

BOARD OF COUNTY COMMISSIONERS' MEETING

Wednesday, August 18, 1976

Present: Commissioner John K. Parlett, Vice-President  
Commissioner Ford L. Dean  
Commissioner J. Patrick Jarboe  
Commissioner Larry Millison  
Edward V. Cox, County Administrator  
Judith Mullins, Recording Secretary

(Commissioner McKay was not present)

Prior to calling the meeting to order, the Commissioners viewed the Sheriff's Department inspection conducted on the Courthouse parking lot.

The meeting was called to order at 8:55 a.m.

READING AND APPROVAL OF MINUTES

The minutes of August 11-12, 1976 were read and corrected. Commissioner Jarboe made a motion to approve the minutes as corrected, seconded by Commissioner Dean. All Commissioners voted in favor.

APPROVAL OF BILLS

Present: Harris Sterling, Director of Finance

Mr. Sterling presented the encumbrance vouchers for the Commissioners' review and approval. Commissioner Dean made a motion to approve the bills, as submitted, seconded by Commissioner Jarboe. All Commissioners voted in favor.

ABELL'S WHARF ARCHAEOLOGICAL SITE

With regard to the County Archaeologist's requests as contained in his memorandum of August 11, 1976, the County Administrator presented recommendations from the Budget Officer in a memorandum dated August 16 regarding the Abell's Wharf archaeological site. Commissioner Dean made a motion to accept the Budget Officer's recommendations relative to this matter, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

APPLICATION FOR GRADING PERMIT - STEUART INVESTMENT COMPANY

The County Administrator presented correspondence from the County Engineer enclosing the grading permit application from Steuart Investment Company for the dredging of the mouth of the Piney Point Creek. The County Engineer has reviewed the application and finds it consistent with the requirements of the County Sediment Control Ordinance.

The County Administrator recommended that this matter be referred to the Environmental Committee for comment.

Commissioner Jarboe made a motion that the Commissioners give tentative approval for the issuance of the grading permit, for one year, contingent upon favorable review by the Environmental Committee, seconded by Commissioner Dean. All Commissioners present voted in favor.

ABELL'S WHARF C.J. LANGENFELDER

The County Administrator advised that the County has been notified of an application to the Army Corps of Engineers for a dredging permit by C.J. Langenfelder for dredging of materials from under and around their loading barge at Abell's Wharf. Mr. Cox presented a letter for the Commissioner's signatures to Mr. LeGath of the Army Corps of Engineers with attached comments from the County Engineer and from the Health Department.

Commissioner Jarboe made a motion to forward said letter, seconded by Commissioner Dean. All Commissioners present voted in favor.

SPACE ALLOCATION FOR ASSESSMENT OFFICE

The County Administrator presented correspondence for the Commissioners' signatures addressed to the State Department of Assessments and Taxation in response to their letter of August 11, 1976. Said letter expresses the County's cooperation in making space available if at all possible for the Assessment Office and requested that the Department contact the County Administrator to arrange for a discussion of this matter.

Commissioner Jarboe made a motion to forward said letter, seconded by Commissioner Dean. All Commissioners present voted in favor of this motion.



CHERRY COVE DREDGING

The County Administrator presented correspondence for the Commissioners' signatures addressed to Mr. Sandusky of the Department of Waterway Improvements requesting their consideration for certain dredging to be done at Cherry Cove.

Commissioner Jarboe made a motion to send said letter, seconded by Commissioner Dean. All Commissioners present voted in favor.

ROAD RESOLUTION R 76-22

The County Engineer's Office submitted the above referenced Road Resolution designating the following streets as STOP Streets at their intersections with St. Andrews Church Road: Benswood Road, Sandra Lane and Lacey's Lane.

Commissioner Jarboe made a motion to adopt said Road Resolution as recommended by the County Engineer and Maryland State Police, seconded by Commissioner Dean. All Commissioners present voted in favor of this motion.

