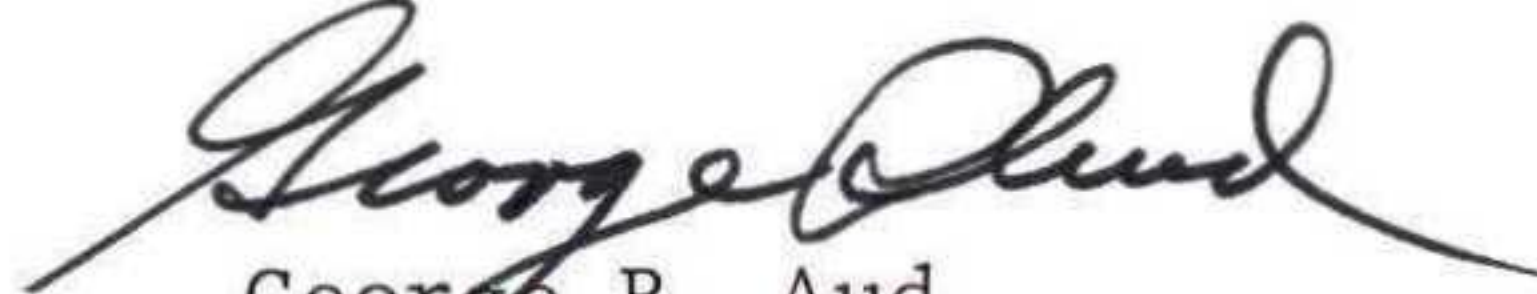
The Commissioners agreed to sign and forward said letter.

EXECUTIVE SESSION

Present: Edward V. Cox, County Administrator

The Commissioners agreed to meet in Executive Session in order to discuss matters of Personnel. The Session was held from 4:25 p.m. to 6 p.m.

Approved,

A handwritten signature in cursive script, appearing to read "George R. Aud".

George R. Aud
President