

ST. MARY'S COUNTY GOVERNMENT
DEPARTMENT OF
PUBLIC WORKS & TRANSPORTATION
George A. Erichsen, P.E., Director



Francis Jack Russell, President
Kenneth R. Dement, Commissioner
Lawrence D. Jarboe, Commissioner
Thomas A. Mattingly, Sr., Commissioner
Daniel H. Raley, Commissioner

May 14, 2010

Mr. Wilson H. Parran, President
Board of County Commissioners for Calvert County
Courthouse, 175 Main Street
Prince Frederick, MD 20678

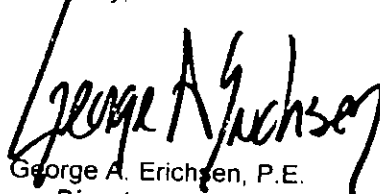
RE: Calvert County
Memorandum of Understanding

Dear Mr. Parran:

On behalf of the Board of County Commissioners, we very much appreciate your April 6, 2010 correspondence advising that your Board has granted an extension to the Project Period term of the Memorandum of Understanding (MOU) between Calvert County and St. Mary's County through July 1, 2017, per Section 6 of the MOU, for the transportation and disposal of residential municipal solid waste.

Again, we thank you for your cooperation and assistance in this mutually important arrangement. In the interim, if you have any questions, please do not hesitate to contact us.

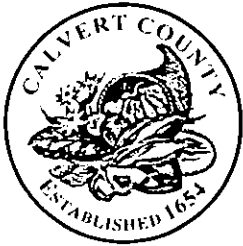
Sincerely,


George A. Erichsen, P.E.
Director

cp

cc: John Savich, County Administrator
Richard Tarr, Solid Waste Manager

S:\GERICHSE\BOCC-CORRESP\BOCC-Calvert BOCC SW MOU (5-10).doc

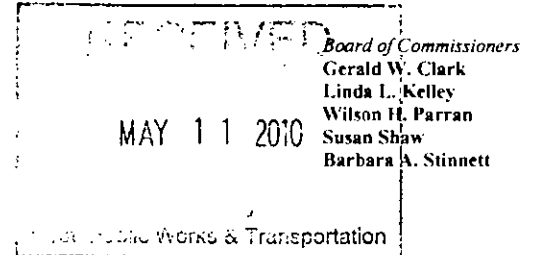


**CALVERT COUNTY
BOARD OF COUNTY COMMISSIONERS**

Courthouse, 175 Main Street
Prince Frederick, Maryland 20678
Phone: (410) 535-1600 • (301) 855-1243

April 6, 2010

Mr. George A. Erichsen, P.E., Director
St. Mary's County Government
Department of Public Works & Transportation
P.O. Box 508, Arnold Building
California, MD 20619



Dear Mr. Erichsen:

The Board of County Commissioners has approved your request to extend the Project Period term of the Memorandum of Understanding (MOU) between Calvert County and St. Mary's County dated February 12, 2002, until July 1, 2017, per section 6 of the MOU for the transportation and disposal of residential municipal solid waste. All terms and conditions of the MOU will remain in effect.

We continue to welcome the regional cooperation and assistance of the St. Mary's County Solid Waste Program. If you have any questions or need any further assistance, please contact Mike Thomas, Solid Waste Division Chief at 410-326-0210.

Sincerely,

A handwritten signature in black ink, appearing to read "Wilson H. Parran".

Wilson H. Parran, President
Board of County Commissioners

ST. MARY'S COUNTY GOVERNMENT
DEPARTMENT OF
PUBLIC WORKS & TRANSPORTATION
George A. Erichsen, P.E., Director



Francis Jack Russell, President
Kenneth R. Dement, Commissioner
Lawrence D. Jarboe, Commissioner
Thomas A. Mattingly, Sr., Commissioner
Daniel H. Raley, Commissioner

February 25, 2010

Mr. Michael Thomas, Division Chief
Calvert County Division of Solid Waste
P.O. Box 1330
Lusby, MD 20657

RE: Memorandum of Understanding
Disposal of Residential Municipal Solid Waste

Dear Mr. Thomas:

Enclosed you will find a copy of the signed and fully executed Memorandum of Understanding (MOU) between Calvert County Government and St. Mary's County Government for the transportation and disposal of residential municipal solid waste.

The MOU was originally executed on February 12, 2002 and specifies a "Project Period" valid through 2010 and a "Term" valid until July 1, 2017. As per section 6 of the MOU, St. Mary's County requests the "Project Period" be extended through the remainder of the "Term" and all conditions of the MOU remain in effect.

We appreciate the regional cooperation and professional courtesy that Calvert County continues to provide to the citizens of St. Mary's County, and the assistance provided to the St. Mary's County Solid Waste Program. If you have any questions, please do not hesitate to contact this Department.

