

**SPECIAL MEETING
ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
NOVEMBER 13, 1997**

Present: Commissioner Barbara R. Thompson, President
Commissioner D. Christian Brugman
Commissioner Paul W. Chesser
Commissioner Frances P. Eagan
Commissioner Lawrence D. Jarboe
John J. Kachmar Jr., County Administrator
Judith A. Spalding, Recorder

CALL TO ORDER

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

WORK SESSION**SOLID WASTE COLLECTION/DISPOSAL ISSUES**

Present: Daniel Ichniowski, Director, DPW, Technical Evaluation Board Member
Douglas S. Durkin, County Attorney, "
James P. Haley, Procurement Officer, "
Steven E. Welkos, Director of Finance, "
A. H. Richardson, Chair, SWAC "

The Commissioners held a work session on Solid Waste Disposal Services and reviewed and discussed the Summary of Various Alternatives. The Alternatives include:

- * Status Quo - Current Landfill and Convenience Center Operations
(with three alternatives regarding tipping fee)
- * Waste Management, Inc.
(with three alternatives regarding operation of convenience centers, rubble fill, scale house and recycling, etc.)
- * USA Waste (Calvert County)
(with two alternatives regarding operation of rubble fill, etc.)
- * Close Landfill and Use Calvert County Transfer Station
(with alternatives regarding operation of convenience centers)

After discussion Commissioner Eagan moved, seconded by Commissioner Jarboe, to accept the Alternative for Solid Waste Disposal which would close the County's Landfill and use the Calvert County Transfer Station. Motion carried.

During discussion of the motion, it was noted that there were three alternatives within this Alternative, and that the Committee should review them and determine the most cost effective and convenient method.

**MILLSTONE LANDING ROAD/BRIDGE ABANDONMENT
DISCUSSION/DECISION**

Present: Dan Ichniowski, Director, Department of Public Works
Douglas S. Durkin, County Attorney
Tom Daugherty, Property Owner/Representative of some of the property owners

As a follow up to the September 23, 1997 public hearing, the continuation of the public hearing held October 21, 1997, and the subsequent discussion held November 4, 1997 regarding the proposed abandonment of Millstone Landing Road and Bridge, the Commissioners held further discussion. The Commissioners have three options: Not abandon the road and bridge (the County would have to rebuild the bridge); abandon the road and bridge totally (the property owners had agreed to rebuild the road to standard); or come to a compromise.

Various alternatives and compromises were discussed including:

- * Providing a turn-around on Mr. Daugherty's property and abandoning the remaining portion toward the end.
- * Providing the turn-around but continuing the county portion around the bend to Mr. Daugherty's sister's (Watts) property (for pedestrian and bicycle traffic) as proposed by Commissioner Chesser and agreed to by Mr. Daugherty.
- * Continuing the county road around the bend with a turn-around in the vicinity of the bend.
- * Having the Navy grant residents temporary access through the gate to the property owners on the south side of the bridge (rather than constructing a temporary bridge for access thereby saving approximately \$47,000 to \$58,000).
- * Mr. Daugherty suggested that the turn-around remain on his property, but that he would grant an easement to allow pedestrian traffic. (County Attorney Durkin indicated that this would be legal, but that he would prefer to have the Easement in hand for review prior to the Commissioners' approval.)

Mr. Ruskowsky (Esperanza Farms) indicated that this was the first he had heard of a compromise, and he did not think a lot of people would be happy with it.

Mr. McCarthy (Esperanza Farms) expressed opposition to the compromise proposals stating that there were no assurances that if the County abandoned the road and bridge, that the bridge would be built or that it would have the appropriate capacity. He further pointed out that Esperanza Farms is in the "crash potential area" and there needs to be access across the bridge for emergency vehicles and crash trucks. One of the property owners present indicated that they need the bridge to have access to their families, they will be building the bridge, there was a contract to be signed, and that the bridge will be built in accordance to standards with appropriate weight capacity.

After lengthy discussion Commissioner Jarboe moved, seconded by Commissioner Chesser, to approve the compromise presented by Commissioner Chesser (to provide a turn-around on Mr. Daugherty's property and continue the county portion of the road to around the bend to the Watts' property), as amended by Mr. Daugherty (that he would provide an easement to the property around the bend to the Watts' property), and that this approval be contingent upon receipt of the written easement to be reviewed and accepted by the County Attorney. Motion carried four to one with Commissioner Brugman voting against.

Mr. Brugman expressed appreciation to Mr. Daugherty for his contributions in the decision-making process, but stated that he voted against the motion because he believed that there was still a viable public use for the entire road, and further because of the comment from Capt. Roberts' representative that the Navy would prefer the County maintain it as a public road.

A Resolution will be prepared for the Commissioners' consideration at next week's meeting.

**MEREDITH PROPERTY
DRUG FORFEITURE**

Present: Douglas S. Durkin, County Attorney

Commissioner Jarboe referred to an article in *The Enterprise* newspaper regarding the County's ownership of the Meredith property which had been obtained through drug forfeiture, and that the drug dealer in the case was out of jail and now living at the property. He stated that the Sheriff was reported as stating that the Commissioners had been informed that he was out of jail and was residing in a trailer at the property, but that the Commissioners were unaware of this. Commissioner Jarboe stated that there were a number of complicating issues (including that children lived in the trailer, illegal lot, illegal septic, etc.), and that the Commissioners need to discuss this matter as a Board. He indicated that he would be bringing it up at next Tuesday's meeting (November 18) and suggested that the Commissioners consider the possibility of turning the property over to the community for a park or a tree-planting area.

During discussion the Commissioners requested Mr. Durkin to find out whether other properties that had been seized in drug cases had been deeded to the County.

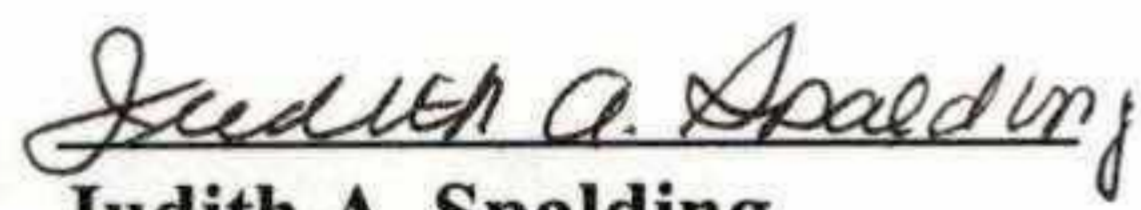
LOCAL MANAGEMENT BOARD

Commissioner Thompson referred to a letter from the Department of Social Services inquiring as to why the Commissioners had directed the County Administrator to schedule a meeting with the Department of Human Resources Secretary regarding the Local Management Board, and that she did not remember the Commissioners taking that action. The letter further requests clarification regarding statements made about the LMB. County Administrator Kachmar responded that that was not what had been said, but that there had been conversations, and that he and the County Attorney met with Director Russell to discuss what action needed to be taken.

ADJOURNMENT

The meeting adjourned at 2:17 p.m.

**Minutes Approved by Board of
County Commissioners on 11/18/97**


**Judith A. Spalding
Recording Secretary**