

BOARD OF COUNTY COMMISSIONERS' MEETING

Monday, September 20, 1971

Present: Mr. George R. Aud, President  
Mr. J. Wilmer Bowles, Commissioner  
Mr. J. S. Guy, Jr., Commissioner  
Mr. Robert E. Wigginton, County Attorney  
Mr. Paul R. Raley, Administrative Officer  
Mrs. Judy Bowles, Secretary, (Recording)  
Mrs. Patty Muchow, WPTX

The meeting was called to order at 10:05 A.M.

Bills Approved

Barton and Aschman	\$4300.00
Supervisor of Elections	154.00

St. Mary's County Airport - Award of Contract - Berger Associates

Mr. Wigginton stated that he was concerned over the fact that Berger Associates did not include supervisory costs in their proposal. He added as a result that he was in touch with Mr. Marsh at Berger Associates and Mr. Marsh outlined what everything would cost and that the figures were lower than Rader Associates and Henningson, Durham and Richardson.

The Airport Committee thought Berger Associates' price was very reasonable and requested the County Commissioners approval.

At this point, Mr. Sterling was called in for the purpose of being advised as to the Airport Committee's recommendation that Berger Associates be awarded the contract and the County Commissioners approval would be subject to Mr. Sterling reviewing the same.

Mr. Bowles felt that a master plan was needed and now we have no consideration for the Master Plan. Mr. Guy stated that the County Commissioners needed a layout and that Henningson, Durham and Richardson did incorporate an Industrial Park in their proposal and that the overall area around the airport was taken into consideration as to the Master Plan. At this point Mr. Aud called Mr. Gabrelcik, Chairman of the Airport Committee, for some clarification. Mr. Gabrelcik stated over the phone that the Industrial Park did not come under the Airport Committee's jurisdiction. Mr. Bowles asked Mr. Wigginton to review the contract from Berger Associates before it was awarded and if the contract does not agree with what the Commissioners have proposed, same should not be awarded.

Commissioner's Meeting Day Changed

Starting October 1, 1971, the County Commissioners voted unanimously to change their regular meeting from Monday to Tuesday of each week.

Proclamation Signed

A proclamation was signed by each of the County Commissioners designating October 2, 1971 as the Fifth Annual Oyster Festival and Homecoming Day. In attendance were Col. Hayward and Mr. Ramos.

Squire's Island and Kitt's Point Subdivision

Request for approval of the proposed Squire's Island was brought up. After discussion it was decided that since the outfall from any sewage plant for Squire's Island in Newtown Neck would have to be the area bounded by St. Clements Bay and the Potomac River which would be incompatible with the Master Sewer and Water Plan and since such outfall would be in an area of very valuable oyster beds, it would not be in the public interest to even go to public hearing because the public good can only be served by disapproving the plan. Upon motion duly passed the request for approval of the Squire Island Subdivision was denied. The subdividers are to be notified by letter to Oliver R. Guyther, Attorney for the subdivider.

As regards the Kitt Point - St. Inigoes proposed subdivision. The proposed outfall could only be into the St. Mary's River which would not be in the public interest. The plan would be incompatible with the Comprehensive Water and Sewer Plan and therefore the public interest could only be served by disapproving the proposed plan. It was therefore decided to disapprove the proposed subdivision. The subdividers shall be notified by letter to their attorney, Joseph D. Weiner.

It should be pointed out that the Commissioners reviewed the plans thoroughly and while tertiary plants may be used and that lakes will be used to contain the effluent and that irrigation will dispose of the waste, the Commissioners felt that such a method may at a future date prove unsatisfactory and that effluent from the Squire Island Subdivision could eventually be discharged into the St. Clements Bay, Brenton Bay, and Potomac River area to the detriment of the oyster bars and as regards the Kitt Point subdivision effluent may eventually be discharged into the St. Mary's River which is not the outfall area for this section under the Comprehensive Water and Sewer Plan.

Queentree Subdivision

The proposed subdivision at Queentree was discussed and the Commissioners felt that this proposal should be discussed further.

Roads Meeting

Present: Mr. Gus Wagener, County Engineer  
Mr. Douglas Bond  
Messrs. Smith and Lovitz, associated with Nyman Realty  
Mr. Dick Myers  
Mrs. Patty Muchow, WPTX  
Mr. Jack Kershaw, Enterprise

Right-of-way Railroad Tracks

Mr. Smithwick stated that Nyman Realty had contracted to purchase 40 acres of land in Hughesville and presented a map of location to the County Commissioners showing them the two right-of-ways they needed across the railroad tracks in Hughesville.

He stated that Nyman had purchased this land to develop into one acre lots with a water system and that some of this land was in St. Mary's County (they had no survey on the property in question). Mr. Smithwick stated that the land belonged to the William Johnson and Etta Estep Estate and that they have entered into a contract with Nyman Realty to sell the property.