Very truly yours,

George A. Erichsen, P.E.
Director

RPT:cp
enclosure

cc: John Savich, County Administrator
Christy H. Chesser, County Attorney
Elaine M. Kramer, Chief Financial Officer
Richard Tarr, Solid Waste Manager
Solid Waste Advisory Committee

S:\RTARR\Correspondence\Calvert County MOU extension request 022510.doc

ST. MARY'S COUNTY DEPARTMENT OF PUBLIC WORKS

*Construction & Inspections
County Highways
Solid Waste*



*Development & Plan Review
Engineering Services
Recycling*

P.O. Box 508 44825 St. Andrews Church Road California, Maryland 20619 Office: (301) 863-8400 Fax: (301) 863-8810

February 14, 2002

Mr. Dan M. Williams, R.S., Bureau Chief
Calvert County Government
Bureau of Utilities
175 Main Street
Prince Frederick, MD 20678

RE: Calvert County Memorandum of Understanding

Dear Mr. Williams:

Please find enclosed a copy of the signed and fully executed Memorandum of Understanding (MOU) between the Calvert County Government and St. Mary's County Government for the transportation and disposal of municipal solid waste.

St. Mary's County Government will provide updated delivery schedules for your review and approval, request Project Period extensions and discuss operational issues at the Appeal Facility as the need arises. In addition, St. Mary's County Government will notify Calvert County Government, in a timely manner, if any or all of the municipal solid waste being transported by the St. Mary's County Government will be diverted, transported and disposed of at another location. Lastly, it is understood that you will extend as much advanced notification as possible if any or all waste being transported by St. Mary's County Government must be diverted, transported and disposed of elsewhere due to operational issues at the Appeal Facility.

We appreciate the regional cooperation and professional courtesy that the Calvert County Government continues to provide to the citizens of St. Mary's County. If you have any questions, please do not hesitate to contact this Department.

Very truly yours,

George A. Erichsen, P.E.

Director

RPT:ep
enclosure

cc: Robert S. Taylor, Jr., Director, Calvert County Public Works
Board of County Commissioners
Alfred A. Lacer, County Administrator
John Norris, Acting County Attorney
Mary O'Brien, Risk Manager
Richard P. Tarr, Solid Waste Manager
Solid Waste Advisory Committee

"Serving The Community of St. Mary's County"

MEMORANDUM OF UNDERSTANDING
BETWEEN CALVERT COUNTY AND ST. MARY'S COUNTY

This Memorandum of Understanding ("MOU") dated this 12 day of January, 2002, by and between the Board of County Commissioners of Calvert County and the Board of County Commissioners for St. Mary's County (collectively the "Parties") establishes a cooperative working arrangement necessary for the transportation and disposal of residential and municipal solid waste to serve the solid waste disposal needs of St. Mary's County through 2010 (the "Project Period") until July 1, 2017 (the "Term").

In addition to the interim working arrangements delineated below, the execution of this MOU reflects the commitment of the Parties to ensure successful implementation of the Project in good faith. The specific provisions in the numbered paragraphs represent an expression of the cooperative arrangements discussed during the regular meeting of the Calvert County Board of County Commissioners on December 21, 1999 between the parties and/or their representatives.

WHEREAS, St. Mary's County has been diligently planning the development of its long term municipal solid waste disposal needs of the County and in consideration of the long term municipal solid waste disposal needs of neighboring St. Mary's County, and

WHEREAS, the Parties have determined that it is in their best interests to enter into a cooperative working arrangement as a part of a regional planning assistance effort.

NOW, THEREFORE, in consideration of the foregoing, the parties agree to the following:

Working Arrangements

1. Calvert County will provide access to St. Mary's County to its solid waste disposal facility in Lusby, Maryland, for disposal of acceptable solid waste in its solid waste facilities for at least one (1) Project Period as defined above, for the Term of this MOU, which period will be at the discretion of the Board of County Commissioners for St. Mary's County ("St. Mary's County"). St. Mary's County will pay the Board of County Commissioners of Calvert County ("Calvert County") the prevailing rate, or such other tipping fee as may be established in the Calvert County annual budget, for all such waste accepted by Calvert County, unless otherwise agreed to in accordance with Paragraph 3.
2. St. Mary's County shall not be responsible for the removal, and costs of removal and disposal, of any waste that Calvert County will be delivered in a manner described in Paragraph 4.
3. The current tipping fee as of the date of this MOU, which will be charged to St. Mary's County, shall be \$44 per ton or applicable prevailing rates.
4. Waste from St. Mary's County will be delivered in suitably covered, leak proof transfer trailers in approximately 14-20 pulls at a maximum rate of approximately 40 pulls a week. This includes an estimated 450 tons of residential rubble per month delivered to the Appeal Facility in roll-off style trucks in accordance with correspondence from the Calvert County Bureau Chief dated March 15, 2001. All deliveries will be made Monday through Saturday between the hours of 7:00 a.m. and 4:00 p.m. Truck deliveries will be staged in accordance with schedules submitted to and approved by Calvert County, and anticipated or actual deviations from the schedule will be brought to the attention of Calvert County immediately.
5. The Appeal Facility is currently open for private and public vendors for disposal of waste generated by St. Mary's County.