RENTAL OF BARNs AT CLEMENTS LANDFILL

The County Administrator presented the Lease for one year's rental of the two barns at Clements Landfill by Raymond F. Tennyson; \$100 for the larger barn and \$33 for the small barn. Commissioner Dean made a motion to approve the Lease Agreement with Mr. Tennyson, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

FILLING OF RECLASSIFIED POSITIONS

Relative to the Commissioners' decision of July 28, 1976 regarding the reclassifying of certain county positions, Commissioner Dean made a motion to fill the reclassified positions as follows (to be effective August 23, 1976);

Office of Recreation and Parks - Secretary I

Linda DeLozier - Grade 7, Step 6

Office of Land Use and Development - Chief, Permits and Inspection

Dan Raley - Grade 12, Step 2

Office of Land Use and Development - Zoning Technician

Joe Garner - Grade 12, Step 0

Commissioner Jarboe seconded the motion. All Commissioners present voted in favor.

PAYMENT FOR STATE PRISONERS IN COUNTY JAIL

Correspondence was received from the Maryland Division of Correction indicating that the State will pay \$7.00 per day for a prisoner sentenced to the State confined in the local jail. The Sheriff has reviewed this correspondence and it is his recommendation that the County forward to the Division of Correction a request for \$3,227, representing \$7.00 per day for 461 days.

Commissioner Dean made a motion to sign and forward the letter to the Division of Correction, seconded by Commissioner Jarboe. All Commissioners present voted in favor.

TITLE VII NUTRITION PROGRAM - COMMISSION ON AGING

The County Administrator advised that Notifications of Grant Award have been issued to St. Mary's County Commission on Aging in the amount of \$55,000 for the project period May 1, 1976 through February 28, 1977 and in the amount of \$66,000 for the project period May 1, 1975 through April 30, 1976. The Executive Secretary for Commission on Aging has indicated that the Notifications of Grant Award are in order and therefore, the County Administrator recommended that the Commissioners approve said NGA's, pending the President of the Board's signature upon his return.

Commissioner Dean made a motion to accept the County Administrator's recommendation to accept the above mentioned Notifications of Grant Award, pending Commissioner McKay's signature, seconded by Commissioner Jarboe. All Commissioners present voted in favor of this motion.

LETTER TO GOVERNOR'S COMMISSION ON LAW ENFORCEMENT  
(BIG BROTHER/BIG SISTER PROGRAM)

The County Administrator presented a letter for the Commissioners' signatures addressed to the Governor's Commission on Law Enforcement and the Administration of Justice endorsing the Big Brother/Big Sister Program and requesting a favorable consideration of this project by the LEAJ.



Commissioner Millison made a motion to forward said letter, seconded by Commissioner Jarboe. All Commissioners present voted in favor of this motion.

TOURISM SEMINAR

Present: Ward Miller, Economic Development Coordinator

Mr. Miller appeared before the Commissioners to present the format for the scheduled Tourism Seminar August 31, 1976 at the Breton Bay Golf and Country Club. Mr. Miller listed the objectives and purposes of the Seminar as contained in his memorandum to the Commissioners dated August 13, 1976.

INSURANCE ON BOAT AT ST. CLEMENT'S MUSEUM

Commissioner Dean recommended that the Commissioners request Mr. Sterling to work with the County Archaeologist to determine the most feasible way to obtain insurance for the 34 foot dory that the Museum has acquired and to return to the Commissioners with a recommendation.

ST. MARY'S COUNTY COMMUNITY ECONOMIC INVENTORY

Present: "Buck" Briscoe  
Lois Kenney, Director of Business and Industrial Development  
Ward Miller  
Mary Salisbury  
Jim Marsh  
Nick Smith

Mr. Briscoe appeared before the Commissioners to present them with the recently prepared booklet entitled "St. Mary's County Community Economic Inventory" and explained some of the changes since the last inventory.

OYSTER SHUCKING CHAMPIONSHIP

Present: "Buck" Briscoe

Mr. Briscoe advised the Commissioners that the oyster shucking champion from last year will be going to Ireland in September for the International shucking competition. Funds are being provided by the Seafood Industry and the Rotary Club. In order to promote the St. Mary's County Oyster Festival in October and our shucking contest as a nation event, Mr. Briscoe requested the Commissioners' consideration for a portion of the funding for this promotional purpose in the amount of \$2500. The Commissioners agreed to take this request into consideration and make a decision at next week's meeting.

