

County Commissioners MeetingTuesday, April 14, 1970

Present: F. Elliott Burch, President
J. Wilmer Bowles, Commissioner
George R. Aud, Commissioner
David M. Williams, County Attorney
Helen M. Bailey (Mrs.)
Administrative Assistant (Recording)

The meeting was called to order at 9:50 a.m.

The minutes of the previous meeting which was held on April 7, 1970 were read, amended, and approved.

Payments Approved

\$120.00 to LeRoy Williams, VA Appraiser, for the Recreation and Parks Project at St. George's Beach.

\$300.00 to Baldus Real Estate, Appraisers, for the Recreation and Parks Project at St. George's Beach.

\$2000.00 to Lorenzi, Dodds & Gunnill, March Payroll for work done on St. Mary's River Watershed Project #1, in the 2nd and 8th Election Districts.

\$16,298.00 to the State of Maryland, Employees' Retirement System. Also \$270.00 to the State of Maryland, Employees' Retirement System.

\$200.00 to the Maryland School for the Blind for two tuitions for the half year beginning April 1, 1970.

\$10,000.00 to David M. Gruber & Co. for a Study on the Board of Education.

\$69.00 to Alice V. Bailey, Court Stenographer, for services performed for the State of Maryland in the case of the State vs. Turybury & Cole.

Cherbonnier vs. St. Mary's City Commission

Messrs. Victor Cherbonnier, Gen. Robert E. Hogaboom (St. Mary's City Commission), Oliver Guyther and David M. Williams present.

Atty. Oliver Guyther opened the remarks by stated that after consultation with General Hogaboom, he had learned that the deed the St. Mary's City Commission has would not allow the conveying of any property, and that the property must be held in trust for the State of Maryland. Further, it developed that the Attorney General for the State of Maryland considered that the Cherbonnier "cottage" encroaches upon State-owned land.

Mr. Cherbonnier continues to contest the survey which was made by J. R. McCrone, Inc., maintaining that it is in error, even though the St. Mary's City Commission has had the survey checked an additional two times. Mr. Cherbonnier prefers to accept a survey which was performed by George W. Joy, Jr. Mr. Cherbonnier also firmly states that the St. Mary's City Commission has no interest in the contest -- that it is strictly between the County Commissioners and himself.

Mr. Burch stated that since it appeared that no solution could be reached to the problem in this forum, he would like to have the recommendations of the attorneys present -- Messrs. Williams and Guyther.

It was Mr. Williams opinion that if all parties concerned could agree that the survey was in error, and the property lines could be amicably agreed upon, the property lines could be shifted and a new deed drawn up which would be mutually satisfactory.

Mr. Guyther outlined in detail his plan (using the map) for amicable settlement which included the shifting of some property (by exchange), the erection of a wide-board fence, properly screened, and the construction of a post and chain type boundary. Mr. Cherbonnier refused to consider his proposal and insisted that the Court Order of March 26, 1970 (In Equity No. A-3423) to the County Commissioners be followed.

General Hogaboom indicated that from his point of view, an arrangement could be worked out which would be satisfactory to the Attorney General and the St. Mary's City Commission. However, he said that Mr. Cherbonnier would have to make some concessions, as well.

Mr. Burch regretted that no compromise could be reached at this meeting and the matter was left in the hands of the attorneys.

Metropolitan Commission

Adm. Thurston Clark, Director, Metropolitan Commission, and his Attorney, Victor Cherbonnier, appeared to discuss the right-of-way problems for the sewerage lines in the Lexington Park area. It appeared that Mr. Larry Millison is effectively blocking the Metropolitan Commission, by denial of right-of-way, from completing their sewer lines down to Pegg's Lane.

It was agreed that condemnation proceedings might be required to obtain rights-of-way through the Millison properties, but that appropriate discussions should be held with Mr. Larry Millison before resorting to that course of action.

Frank C. Sakran (St. Mary's Home for the Elderly)

Mr. Frank C. Sakran appeared to inquire into the status of land acquisition for the St. Mary's Home for the Elderly. The County Commissioners regretfully reported that no progress has been made in this regard, although there are opportunities open. Mr. Sakran stated that he was making a pilgrimage to Washington, D. C. this week to solicit grants for the benefit of the Home and he would like to be in a position to say we had a firm commitment on the land. Mr. Sakran will be talking with the Episcopal Archdiocese, the Lutheran Church, and as many other interested religious and charitable organizations as possible.

Mr. Al Brylawski re Patuxent Park (Essex Drive)

Mr. Al Brylawski outlined a drainage problem which exists on County-owned right-of-way property in Patuxent Park where he is constructing new National Homes. The County Commissioners agreed to visit the site and inspect the drainage problem.

County Commissioners Office Space

Mrs. Bailey mentioned that the offices of the Board of County Commissioners were badly in need of painting, redecorating, renovating, and that the furniture in the area needs replacing. The Board of County Commissioners unanimously agreed that the offices, including the Office of Finance, should be carpeted, draped, painted, and certain items of furniture replaced. Mrs. Bailey indicated that it was particularly important to have new desks ordered immediately for the two secretaries in the Reception Room, which would accommodate the heavy new IBM electric typewriters. The Board of County Commissioners agreed and it was determined that Mr. Paul R. Raley would arrange for the bidding and planning prior to July 1, 1970.

Office Equipment

Mr. Bowles motioned than an electric typewriter be purchased for the use of the Secretary in the Planning and Zoning Commission. The motion was carried.

Mr. Aud motioned that electric typewriters be purchased for the Sheriff's Department -- total of two. The motion was carried.

The motion was made and carried for the purchase of one additional IBM electric typewriter for the Office of the County Commissioners. It was also agreed that all purchases for electric typewriters should be of a standard make and type face.

Mr. Aud mentioned that there were two inoperative adding machines in the Treasurer's Office which need to be declared surplus or replaced. The motion was made and carried to request Mr. Paul R. Raley to remedy this situation at the earliest possible date.

Airport

The balance due Dean and Beavers for construction of the Airport, in the amount of \$11,721.27 was approved for payment by Messrs. Burch and Aud.

Richard Weeks, Photographer

The County Commissioners voted to refer Richard Weeks' bill for photography to the Economic Development Committee for decision since there appears to be some difference concerning the bill between Mr. Buck Briscoe and Richard Weeks.

Mobile Home Park Approval

A plat was presented to Messrs. Aud and Burch for a mobile home park to be known as Will's Mobile Park in the 8th Election District fronting on Pegg's Lane. It was noted that the Park contained a total of 16 acres, of which only about 2/3 would be used for spaces, streets, and a 50-foot buffer zone, each lot containing 5,000 square feet. Public water and sewage is available.

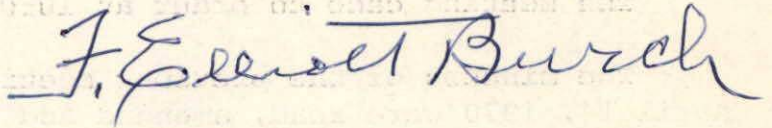
Mr. Bowles disqualified himself on the above-referred to Park as Mr. Bowles is the owner of the land. Messrs. Aud and Burch voted their approval.

Margaret Brent School Construction

The Board of County Commissioners unanimously approved the Board of Education's application for participation in the proposed bond sale schedule for July, 1970 in the amount of \$275,000.00 -- such funds to be applied against the construction of a new wing at the Margaret Brent School in Helen.

The meeting adjourned at 5:15 p.m.

Approved,



F. Elliott Burch
President