

County Commissioners Meeting

Tuesday, February 3, 1970

Present: F. Elliott Burch, President  
 J. Wilmer Bowles, Commissioner  
 George R. Aud, Commissioner  
 Paul R. Raley, Administrative Assistant  
 Recording: Helen M. Bailey (Mrs.), Secretary

The meeting came to order at 9:20 a.m.

The minutes of the previous meeting held on January 27, 1970 were read, amended, and approved.

Payments Approved

Voucher Numbers 36374 through 36423 were signed by Mr. Burch.

Payment of \$19,806 to the Office of the Comptroller, State of Maryland, representing the final interest and principal payment on Public School Construction Loan dated March 1, 1956, the principal amount of which was \$2,592,000.00.

Payment of \$787.31 to the State Roads Commission for material and testing, construction and inspection costs, by State Roads Commission personnel on Project SM 599-512, St. Andrews Church Road, for the month of December, 1969.

Petition for Council Fees in the amount of \$50.00 from Marvin S. Kaminetz appointed by the Circuit Court to represent John David Ford, a juvenile.

Petition for Council Fees in the amount of \$50.00 from Clarke Raley in the amount of \$50.00 appointed by the Magistrate's Court to defend Kenneth George Wilkins.

Petition for Council Fees from Marvin S. Kaminetz in the amount of \$50.00 appointed by the Circuit Court to defend Jessie S. Gatton.

Recreation and Parks Department

The Development Project Proposal questionnaire requesting financial assistance under the Land and Water Conservation Fund for St. Clements Shores Park - Development #1 - was signed by Mr. Burch.

The Acquisition Project Proposal questionnaire requesting financial assistance under the Land and Water Conservation Fund for St. Clements Shores Park - Acquisition #1 - was signed by Mr. Burch.

Both of the foregoing documents are in supplement to our original request and required by the Department of Recreation and Parks to provide them with detailed project information concerning the development of the recreational facility which is to be established, on donated land, at St. Clements Shores Park.

County Engineer

Mr. Burch motioned that Mr. August H. Wagener, County Engineer, attend the County Engineers' Association Spring Meeting to be held at the Tidewater Inn in Easton, Maryland, April 23, 24, 25, 1970. The motion was carried.

Bids for Office of Civil Defense Surplus Property

Bids on four items of equipment declared surplus to the needs of the St. Mary's County Office of Civil Defense were taken and duly recorded. Bids were taken from J. C. and W. A. Guy; John T. Courtney; Barrett Auto Body; R. B. Lewis; and St. Mary's Salvage. All were present except a representative from St. Mary's Salvage. The high bid was submitted by Barrett Auto Body, as follows:

Air Compressor	\$250.00
1½ ton 1945 Internat'l truck with hoist	275.00
1½ ton '42 Chev. truck	150.00
Trailer	100.00

GE Proposal to install second Channel on Fire Board Frequency,  
Emergency Operations Center, Office of Civil Defense

Mr. Otis F. Wood, Acting Director, St. Mary's OCD  
Mr. James K. McCarron, District Representative  
Mobile Radio Department, 3720 Farragut Avenue  
Kensington, Maryland 20795

Messrs. Wood and McCarron appeared to outline a plan, which has been requested and approved by the Fire Marshall and the Fire Board, to install a second channel on the Fire Board frequency in the Emergency Operations Center. The proposal is to take one dual frequency button on the consoles, presently assigned to the State Roads Commission, put SRC on one of the remote controls, thereby making a dual frequency panel available to the Fire Board for use in emergencies. The cost of this change on the consoles will approximately \$9,000. Mr. Wood estimated that \$5,000 of this would be available from Fiscal 69-70's budget and that most of the remainder would be recovered from applications for matching funds. Mr. Wood stated that the receipts coming in from Federal and State matching funds were exceeding his estimates for the present fiscal year.

Mr. McCarron stated that most of the cost is incurred by the new switching apparatus; the dual stations require different wiring diagrams. GE proposes to use one of the "groups" and eliminate the necessity for having to replace the equipment to handle a second fire frequency. The estimate does not include moving the base stations. The moving can be easily handled locally. A new base station will have to be installed. GE proposes to move the base station from Leonardtown to Lexington Park and put in a new GE base station into the Leonardtown Fire Department which will be compatible with the one in the EOC.

The County Commissioners were agreeable to including this item in the budget, provided they receive a written request and approval from the Fire Board.

#### Legislation for Metropolitan Commission

Mr. James A. Kenney, Attorney, appeared to explain that he had submitted two pieces of legislation directly to the Maryland General Assembly. One is a duplicate of that which was submitted last year and is basically a house-keeping type of bill designed to permit pro-rata billing on less than an annual basis. The other piece of legislation is not tied in with the former bill and has to do with the concept of prior entry on condemnation. It would provide continuation of the work of the Metropolitan Commission and obviate delays due to court proceedings and the like. Mr. Kenney agreed to send the County Commissioners a copy of the draft bills, as he submitted them.