PRESS CONFERENCE

Present: Jack Kershaw, Enterprise  
Patty Muchow, Guardian  
Leslie Walker, Guardian  
Dick Myers, WKIK  
Mike Klienback, Beacon

The regular semi-monthly Press Conference was held at this time. A tape of the Conference is on file in the Commissioners' Office.

LAREDORE ROAD PUBLIC MEETING

Present: John Norris, County Engineer

The County Engineer requested approval for funds for postage in the amount of \$52.92 for the purpose of mailing notices of the public meeting regarding the construction of Laredore Road and presented Voucher No. 09118 relative to same.

Commissioner Dean made a motion to approve Voucher No. 09118 payable to the Post Office for postage in the amount of \$52.92, seconded by Commissioner Jarboe. All Commissioners present voted in favor of this motion.

CHAPTICO-MECHANICSVILLE ROAD - EXTRA WORK AUTHORIZATION

Present: John Norris, County Engineer

The County Engineer presented an Authorization for Extra Work for removal of 500 cubic yards of Class 1A materials, for the Chaptico-Mechanicsville Road project in the amount of \$2,000 (\$4.00 per cubic yard).

Commissioner Jarboe made a motion to approve this Extra Work Authorization, seconded by Commissioner Millison. All Commissioners present voted in favor of this motion.

CHAPTICO-MECHANICSVILLE ROAD - ADDITIONAL INSPECTION

Present: John Norris, County Engineer

The County Engineer brought to the Commissioners' attention that he will be putting another inspector on for one week's time at the established rate in the approved proposal (submitted by John Harms Associates) for this project.



ASPHALT OVERLAY PROJECTS - GUARD RAILS

Present: John Norris, County Engineer

Due to the fact that the State Highway Administration has a contractor in the County on a state project, the County Engineer recommended purchasing guard rails through the SHA's contract for Spruce Drive and Cloverhill-MacIntosh Road, which would result in a significant savings to the County than if the County were to purchase them from the contractor themselves. The Commissioners concurred with this recommendation.

COUNTY HIGHWAY INSPECTOR - OVERTIME

Present: John Norris, County Engineer

The County Engineer advised that the County Highway Inspector is completing inspection of Spruce Drive and is beginning inspection on Cloverhill-MacIntosh Road, and consequently, the Highway Inspector has accumulated in the last five weeks approximately 71 1/2 hours in excess of the regular county work week (35 1/2 hours). He has accumulated 47 hours in excess of a 40 hour week. Because of the busy schedule of the asphalt overlay program, Mr. Norris stated that the inspector would not be able to take compensatory leave at this time, which would not be in compliance with the Personnel Manual, and therefore, Mr. Norris requested that the Inspector be paid overtime for these 47 hours.

In light of this, the County Engineer recommended that the County adopt a policy that anyone who works beyond a 40 hour work week, be paid overtime and that any compensatory time that is accumulated up to a 40 hour work week would not have to be taken within the 30 day limitation of the Personnel Manual, but at a time when that individual could be spared from the office, as in the case of the Inspector, during the winter months.

In addition, Mr. Norris requested that he be allowed to handle overtime as a routine matter rather than come back to the Commissioners each time on a case by case basis and added that this situation also exists in the Solid Waste Program.

The County Administrator recommended that this matter be turned over to the Personnel Officer for a recommendation, to which the Commissioners agreed and stated they would discuss this matter at next week's meeting.

CONTRACT FOR RECONSTRUCTION OF GOLDEN BEACH ROAD

Present: John Norris, County Engineer

Mr. Norris presented a contract with B. F. Asher, a general partnership in the amount of \$603,205.50 for the reconstruction of Golden Beach Road (Project No. SM 75-1-7).

Commissioner Dean made a motion that the County enter into said contract, seconded by Commissioner Jarboe. All Commissioners voted in favor.

CONTRACT FOR INSPECTION SERVICES - GOLDEN BEACH ROAD

Present: John Norris, County Engineer

The County Engineer presented a contract for inspection services for the reconstruction of Golden Beach Road with Larry Day and Associates in the amount of \$47,932. Commissioner Jarboe made a motion that the County enter into said Contract, seconded by Commissioner Millison. All Commissioners present voted in favor of this motion.

