

AN ADDENDUM TO ORDINANCE #49, AN ORDINANCE PROVIDING FOR AN EXCLUSIVE FRANCHISE WITHIN THE CORPORATE LIMITS OF LEONARDTOWN, MARYLAND FOR GARBAGE COLLECTION AND FOR THE REGULATION OF SUCH ACTIVITY

WHEREAS, the Commissioners of Leonardtown and Walter Wise, trading as a Disposal Service, mutually desire to extend the terms of the franchise identified as Ordinance #49, and to make certain other amendments thereto,

NOW, THEREFORE, be it ordained and enacted by the Commissioners this 9TH day of MARCH, 1987, that the following amendments be and hereby are adopted and incorporated into Ordinance #49:

1. ARTICLE 4, "TERM", is amended to extend the term of the franchise to June 30, 1992.

2. ARTICLE 5, SECTION 3, "COMPREHENSIVE LIABILITY INSURANCE", is amended as follows: "Minimum liability limits under the policy or policies (provided by the Grantee), shall be Three Hundred Thousand Dollars (\$300,000) for personal insurance or death and/or damages to property resulting from any (1) occurrence."

3. ARTICLE 6, CONSIDERATION, SECTION 1 "COMPENSATION",

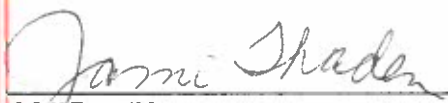
A. The parties agree that effective July 1, 1987, compensation of the Grantee shall increase two percent (2%) over the compensation paid for fiscal 1987. Effective July 1, 1988, the rate of compensation shall increase two percent (2%) over the compensation paid for fiscal 1988.

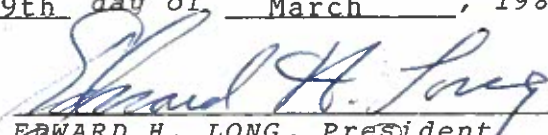
B. Rate increases for the final three years of the franchise shall be subject to the terms of Article 6, Section 1, as set forth in Ordinance #49.

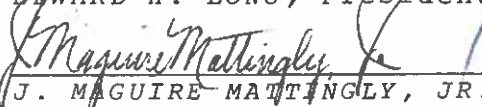
C. In the event that the county landfill at any time during the term of this franchise, charges a "dumping fee", Grantee has the right to come back to the Leonardtown Commissioners for coverage of that charge.

Passed and approved this 9th day of March, 1987.

ATTEST:


JAMI THADEN,
Acting Town Secretary


EDWARD H. LONG, President


J. MAGUIRE-MATTINGLY, JR.
Vice-President


DANIEL W. BURRIS, Commissioner

Daniel W. Muchow

DANIEL W. MUCHOW, Commissioner

Stephen L. Raley

STEPHEN L. RALEY, Commissioner

WITNESS:

Ted Michael Sheen

Walter Wise

WALTER WISE

T/A Disposal Service

APPROVED AS TO LEGAL FORM:

David F. Jenny

DAVID F. JENNY
Corporation Counsel

- 4) general liability insurance coverage will remain the same, which is \$300,000.00
- 5) Contract price does not include a "dumping fee" which is something that will probably be instituted, as most states and counties already charge this fee. Walter Wise Associates already pays a registration fee for the privilege of operating their trash service.

The Commissioners reviewed and discussed these stipulations and being fully advised they voted unanimously to extend the current contract for three years, to June 30, 1992, providing for a 2% increase for the 1987-88 and 1988-89 fiscal years, with the percentage of increase to be renegotiated for the final three years of the contract. The balance of the agreement to include the above enumerated stipulations. The motion was made by Commissioner Mattingly and seconded by Commissioner Burris.

Charles Street

Commissioner Mattingly asked Mr. Wise to inspect Charles Street and make an evaluation of the spongy, cracking problem that exists there from underground springs and advise the Town as to the proper approach to correct the problem. Mr. Wise answered that he would be happy to do so and the Commissioners thanked him for his willing cooperation.