Mr. Kenney introduced the subject of declaring the whole County as one Sanitary District, said this has been done in other Counties, and stated that this would give us a ready-made source of authority over water and sewerage projects as well as the opportunity for creating sub-districts -- say, three. Under present law, this could be done, but it would be necessary to make some funding provisions. Mr. Kenney felt, however, that the timing for such a proposal is inopportune at present and that we should wait until the project is "going" and some of the tension is relieved. Under county-wide jurisdiction, there would have to be some other provisions; such as for drawing advance funds. Under implementation of the Master Plan, Mr. Kenney said you could still make the Metropolitan Commission the authority to administer the plan. Once you created a sub-district, it would obviously come under the Metropolitan Commission. Mr. Kenney said such sub-districting should be done from the County Commissioners office, directing the Metropolitan Commission to do this, as opposed to the Metropolitan Commission asking to exceed its power.

After Mr. Kenney departed, two letters on this subject from David M. Gruber Company were read. These letters recommended the following legislation regarding the Metropolitan Commission:

a. To increase allowable interest paid out of bond money from the amount incurred in the first year of the bond issue to the amount incurred in the first and second year of the bond issue.

b. To provide the County Commissioners with the right of prior entry and condemnation which would be needed to eliminate lengthy delays in construction and expansion of the system.

c. To increase allowable interest paid out of bond money from one to two years because of time required for construction of a project.

d. The provision for the County Commissioners to have the right of prior entry and condemnation is to eliminate lengthy delays in construction and expansion of the system due to the Metropolitan Commission's inability to award contracts, etc., while awaiting negotiations for acquisition of easements as well as to eliminate the problems that will be created when the Metropolitan Commission attempts to negotiate with the numerous sewer and water companies now in the area. It is extremely important that the Commission have a way of acquiring needed sites, easements, etc., without the lengthy delays

created by negotiations and/or court hearings. If the County Commissioners had the right of prior entry and condemnation, the Metropolitan Commission could request and provided the County Commissioners approved such requests, they could take the necessary steps to exercise the right of prior entry and condemnation.

e. The establishment of the revolving fund so that the Metropolitan Commission could proceed on projects without requiring separate bond issues for each small project.

The County Commissioners decided that legal assistance would be necessary to accomplish the preparation of such legislation and the recording secretary was requested to contact Mr. James A. Kenney concerning the preparation of such legislation, since he is totally familiar with the affairs of the Metropolitan Commission.

#### Sheriff Burroughs

The Sheriff and his Chief Deputy appeared to brief the Commissioners on their problems in records management and explained in detail the preparation of the eight forms and four types of card indexes required to set a new system into operation. The new system was recommended by a consultant from the National Association of Chiefs of Police. In essence, the new forms are handwritten by the Investigating Deputies, filed and recorded by the Secretaries, who will no longer be required to type up reports from dictation or otherwise; and provides more detailed reporting information on every phase of activity of the Department. The system will provide reporting facilities to record the varied and diversified activities of the Deputies.

The Sheriff and his Deputy urged that authorization be given without delay for printing the new forms, so that the system can go into effect.

The County Commissioners agreed that prior to granting budgetary authority, they would prefer to have the consultant, Mr. Zuno, appear before them to expand on the projected costs of the new system and to insure them that the existing personnel will be adequate to perpetuate the program. Mr. Burch stated that he would like to have Mr. Zuno spend an entire day here -- that the Commissioners would see him the first thing in the morning and that he should come back again late in the afternoon after he had surveyed the work in progress in the Sheriff's Office. An appointment was set up for 9:30 a.m. on February 10, 1970.

### Roads Meeting

Mr. Douglas Bond, Resident Engineer for the State Roads Commission, stated that he must submit his order schedule for the next fiscal year by February 28. Although he does not know what his appropriation will be, he does have to identify the roads which will require repair and/or reconstruction. It would be helpful for him to know of any priorities set by the County Commissioners for surface treating gravel roads, etc. The County Commissioners advised Mr. Bond that St. Andrews Church Road remains a priority since it is breaking up in sections and that Chancellor's Run Road should be black-topped this year. Route 235 has some pot holes and is breaking up along the shoulders, which is due to freezing weather. It was agreed that Mr. Bond would prepare a list of priorities and discuss it in detail with the County Commissioners prior to submission to the SRC. The County Commissioners discussed their priorities in detail regarding the roads system after Mr. Bond's Departure. Mr. Burch mentioned that we should establish a time-table on the St. Andrews Church Road. If we are going to have it surveyed and engineered, it will be necessary to have the bids and specifications ready in the Spring for award of the contract prior to mid-Summer. Mr. Burch also mentioned that we should complete the Chaptico-Mechanicsville Road. Mr. Aud mentioned that work should be done on the Hermanville Road and May Pole Road; and that we should consider a new road connecting between Route 235 and Chancellor's Run Road, near Hewitt Road and Dobry's. Mr. Aud stated that the right-of-way for this addition can be easily obtained. Mr. Bowles stated that St. Andrews Church Road should be completed all the way from Indian Bridge Road to Route 235, and that he had been requesting work on May Pole Road now for two years.