Mr. Smithwick stated that he would like to get two right of ways from the County across the railroad tracks for access to the property in question. Mr. Wigginton stated that Southern Maryland Electric Cooperative also had an easement for underground utilities. Mr. Guy asked Mr. Smithwick if he was just talking about blacktopping across the railroad tracks. Mr. Smithwick replied that Nyman Realty was interested in doing anything that was favorable with the County Commissioners.

Mr. Bowles stated that he did not think the County could give them two right-of-ways; however, he thought one would be fine. Mr. Aud told Mr. Smithwick that Mr. Wigginton would look into the legal aspects and would be in touch with him. Mr. Smithwick stated that they would like to know of the County Commissioners intention within thirty days because they had entered into a thirty day contract.

Rte 242

Mr. Aud requested Douglas Bond to see that grass is cut along Rte. on the way to the "Blessing of the Fleet."

Resolution - Watershed Application

Present: Harris Sterling, Director of Finance  
Mr. Bill Groome, Farm Home Administration  
Mr. Timmons, Soil Conservation

Mr. Groome will act administrator of the \$250,000 Watershed Bond. The County Commissioners are to comply with all such requirements, terms or conditions as prescribed by the Farm

Home Administration.

Commissioners Aud and Guy approved said resolution. J. Wilmer Bowles abstained.

Mr. Groome asked the Commissioners which bank the \$250,000.00 would be deposited and had the Commissioners thought about collateral. He also asked how fast we would use these funds and that there would be a thirty day limitation on requests for additional funds.

Mr. Sterling inquired as to whether we would need a separate bank account and stated that there would be no problem with collateral. It was felt a separate bank account would be necessary. Mr. Groome was asked if he would provide the Commissioners with a schedule as to how the money will be drawn. Mr. Wigginton stated that at this point we did not know when we would need these funds that this would have to be coordinated with Jim Henderson and John Baggett, Director of Recreation and Parks.

Mr. Bowles stated that as far as he knew there was no record of any resolution, just an application for the money signed by Mr. F. Elliot Burch, Sr. Mr. Wigginton stated that he felt that the date the agreement for the Watershed was signed would be correct for use in the Resolution. Mr. Groome asked who would sign all checks. Mr. Wigginton stated that Mr. Aud would.

Mr. Bowles asked Mr. Groome what he meant by "work plan." Mr. Groome stated that this entails an entire booklet. Mr. Timmons replied that the work plan includes the entire project. Mr. Groome said that what he wanted to know in whether the plan had been adopted by the County Commissioners. Mr. Wigginton replied that it had.

The resolution was tabled for further discussion.

#### Discrimination - Fire Departments and Rescue Squads

Present: Mr. and Mrs. Theodore Newkirk

Mr. Newkirk stated that the reason he requested this meeting with the Commissioners was that he was concerned about the integrating of the rescue squads and fire departments. He also felt that this would be another facet of communication between the blacks and the community other than schools. He felt that integrating these agencies would help to tie this minority group together more closely with the white community and rid ourselves of discrimination. He stated that he did not mean that a black man be put on the rescue squad or fire department because he is black.

Mr. Newkirk apologized for the article that was released in the Beacon. He stated that he requested them not to print it; however, he stated that after the story was released he had a fire in his home and that the fire department did a very commendable job considering the fact that this was his home and in view of this and their attitude he felt that they are ready to integrate.

He went on to say that there was a black on the Lexington Park Fire Department and he has been with them for five months. Mr. Newkirk said he would like a statement from the County Commissioners as to where they stood. Mr. Wigginton asked if Mr. Newkirk wanted this in form as to a policy statement. Mr. Newkirk replied yes. Mr. Guy stated that he was afraid that some of the squads and departments would disband, and questioned the authority of the Commissioners to set policy for Fire Departments and Rescue Squads. Mr. Newkirk added that he would be very surprised if they took a negative attitude. Mr. Guy stated that we could make a recommendation that they integrate, but we could not force them by telling them it was mandatory.

Mr. Aud stated that the County Commissioners would send the rescue squads and fire departments within the county a letter urging them to integrate their departments and would send Mr. Newkirk a copy of each letter.

#### Maintenance Contracts - Alban Tractor Company

The County Commissioners approved and Mr. Aud signed the Red Check Program Maintenance Agreements for the loader and pan recently purchased from Alban Tractor Company.

#### Mt. Pleasant Subdivision

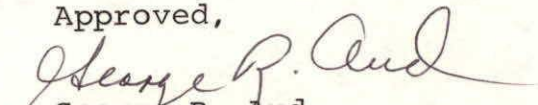
Present: Mr. Nick Downs - Developer

Mr. Downs requested that a portion of land (corner of 242 & 470) - Oakley Road) in the proposed subdivision of Mt. Pleasant be zoned commercial. Mr. Aud replied that the County Commissioners had no say at this time because they were in the process of writing the zoning ordinance; however, he asked Mr. Downs to leave a copy of the plans here.

At such time as the Zoning Ordinance is finalized with Barton and Aschman the County Commissioners would review Mr. Downs request.

The meeting was adjourned at 3:45 P.M.

Approved,

  
George R. Aud  
President