ASPHALT OVERLAY PROGRAM

Present: John Norris, County Engineer

The County Engineer recommended that sometime in the near future that the Commissioners take a tour of the various asphalt overlay projects in the County. The Commissioners concurred with this recommendation.

DRAINAGE PROBLEM AT IGA PROPERTY AND NURSING HOME

Present: John Norris, County Engineer

The County Engineer discussed the drainage problem at the property located between the IGA and the Nursing Home in Leonardtown and the hazardous condition that exists. He stated that the owner of the IGA has indicated that he would also provide the manhole over top of the end of the pipe. Mr. Norris stated that it would be the County's responsibility to backfill the drainage pipe, regrade drainage swale over the pipe and seed area that was disturbed.

The Commissioners agreed that the County Engineer should proceed to work out the details and return to the Commissioners.



PUBLIC WORKS AGREEMENT  
ECONOMIC IMPACT FEE  
ST. MARY'S RIVER ESTATES

Present: John Norris, County Engineer

The County Engineer presented the Public Works Agreement for St. Mary's River Estates and the Economic Impact Fee Agreement for said subdivision. Both documents have been approved by the County Attorney as to legal sufficiency.

Commissioner Dean made a motion to approve and authorize Commissioner Vice-President Parlett to sign the Public Works Agreement between St. Mary's River Estates, Inc. and St. Mary's County and further to approve and authorize Commissioner Vice President Parlett to sign the Economic Impact Fee Agreement between St. Mary's River Estates and the Board of County Commissioners of St. Mary's County, seconded by Commissioner Jarboe. All Commissioners present voted in favor of this motion.

PUBLIC WORKS AGREEMENT - BEVERLY ESTATES

Present: John Norris, County Engineer

The County Engineer presented the Public Works Agreement for Beverly Estates, Sections 2 and 3, by and between Lemon Hill Land Company, and St. Mary's County. Said document has been approved as to legal sufficiency by the County Attorney.

Commissioner Jarboe made a motion to approve the above-mentioned Public Works Agreement for Beverly Estates, Sections 2 and 3, seconded by Commissioner Dean. All Commissioners present voted in favor of this motion.

SEWER LINE AT LEONARD HALL

Present: John Norris, County Engineer

The County Engineer advised the Commissioners that it was the recommendation of the Building Committee that B. I. Mattingly be authorized to backhoe on the property to determine the direction of the existing sewer line in that this firm was the original contractor who installed this line. By using this existing line it would represent a savings to the County. The Commissioners concurred with this recommendation.

BID OPENINGS

DREDGING OF LEWIS CREEK (SM 76-3-2)

WATERPROOFING CONTROL CENTER (SM 75-2-3A)

PINEY POINT BOAT RAMP (SM 76-3-4)

Present: John Norris, County Engineer

The County Engineer presented the bid talley sheets for the above-referenced projects, and in accordance with the Purchasing and Procument Resolution, will make a recommendation as to the awarding of these bids in not less than seven days, after which time the Commissioners will make a decision.

LAND O'LAKES ROAD PIPE

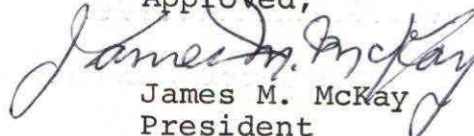
Present: John Norris, County Engineer

The County Engineer presented correspondence from Oliver Guyther, developer of the Land O'Lakes Subdivision, regarding the type of pipe to be used in the roads of said subdivision. Mr. Guyther enclosed a report by the professional firm of Wiley and Company, who inspected the pipe as to its condition. Mr. Norris stated that the pipe in question is seconds and does not meet county specifications. Mr. Guyther has asked that he be allowed to use the pipe that the firm has certified, and also added that this situation would not happen again in the future. Mr. Norris stated he could not recommend the use of this pipe.

The Commissioners stated that they would try to take the opportunity to view the site, and would make a decision at a later time.

The meeting adjourned at 1:25 p.m.

Approved,

  
James M. McKay  
President