W - Church St. Longmore St.

Abell Longmore advised the Commissioners that his father had told him that he had deeded over to the Town the property that would be needed to extend Longmore Street to Church Street and also the alley between Duke Street and Longmore St. He would like the title searched to confirm that this has been done. Prior to the sewer line extension it was not feasible to try to develop the balance of the property owned by Longmore Associates, but now that the sewer line has been extended he would like to clear the way for the possibility of future development.

Speeding/Bradrick

Commissioner Raley expressed a very real concern about the speeding problem on this street since the new development has opened up and the traffic has increased. He described a very dangerous set of circumstances that includes running stop signs as well as speeding and insisted that something must be done to curb the flagrant violation of the laws, warning that there is going to be a very unfortunate accident if the problems are not resolved. The situation was discussed and it was acknowledged that speed bumps would create problems for emergency vehicles and snow plows and since the existing stop signs are being ignored, it's questionable whether additional stop signs would have any effect. The Commissioners agreed that more intense patrolling of the area by the State Police and/or the Sheriff's Department would probably be the best approach, especially evenings and weekends, as this is the time during which the most blatant disregard for the laws is observed. It was suggested that radar hooked up to an alarm might be an approach to take.

Well #3

The plumbing is done for this well and the balance of the work will be done by the firm providing the lowest estimate. Hopefully the work can begin within a week.

Manholes

Only two manholes and lids need to be replaced, the rest can be fixed with rings.

Car wash

The car wash has begun recycling water and there has been a big difference in the amount of water they are using.

Accidents

There have been no accidents during the last month that have required workman's comp.

New Business

A. Lease of Former Town Office - 28 Court House Drive

This space was leased to the St. Mary's County Sheriff's department as of March 1, 1987. Jimmy Gatton will be moving the little storage shed to the WWTF for the use of the plant operations.

ORDINANCE NUMBER: 49B
EFFECTIVE DATE: APRIL 8, 1991

AN ADDENDUM TO ORDINANCE #49, AN ORDINANCE PROVIDING FOR AN EXCLUSIVE FRANCHISE WITHIN THE CORPORATE LIMITS OF LEONARDTOWN, MARYLAND FOR GARBAGE COLLECTION AND FOR THE REGULATION OF SUCH ACTIVITY

WHEREAS, the Commissioners of Leonardtown and Walter Wise, trading as a Disposal Service, mutually desire to make certain amendments to Ordinance #49,

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Commissioners this 8th day of April 1991, that the following amendments be and hereby are adopted and incorporated into Ordinance # 49.

1. ARTICLE 3, SECTION 1, "FREQUENCY OF COLLECTIONS", is amended to add the following: The Grantee and Grantor may select up to four (4) days per year as bulk trash collection days. These four days will be in addition to the normal collection schedule. These days shall be set aside to collect materials that are not ordinarily and customarily hauled away.

2. ARTICLE 6, SECTION 1, "COMPENSATION", is amended to add the following: The Grantee is entitled to compensation for the bulk trash collection days as set forth in this amendment. Such compensation will be in addition to the compensation paid for the normal collection schedule. The Grantee and Grantor shall agree on an hourly fee which will also be subject to the annual rate review as set forth in Article 6 Section 1 of Ordinance # 49.

BE IT FURTHER ORDAINED AND ENACTED that this Ordinance shall take effect April 8, 1991.

