

BOARD OF COUNTY COMMISSIONERS MEETING

Tuesday, April 10, 1973 and Wednesday, April 11, 1973

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Present: Commissioner J. Wilmer Bowles, President
Commissioner J. S. Guy, Jr.
Commissioner George R. Aud
Paul R. Raley, Administrative Officer
Judith A. Mullins, Recording Secretary

Also present were Dick Myers, WKIK; Dave Fox, WPTX;
Jack Kershaw, The Enterprise.

READING OF MINUTES

The minutes of April 3-4, 1973 were read and corrected.

Commissioner Guy made a motion to approve the Minutes of the Special Meeting of March 17, 1973 (Funding for Education), seconded by Commissioner Bowles and signed by him as President. Commissioner Aud was not present at the March 17 special meeting.

Commissioner Aud made a motion to approve the minutes of March 20-21, 1973, seconded by Commissioner Guy, and Commissioner Bowles made it unanimous and signed same.

ZONING OF WILLARD B. LONG'S PROPERTY

Present: Joseph D. Weiner, County Attorney

Commissioner Guy stated he had no objection to approving the zoning of a portion of the property, but because of the railroad tracks running through the property he did not feel the entire property should be zoned. Commissioner Guy said the area between Route 235 and the railroad tracks should remain as green open space. Mr. Weiner is to contact Mr. Long and request that he resubmit a new amended zoning request.

PRESENTATION OF PROCLAMATION

Present: Cuthbert I. Fenwick, Sr.
Cuthbert I. Fenwick, Jr.
David H. Rittman (Ford Marketing Corp.)

The Commissioners presented a proclamation to Cuthbert I. Fenwick, Sr. and Cuthbert I. Fenwick, Jr., owners of Fenwick Ford, in recognition of their 35 years of service to the citizens of St. Mary's County.

COOLING TOWER - CONTROL CENTER

Present: Otis Wood, Acting Director for Civil Defense

Otis Wood presented the contract between the County Commissioners and J. Carroll Morgan & Son for the air conditioning unit for

the Control Center. Mr. Wood is to have the contract retyped on Civil Defense stationery and return it to the Commissioners for their signature.

LIST OF SUBDIVISION STREETS

Present: Otis Wood

Mr. Wood requested a list of streets within subdivisions in the County. He said his office receives calls from people on streets unfamiliar to them. Commissioner Bowles suggested that Mr. Wood should request a set of tax maps including supplemental sheets from Mr. William Herbert, Supervisor of Assessments. Mrs. Leila Rogers, Secretary for Planning and Zoning, would be able to supply Mr. Wood with maps for subdivisions approved since the maps were updated.

ACCEPTANCES TO APPOINTMENTS TO COMMITTEES

AIRPORT COMMISSION - George Sullivan, Dr. George E. Clark, Joseph Dunn.

ECONOMIC DEVELOPMENT COMMITTEE - Virginia Meads, Francis R. Dean, Harry Lee Smith, James T. Marsh.

CITIZENS ADVISORY COMMITTEE - LAND USE - Rev. George Jennings, E. Stanley Edward, Dave Roberts, Garry Hopple.

RECREATION AND PARKS - James W. Henderson, Sr.

NURSING HOME BOARD - Chauncey W. Karstens.

BILLS APPROVED

The following bills were unanimously approved:

(1) David M. Gruber & Co., dated April 5, 1973, for 3rd quarter auditing in the amount of \$2,250.00.

(2) Department of Health and Mental Hygiene, dated April 4, 1973, for required local appropriation for hospital in-patient services in the amount of \$25,482.00 (quarterly billing period 4-1 through 6-30-73).

(3) Dolly Rose Hall, for reimbursement for the loss of 23 chickens, 1 duck, and 4 rabbits which were killed by a dog, in the amount of \$68.00.

(4) March mileage report for John Norris, Assistant County Engineer, in the amount of \$108.92.

(5) Mr. Photo, for picture at Tall Timbers, dated March 26, 1973, in the amount of \$7.50.

(6) James A. Sommerville, for 104 loads of gravel from his gravel pit to landfill and drug center, in the amount of \$83.20.

(7) Board of Zoning Appeals, for services rendered at public hearing held February 13, 1973 for Am-Cal Construction Corp., in the amount of \$200.00.

CHANGE IN LEGISLATION (DOG CLAIM APPLICATION)

Paul Raley is to develop a corrected dog claim application to bring it up to date.

CHANGE IN LEGISLATION (BUDGET LAW)

The dates under the budget law should be changed as follows: March 1 should be changed to January 15; April 1 changed to May 1; May 1 should be changed to June 1.

CROSSOVER AT ROUTE 235 AND GUNSTON DRIVE

A letter was received from the Department of Transportation stating they had determined that construction of the crossover would not only serve traffic desiring to use Gunston Drive but also be of benefit to property owners along Maryland Route 235 by reducing the adverse travel to and from the California Post Office.

