

**BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
MARCH 26, 2002**

IN ATTENDANCE

Chairman Ernest J. Gregg, Jr.
Commissioner Wendell R. Beitzel
Commissioner Frederick A. Holliday
County Administrator R. Lamont Pagenhardt

CALL TO ORDER OF PUBLIC SESSION

PRAYER & PLEDGE OF ALLEGIANCE

PUBLIC SESSION

1. Additions/deletions to Public Meeting Agenda. Mr. Pagenhardt indicated that there was one addition and no deletions to the agenda. John Nelson, Director of the Department of Planning and Zoning will review proposed Deep Creek Watershed Ordinance zoning amendments for the Public Hearing scheduled later in the day with the Board of County Commissioners.
2. Minutes of the Public Meeting of March 19 2002, Executive Session of March 19, 2002, and Administrative Session for March 21, 2002 were read, amended, and approved on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg.
3. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg. Proclaimed April 3, 2002 as "Arbor Day" in Garrett County.
4. The Board of County Commissioners conducted the Monthly Staff Meeting for March. The following agencies and departments were in attendance:

Ruth Enlow Library
Department of Social Services
Department of Economic Development
Department of Emergency Management
Mountain Top Mental Health Associates
Department of Planning and Zoning
Garrett County Chamber of Commerce
Garrett County Board of Education
Department of Solid Waste and Recycling
Garrett County Health Department
Garrett County Sanitary Commission
Garrett County Roads Department
Department of General Services
Department of Financial Services
Western Maryland Consortium
Tri-County Council for Western Maryland

5. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for February 19, 2002 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners. The Board of County Commissioners, on a motion by Chairman Gregg, which was seconded by Commissioner Holliday, and made unanimous by Commissioner Beitzel, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to address the Northern Garrett Industrial Park/Grantsville Water Project with Gorman Getty, County Attorney and Jim Hinebaugh, Director of the Department of Economic Development. The same motion moved back to public session.

Mr. Getty spoke about pending litigation between the County and DT Construction and the County and the Garrett County Sanitary District, Inc. It was the opinion of Mr. Getty that a final settlement was proceeding. Mr. Getty will work closely with the Department of Economic Development and Mr. Pagenhardt on this issue.

Mr. Getty also spoke directly with the Board of County Commissioners on their individual involvement with the Town of Grantsville and the District as it applies to the final settlement of all legal proceedings and the operation of the water system. Mr. Getty prepared a letter addressed to the Board on this recommended approach, which is on file with Mr. Pagenhardt.

6. The Public Hearing on an Agricultural Preservation District application scheduled for this date with the Board of County Commissioners was canceled based on the fact that the applicant was deceased and the executor of the estate withdrew the application.
7. Brian Bowers, Procurement Officer reviewed County procurement policy as it applies to Program Open Space project approvals. Also in attendance for this session were Gary Mullich, Director, Department of General Services, and Mr. Nelson. It was the opinion of the Board and staff personnel involved in the discussion that all projects that have funding from the County directly approved and appropriated to a qualifying project sponsor, should adhere to County procurement policy provisions. Mr. Mullich indicated that he would confer with Mr. Getty on this issue to secure his legal opinion and assure that policy and legal requirements are consistent.
8. Mr. Nelson reviewed proposed Deep Creek Watershed Ordinance zoning amendments for the Public Hearing with the Board of County Commissioners. Each proposed amendment was appraised by the Board in anticipation of questions and specific explanation and clarification at the Public Hearing.
9. The Board of County Commissioners, on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to address legal issues with Mr. Getty. The same motion moved back to public session.

ADMINISTRATIVE SESSION

1. The Board of County Commissioners reviewed a number of correspondences and scheduled appointments. Included was a preliminary schedule to meet with Mr. Pagenhardt and Department of Financial Services staff on the final adoption of Fiscal Year 2003 Budget.
2. The remainder of the day was spent in administrative session.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Jr., Chairman
Board of County Commissioners

Date

