

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**JUNE 24, 2003**

**IN ATTENDANCE**

Chairman Ernest J. Gregg  
Commissioner David C. Beard  
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 were no additions or deletions to the agenda for June 24, 2003.
2. Minutes of the Public Meeting of June 17, 2003 and Executive Session of June 17, 2003 were read and approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
3. The Board of County Commissioners conducted the Staff meeting for June. The following agencies and departments were in attendance:

Department of Economic Development  
Department of General Services  
Department of Social Services  
Department of Emergency Management  
Garrett County Board of Education  
Garrett County Health Department  
Garrett County Community Action Committee  
Department of Planning and Zoning  
Western Maryland Consortium  
Garrett County Extension Service  
Ruth Enlow Library  
Garrett County Chamber of Commerce

Chairman Gregg introduced Stephen Eiswert to those in attendance. Mr. Eiswert is a summer intern hired by the Board of County Commissioners to work with the Municipal Assistance Coordinator on a number of issues related to county and municipal governments.

4. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved resolutions to authorize Garrett County Community Action Committee to submit applications for Community Development Block Grant Program projects. These include:
  - Overlook Child Care Operating Grant (\$231,434)
  - County Home Repair Grant (\$300,000)
  - Mountain Village Development Grant (\$280,000)
  - Crellin Community Center Rehabilitation Grant (\$500,000)
5. Bill Meagher requested time to meet with the Board of County Commissioners to discuss the location of an ancillary business adjacent to the Deep Creek Creamery. The State Highway Administration, State Fire Marshal, and the Department of Planning and Zoning have not issued a permit for this usage. Based on Mr. Meagher's failure to cease operating the operation of the retail business at this location, the Department, through the Garrett County Sheriff's Department, had served legal notice to cease operating. Mr. Meagher will continue to communicate with the Department to meet all zoning requirements to operate a business at this location.
6. The Procurement Office conducted a bid opening for custodial cleaning and paper products (bid #03-0624). The Board of County Commissioners will review all bids received prior to a recommendation of award.
7. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved a recommendation of bid award for crew cab pick-up (bid #03-0610C) to Shaffer Ford Sales, Inc.
8. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved a recommendation of bid award for tri-axle dump truck (bid #03-0610T) to Bedford Ford Lincoln-Mercury, Inc.
9. Mark Tonkovich, Director, Department of the Department of Public Utilities presented the Board of County Commissioners with recommendations compiled by the Deep Creek Lake Public Utilities Advisory Committee. The justification for each recommendation presented by Mr. Tonkovich was based on the fact that the Department and the County needs to evaluate and establish a standard procedure to eliminate private sector market price increases related to equivalent residential units and corresponding transfers. The Board will take each recommendation under advisement. Several questions were directed to the Board and Mr. Tonkovich, all of which will be taken under consideration prior to a final decision of approval.

10. Jonathan Kessler requested that the Board of County Commissioners, Mr. Pagenhardt, and Mr. Tonkovich reconsider a recent change in policy as it relates to water meters for his businesses. The issue of discussion and disagreement is the question of assessment of commercial use versus that of an actual usage meter. The matter will also be taken under advisement.
11. Dorothy Leuba, a member of the Garrett County Sanitary (Advisory) Commission, met with the Board of County Commissioners, Mr. Pagenhardt, and Mr. Tonkovich to request answers to a number of questions related to the operation of the Department of Public Utilities. Each question was explained and justified.
12. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for June 17, 2003 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 Commissioner Holliday, which was seconded by Commissioner Beard, 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 the purchase of real property for the location of a new detention center. Gary Mullich, Director of the Department of General Services was also in attendance. The Board agreed to allow Mr. Mullich to negotiate a purchase price with the owner of property selected as the primary potential site.

#### **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of correspondences with the Board of County Commissioners.
2. Chairman Gregg and Mr. Pagenhardt, on behalf of the Board of County Commissioners, executed an agreement for the operation and maintenance of the Mountain View Condominium Water Treatment Facility and the Department of Public Utilities.
3. Chairman Gregg executed engagement letters on behalf of the Board of Garrett County Commissioners and Rodeheaver and Associates and the Garrett County Sanitary District, Inc. and Rodeheaver and Associates.
4. Mr. Pagenhardt, on behalf of the Board of County Commissioners executed change orders for the Deep Creek Waste Water Treatment Plant between the County, Beitzel Corporation, and Rural Development Administration.
5. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved a Revised Fiscal Year 2003 and Approved (Initial) Fiscal Year 2004 Operating and Capital Budget for Garrett College.

6. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved an appropriation of \$500 to the Town of Kitzmiller for the annual homecoming celebration.
7. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, appointed the following individuals to the Garrett County Health Planning Council:

- Adina Brode
- Ernest Gregg
- Lois Swartzentruber
- Trish Yoder
- Thomas Myers
- Diane Lee

Official letters of appointment will be sent to each member under the signature of Chairman Gregg.

8. Chairman Gregg executed a Memorandum of Agreement between the Board of County Commissioners and the Maryland Emergency Management Agency for \$36,419.33 awarded under the United States Department of Homeland Security State Homeland Security Grant Program.
9. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, appointed Barbara Collins to the position of animal control officer with the Department of Emergency Management. An official letter of appointment will be sent to Ms. Collins outlining all terms and conditions of employment by Mr. Pagenhardt.
10. The Board of County Commissioners, in furtherance of the session on June 17, 2003 with John Cobb who had requested that the County not reconstruct certain sections of Glendale Road, agreed to not change or amend plans as previously approved and planned by the Garrett County Roads Department. Mr. Pagenhardt will correspond with Mr. Cobb on this action taken by the Board.
11. The Board of County Commissioners agreed to schedule a meeting with the Board of Directors of Mountain Top Mental Health Associates to further discuss organizational options for this agency as result of actual and pending funding reductions. This discussion will include County Health Officer Rodney Glotfelty, Mr. Pagenhardt, and possible County Attorney Gorman Getty.
12. The remainder of the day was spent in administrative session.

**ADJOURNMENT**

**Attest:**

**By Order of the Board,**

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R. Lamont Pagenhardt,  
County Administrator

\_\_\_\_\_  
Ernest J. Gregg, Chairman  
Board of County Commissioners

\_\_\_\_\_  
Date