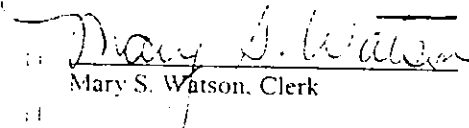
MEMORANDUM OF UNDERSTANDING
BETWEEN CALVERT COUNTY AND ST. MARY'S COUNTY

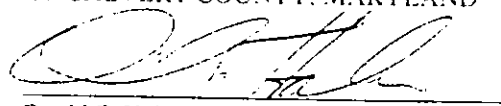
6. Upon request of St. Mary's County, each Project Period may be extended by Calvert County in its sole discretion. Throughout the term of this MOU, Calvert County will be responsible for operating and maintaining the scales, weighing waste delivery and vehicles, recording transactions, billing and collections.
7. Unless otherwise approved by Calvert County, St. Mary's County will direct only residential municipal solid waste from its County-operated convenience centers to the Calvert County Facility, which will be delivered by, or on behalf of St. Mary's County.
8. The Parties will work cooperatively and exchange necessary information to obtain any required permits, licenses, modifications and approvals for each Project Period so as to implement the Project in a timely manner. Per the Calvert County letter dated January 4, 2000, the Appeal Facility's operating plan can be changed if necessary to accommodate more waste by extending the operating hours, adding more trucks, or by increasing the size of the facility.
9. Either party may terminate this agreement for any reason at any time without advance notice to the other.
10. It is understood that this agreement has been discussed with Calvert County's vendor, who has no objection to this continued arrangement.
11. The recitals above are incorporated herein as if restated.

WITNESS the hands and seals of the parties hereto as of the date first written above.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND

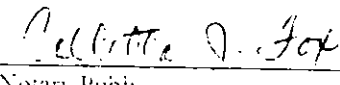

Mary S. Watson, Clerk


David F. Hale, President

STATE OF MARYLAND, Calvert County to wit:

I HEREBY CERTIFY that on this 12th day February, 2002, before the undersigned, a Notary Public of the State and County aforesaid, personally appeared David F. Hale, President of the Board of County Commissioners of Calvert County, Maryland, and he acknowledged the foregoing Memorandum of Understanding to be the duly authorized act and deed of the Board of County Commissioners of Calvert County, Maryland.

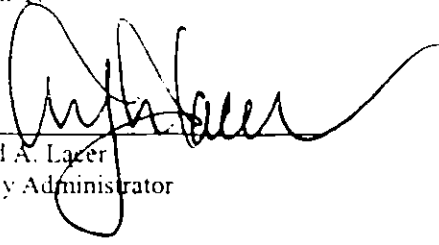
WITNESS my hand and notarial seal.

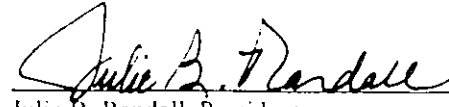

Notary Public

My Commission Expires 11-01-04

ATTEST:

BOARD OF COUNTY COMMISSIONERS
FOR ST. MARY'S COUNTY, MARYLAND

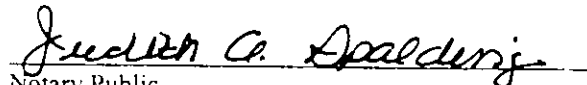

Alfred A. Lacer
County Administrator


Julie B. Randall, President

STATE OF MARYLAND, St. Mary's County to wit:

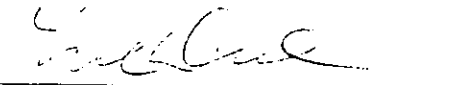
I HEREBY CERTIFY that on this 12th day February, 2002, before the undersigned, a Notary Public of the State and County aforesaid, personally appeared Julie B. Randall, President of the Board of County Commissioners for St. Mary's County, Maryland, and she acknowledged the foregoing Memorandum of Understanding to be the duly authorized act and deed of the Board of County Commissioners for St. Mary's County, Maryland.

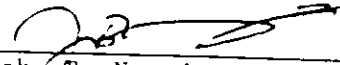
WITNESS my hand and notarial seal.


Notary Public

My Commission Expires: 03/01/03

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:


County Attorney

Approved as to Form and Legal Sufficiency: 
John B. Norris, III
Acting County Attorney