COMMISSIONERS OF LEONARDTOWN

ATTEST:

Anita N. Aud
Anita N. Aud,
Town Secretary

J. Maguire Mattingly, Jr.
J. Maguire Mattingly, Jr., Mayor

Edward H. Long
Edward H. Long, Vice President

James W. Densford III
James W. Densford, III, Councilman

Ruth W. Proffitt
Ruth W. Proffitt, Councilwoman

Stephen L. Raley
Stephen L. Raley, Councilman

Wayne C. Vincent Sr.
Wayne C. Vincent, Councilman

WITNESS:

Amita A. Auld

Walter Wise
Walter Wise
T/A Disposal Service

APPROVED AS TO LEGAL FORM
AND SUFFICIENCY:

A. Shane Mattingly
A. Shane Mattingly
Corporation Counsel

Commissioners of Leonardtown

206 TUDOR PLACE - TUDOR HALL

P.O. BOX 1

LEONARDTOWN, MARYLAND 20650

Telephone - 475-8791



COUNCIL

J. MAGUIRE MATTINGLY, JR., *Mayor*
EDWARD H. LONG, *Vice President*
JAMES W. DENSFORD, III
RUTH W. PROFFITT
STEPHEN L. RALEY
WAYNE L. VINCENT

TOM M. SHEA
Town Administrator

A. SHANE MATTINGLY
Corporation Counsel

April 8, 1991

Mr. Walter Wise
P.O. Box 26
Leonardtown, Md. 20650

Dear Mr. Wise:

This letter is to confirm the compensation arrangements for trash disposal services for Leonardtown for the period July 1, 1991 through June 30, 1992.

1. Percentage increase in basic trash disposal service 2%
2. Administrative reimbursement due to the Town \$150/mo
3. Bulk trash pickup \$ 50/hr
2 men and 1 truck 50/hr
Loader

Please sign your confirmation below.

Approved: _____

J. Maguire Mattingly, Jr.

J. Maguire Mattingly, Jr.
Mayor, on behalf of the Town Council

Date: _____

4/8/91

Accepted: _____

Walter Wise

Walter Wise
T/A Disposal Service

Date: _____

4/8/91

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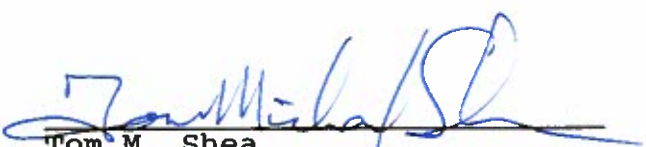
WHEREAS, the Commissioners of Leonardtown and Walter Wise, trading as a Disposal Service, mutually desire to extend the terms of the franchise identified in Ordinance #49. The exact terms are as follows:


NOW, THEREFORE, be it ordained and enacted by the Commissioners this _____ day of _____, 1992, that the following amendments be and hereby are adopted and incorporated into Ordinance #49:

1. Article 4, "TERM", is amended to extend the term of the franchise for one quarter after the June 30, 1992 termination date to September 30, 1992.

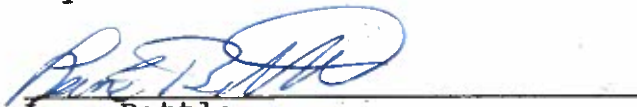
Passed and approved on this 11 day of May, 1992.

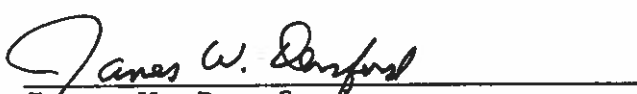
APPROVED:



 Tom M. Shea
 Town Administrator


 Walter Wise
 T/A Bob's Disposal Service

 J. Maguire Mattingly, Jr.
 Mayor


 Leon Battle
 Councilmember

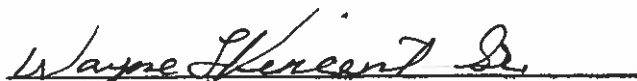

 James W. Densford
 Councilmember


 Norman Norris
 Councilmember



 Ruth W. Proffitt
 Councilwoman

APPROVED AS TO LEGAL FORM:


 A. Shane Mattingly
 Corporation Counsel


 Wayne L. Vincent
 Councilmember

ATTEST:


 Anita Aud
 Town Secretary