REQUEST FOR VARIANCE

Paul Raley stated Mrs. Thomas Wheeler of St. John's Road, Hollywood, has one acre of land on which there is a house and she wishes to put a trailer on her property. She is requesting a variance. Mr. Raley said she only has a dug well and a variance has never been given on a dug well. Mr. Raley is to inform Mrs. Wheeler she should get a letter from the Health Department stating the well could handle both dwellings.

NATIONAL REGISTER OF HISTORIC PLACES

A letter was received from Edwin Beitzell, County Historian, stating he endorsed the nomination of St. Richard's Manor and St. George's Episcopal Church for the National Register, and he would like to see Charlotte Hall Military Academy added. Mr. Beitzell requested the Commissioners to send a letter of endorsement to Senator Bailey and Delegates Briscoe and McKay for House Resolution 1276, which would give Maryland Register of Historic Places the official sanction of the Maryland Legislature.

SELECTION OF PLANNER

The Commissioners selected Robert Clark Willard for the position of Planner at a salary of \$17,500; effective date of employment May 14, 1973; subject to terms and conditions to be set forth in a contract between Mr. Willard and the County Commissioners. He is authorized to begin work immediately on a part-time basis as his time will permit until May 14. A letter is to be sent to Mr. Willard setting forth the above.

POTENTIAL ADDICTION COORDINATOR

Present: Dr. William Marek, Health Department
Bart Frere

Dr. Marek stated Mr. Frere, present Addiction Coordinator, will be retiring in September and they have been looking for a replacement for him. They have one gentleman in mind for the job but he is presently making \$16,000. He stated their program pays a maximum of \$10,500, which will be upgraded by the State to \$12,608. Dr. Marek requested \$2,000 to be supplemented by the County to make the salary \$14,608. Dr. Marek is to submit a letter to the Commissioners with this request for a change in the budget.

LANDFILLS

Present: John Norris, Assistant County Engineer

John Norris stated they are running out of space at the Valley Lee and Ridge landfills. He said a decision should be made concerning what system is to be used in the future - green box, transfer station, or landfill. Mr. Norris is to develop costs for all three systems.

ENCROACHMENT OF RAILROAD RIGHT OF WAY AT CHANCELLOR'S RUN ROAD

Present: John Norris, Assistant County Engineer

Commissioner Guy said there was a problem of possible filling-in of the railroad right of way at Chancellors Run Road. Mr. Norris said he would look into the situation and report back to the Commissioners.

GRAVES PROPERTY (OPTION AGREEMENT FOR APPRAISAL)

Commissioner Guy made a motion that the County Commissioners approve and sign the option agreement, dated March 30, 1973, made by and between the County Commissioners and Maizie Latham Graves. Commissioner Bowles seconded the motion and Commissioner Aud made it unanimous.

ALLEN ORGANIZATION

Commissioner Bowles made a motion to make payment No. 2, in the amount of \$834.00, to Tri-County Council in order for the Council to meet their financial responsibility to the Maryland State Planning Commission in reference to the Allen Report, St. Mary's County. Commissioner Guy seconded the motion and Commissioner Aud made it unanimous.

ST. CLEMENTS SHORES DEVELOPMENT #2 - Project No. 24-00239-18-011

The Commissioners unanimously approved the signing of the change of date for the St. Clements Shores Development #2 Project from July 1, 1973 to July 1, 1974.

CHAPTICO WHARF DEVELOPMENT #1 - Project No. 24-00243-18-01B

Commissioners Guy and Aud will sign the change of date for the Chaptico Wharf Development No. 1 project under the Resolution (Signing Authority) on file in this office. Commissioner Bowles abstained from voting and signing this change, and stated he would have nothing to do with this project.

The meeting recessed at 4:15 p.m.

Wednesday, April 11, 1973

Present: Commissioner J. Wilmer Bowles, President
Commissioner J. S. Guy, Jr.
Commissioner George R. Aud
Judith A. Mullins, Recording Secretary

The meeting reconvened at 10:00 a.m.

COMPREHENSIVE WATER AND SEWAGE PLAN

Present: Walter Raum, Health Department
Dr. William Marek, Health Department
Larry Fogelson, State Planning
Jerry Hinman, State Health Department

Mr. Raum stated that Mr. Beavin, who is doing the Comprehensive Water and Sewage Plan, gave a figure of \$50,000 to comply with the new guidelines and it was suggested that it be put in the Health Department budget. Mr. Raum said they are now carrying \$20,000 and the \$50,000 would make them go over their Estimated Minimum Budget (EMB).

Mr. Hinman said the new guidelines are being reviewed and once they are finalized a public hearing will be held. The guidelines will be effective July 1, 1974; however, it is possible an extension could be granted if the County was making a sincere effort to meet the guidelines.