### Magistrate's Court

Mr. Raley, Administrative Assistant, advanced a proposal for acquiring robes for the two Magistrates, Judges Briscoe and Taylor. It was estimated that the cost would be roughly \$35.00 each. Such purchase was approved by the County Commissioners.

Mr. Raley also mentioned that the addition of draperies behind the bench, to cover the asymmetrical windows, would add to the decorum of the Court. No decision was made.

Mr. Raley described a plan to partition off the back part of the Court Room to make an office where cases could be heard privately. The area could be enclosed with (1) an accordion partition or (2) a plywood partition. A diagram was submitted for the Commissioners to view. It was decided to withhold decision in this matter.

St. Andrews Road Sanitary Landfill

Mr. H. V. McLeod appeared to advise the Commissioners that the road approaching the landfill is in very bad condition, causing the citizens to scatter debris. Also, some people are using the area for target practice. Juveniles (8- and 9-year-olds) are also shooting in the area and in one instance, a man was observed at target practice using bottles lined up on a board he had erected across the access road. Mr. Burch motioned that we put an attendant at the landfill. Mr. Aud mentioned that he knew of a candidate for the job -- a Mr. John Thomas -- who said he would stay there six days a week for \$40.00 a week. Mr. Thomas is 67 years old, and lives at 36 Roosevelt, Patuxent Heights. Mr. Burch also motioned that we contact the roads people and ask them to grade the road up and spread some gravel. Both motions were subsequently carried.

State Roads Commission - Participation in Bond Financing Program

Mr. Harris Sterling appeared to explain an opportunity for the County to participate in the issue of County Highway Construction Bonds, Second Issue, First Series, to be sold in the fiscal year beginning July 1, 1970. The bond financing is for the purpose of conducting programs of construction and reconstruction and major road repairs necessary to eliminate damage caused by severe and unforeseen weather conditions. The SRC proposes that St. Mary's County participate in the amount of \$100,000, but this is not necessarily the maximum that may be approved by the Commission. The interest rate is to be determined prior to entering into a formal agreement. It was motioned and carried that the County Commissioners would request participation in the amount of \$100,000 and if additional participation is available, we should like to increase the amount up to \$300,000.00.

Economic Development Committee Meeting

Mr. Burch motioned and it was carried that we should call a meeting of the Economic Development Committee on February 20, 1970.

Bid for Sheriff's Cars

The bid for the four new Sheriff's Cars, which were opened at the meeting on January 27, 1970 was awarded to the Bell Motor Company; the cars being replaced will be traded in. Mr. Raley was requested to handle the transaction.

Sale of Real Property by the SRC

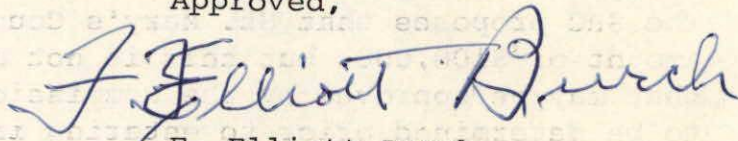
The County Commissioners were notified by letter from the SRC dated January 22, 1970 of the availability of excess land on Maryland Route 5, Charles County Line to Charlotte Hall, formerly Henry J. Fowler property. The property contains 0.61 acres, plus or minus, as shown on SRC plat No. 24430, located on the east side of Maryland Route 5 approximately .4 mile south of New Market in the 5th election district of St. Mary's County, and is to be offered for sale on or after February 23, 1970. The acquisition cost of the excess land to St. Mary's County would be \$530.72, if full payment is received on or before June 6, 1970. The County Commissioners elected to advise the SRC that St. Mary's County is not interested in acquisition of this land.

Surplus Property from GSA for Airport

Mr. Raley stated that he had received a request from Mr. Gordon Otis concerning his desire to be designated County Surplus Property Officer so that he would be in a position to acquire Government surplus property for the Airport. Items advertised are available at no cost on an "as is" "where is" basis. Messrs. Burch and Aud agreed that this question should be referred to the Airport Committee for decision.

The meeting adjourned at 5:20 p.m.

Approved,



F. Elliott Burch  
President