Commissioner Bowles stated that this was contrary to what Mr. Beavin had said. Our office had asked for proposals to update our Plan and because of the new guidelines developed by the State Health Department, other companies refused to submit a proposal; therefore, we received one proposal which was from The Beavin Company.

Mr. Fogelson stated the County could start before, but it is not required until 1974.

Commissioner Guy said the County has had an extensive plan done and we have been required to have an updating, and now there is a major revision, which is a tremendous output of the taxpayers' money. Commissioner Guy asked why should this be a responsibility of the County when we have a plan that is presently working.

Mr. Hinman stated the major changes in the Federal Government Regulations is one of the reasons for the revisions.

Commissioner Bowles said the original plan for St. Mary's County cost \$36,000. Because of the revision of the guidelines, the updating of the existing plan is going to cost \$14,000 more than the original plan. We are at budget time and we need to project costs for the coming year.

Dr. Marek asked when the money should be put in the budget and Mr. Hinman said the money should be available in the fiscal year 1974-75 budget.

Commissioner Bowles asked Mr. Hinman to write a letter to the Commissioners enclosing a copy of the new guidelines and stating that the updating for the next fiscal year could be under the existing guidelines and the new guidelines would not be effective until July 1, 1974.

Mr. Raum asked what would be the advantages of staying under the old guidelines until the last possible moment.

Mr. Fogelson said he would encourage the County to go ahead with it sooner, but it is not required. The sooner the County gets a thoroughly revised plan the sooner "it would bear fruit", and the better off the County would be with federal funding.

Dr. Marek said the Health Department is presently \$524.00 under the EMB, including the \$20,000 that was allowed to update the water and sewage plan. If we go much above \$20,000 the County would have to pay 80% of the cost.

Commissioner Guy asked about developing the new plan in two stages.

Mr. Fogelson said this was possible. The Health Department may be willing to accept a minimum updating while the County is going through a major revision.

Mr. Hinman discussed some of the changes in the guidelines for St. Mary's County and what the new plan would contain.

Commissioner Guy said he would like to talk with consultants other than Mr. Beavin to determine the cost of updating under the new guidelines.

Commissioner Bowles said if the County goes beyond the expenditure of \$20,000 in the next year, it would be beneficial to the County to have the County Health Department revise their budget or submit a supplemental budget for this item.

Mr. Hinman said Calvert County is going through the same process, and they are using the same consultant for their land use plan and the comprehensive water and sewage plan. They have been given a six-month extension until December 31, 1973 on their water and sewage plan.

Commissioner Bowles said the water and sewage plan is to be done by a sanitary engineer and Mr. Demetriou, who is doing the land use plan does not have a sanitary engineer on his staff to the best of our knowledge.

Mr. Fogelson said the plan does not all have to be done by a consultant; some work could be done by "in-house capabilities". He said it is an engineering document and a planning document.

Discussion took place concerning the cost if "in-house capabilities" were used, and also the time period involved.

Commissioner Bowles said we would like to get in compliance with the Health Department Regulations. We are spending \$10,000 for updating; wouldn't it be better to spend \$50,000 and be in compliance with the Regulations?

Commissioner Aud asked if it would be advisable to work on the \$50,000 plan rather than on the \$10,000 plan.

A copy of the Scope of Services which Mr. Beavin is to perform for the County was provided to Mr. Hinman and Mr. Fogelson for their review and comments.

LADDER TRUCK FOR BAY DISTRICT VOLUNTEER FIRE DEPARTMENT

Present: Les Hanson, President
Keith Fairfax, Chief
Joseph Weiner, County Attorney

Mr. Fairfax stated they are replacing their 1941 truck. He listed the specifications for the new ladder truck, and showed the plans for the new truck. Four contractors responded to the specifications. Imperial was ranked first in technical evaluation of the four bidders and was second in the financial category at a cost of \$103,149, and this was the contractor chosen. Mr. Fairfax stated they were looking into financing the truck and have talked with Maryland Bank & Trust and First National Bank. The truck would be amortized over a term of 10 to 20 years.

The truck has a 25-year life service. Delivery is 12 to 14 months. The Fire Department Board of Directors has approved this project.

GILLENS GROVE

Present: Jack Sullivan (Waring Associates)
Hugh Allston

Mr. Allston said the general concept plan was approved by the Planning Commission prior to December 26, 1972, and he requested an exception to the Commissioners' policy of December 26, 1972. Commissioner Bowles asked Mr. Allston if he was willing to make improvements to Clover Hill Road and old Route 235 from Allston Lane to State Route 235 and Mr. Allston said he would. Specifications are to be developed by John Norris, Assistant County Engineer.

Commissioner Bowles stated the Commissioners would advise the Planning Commission that if Mr. Allston met this requirement he will meet the requirements of the December 26 policy. The right of way is presently 40 feet, and Mr. Allston is to add another 10 feet.

The meeting adjourned at 12:30 p.m.

J. Wilmer Bowles 3/24/73
J. Wilmer Bowles
President