

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
JUNE 7, 2005

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.
2. Minutes of the Public Meeting of May 31, 2005, Executive Session of May 31, 2005 and Administrative Session June 2, 2005 were read and approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
3. The Garrett County Humane Society and Homeless Animal Rescue Transport met with the Board of County Commissioners to address pet population awareness issues. Specific issues were presented to amend the Garrett County Animal Control Ordinance to allow for more control of illegal breeding. Staff with the Department of Emergency Management – Animal Control Division will continue to work closely with these volunteer organizations on all related issues
4. The Board of County Commissioners conducted a Public Hearing to consider an amendment to the Garrett County Water and Sewer Master Plan. Official public notification has been duly advertised and specific property location has been provided.

BEAR CROSSING SUBDIVISION

The developer of this property has requested that an amendment to the Garrett County Water and Sewer Master Plan be approved that would annex this parcel (map 40, parcel 476) into the Deep Creek Lake Sanitary District.

Public commentary was received and the hearing was closed. The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved the amendment as presented. A Resolution was executed by the Board officially approving this amendment to the Master Plan.

5. Staff with the Department of Public Utilities presented a request from the Garrett County Fair Board for a waiver of connection fees for public water to the fairgrounds. The Board agreed to waive this fee with the provision that the Fair Board pays all debt service payments.
6. The Board of County Commissioners reviewed and awarded recommendations of bid award for the following:
 - a) Chain and Augers (Bid #05-0519CA). Bid approved and awarded to a Chemung Supply Corp. and Appex Pinnacle based on specific type of material on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg. Actual award document on file with the Procurement Office.
 - b) Culvert Pipe (Bid #05-0519C). Bid approved and awarded to Chemung Supply Corp., Garrett Mine Supply, Potomac Valley Industrial Supply, and Contech Construction Products, Inc. based on specific type of material. on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg. Actual bid award document is on file with the Procurement Office.
 - c) Motor Oil and Grease (Bid #05-0526). Bid approved and awarded to American AGIP Company, Inc., Glassmere Fuel Service, and Tri County Petroleum, Inc. based on specific type of material on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg. Actual bid award document on file with the Procurement Office.
 - d) Filters (Bid #05-0526F). Bid approved and awarded to Lakeview Auto Parts on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg. Actual award document on file with the Procurement Office.
7. The Board of County Commissioners met with staff from the Board of Education and Garrett County Community Action Committee to discuss renovations to the Grantsville Elementary School/Head Start Center. Duane Yoder, President of Community Action, presented an overview of program needs for both organizations with plans to locate a Head Start Center and child care center at the Grantsville Elementary School. The total cost including site work and construction was reviewed to include eligible State funding. The Five-Year Capital Improvement Plan does not include this project and the Plan will need to be amended to include this project expected for Fiscal Year 2007.
8. Staff with the Department of Planning and Land Development presented the Board of County Commissioners with Fiscal Year 2006 Program Open Space Project Funding requests. A listing of project description and funding estimate was reviewed with the total requests of \$360,976 and available funding of \$252,501. The Board will take all requests for funding under advisement and provide a final decision of approval on June 14, 2005. (See Administrative Session - Item #5 for decision).

9. William Pope requested time to meet with the Board of County Commissioners to voice an opinion on wind generating power in the County and to request, on behalf of Maryland/DC Breeding Bird Atlas Project, access/use to County property to watch birds and determine which bird species actually breed in this area. The Board approved this request to access County property with the condition that a hold harmless agreement for personal liability is executed between this organization and the County. Gary Mullich, Director of the Department of General Services (who was in attendance for this session) will be responsible for preparing such an agreement.
10. Charles Ross, President, Garrett County Chamber of Commerce presented a request for funding by the County in the amount of \$50,000 to be used for the local match of the Appalachian Regional Commission Grant for The Granary at Stanton's Mill Restoration Project – Historic National Road Gateway Welcome Center. The Board of County Commissioners has endorsed the project. The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, agreed to fund \$45,000 of this project with the Chamber picking up \$5,000 (ten percent (10%).
11. Carol Riley, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.
12. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for May 31, 2005 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 Beard, 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 personnel and legal issues. The same motion moved back into Public Session.
 - a) Mr. Pagenhardt notified the Board on the status of the asbestosis workers compensation claim filed by John Savage versus the County. A settlement conference/hearing will be (was) scheduled for June 4, 2005 and the Board was asked if a consideration of financial settlement would be an option. The Board unanimously concurred to not offer any financial settlement. Mr. Pagenhardt will represent the Board on this matter.
 - b) Staff and the Board reviewed benefit assessments and ad valorem tax rates for Sanitary District Water and Sewer Systems. The main area of concern was that prior calculations have created a shortfall in the debt payment for certain districts. The recommendation by staff, which the Board agreed to provide an appropriation from the general fund that would accurately appropriate revenue for debt service. The amount to balance this assessment is \$57,500.
 - c) Mr. Pagenhardt reviewed the employee election process recently completed for determining a transfer of pension funds from the State of Maryland

Pension System to the Garrett County Self Funded Pension Plan. The Board unanimously agreed to execute a Resolution that will authorize this transfer.

- d) James Hinebaugh, Director, Department of Economic Development briefed the Board of County Commissioners on a number of matters.
- e) The Board of County Commissioners reviewed applications for the vacant position of Director of the Department of Public Utilities. It was determined to interview four (4) candidates for this position on June 16. Mr. Pagenhardt will facilitate the interviews, which will include the Commissioners and County Attorney Gorman Getty.

ADMINISTRATIVE SESSION

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. The Board of County Commissioners reviewed a request from Mountain Aviation for a waiver of the five percent (5%) fee for usage of the Garrett County Airport for flight instruction. The Board will not agree to a change in this fee structure and subsequent request for waiver. Gary Mullich, Director, Department of General Services, who was in attendance for this session, will convey this decision by the Board to Mountain Aviation.
3. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved final Fiscal Year 2005 Budget amendments, which will be incorporated in Fiscal Year 2006 Budget.
4. The Board of County Commissioners, Mr. Pagenhardt, and senior Department of Financial Services staff reviewed final Fiscal Year 2006 Budget appropriations. The official Budget will be approved on June 14.
5. The Board of County Commissioners approved the following Fiscal Year 2006 Program Open Space funding requests:
 - a) Garrett County - Deep Creek Lions – McHenry Soccer Field
\$5,027
 - b) Town of Oakland - Oakland Train Station
\$20,000
 - c) Garrett County – Southern Garrett High School practice field
\$15,000
 - d) Garrett County – Broad Ford Elementary
\$23,000
 - e) Garrett County – Finzel Park
\$17,500

- f) Town of Friendsville – Kendall Trail and Community Park
\$26,666
- g) Town of Loch Lynn Heights – Athletic Complex
\$19,971
- h) Casselman Valley Soccer – Soccer Complex
\$89,500
- i) Town of Accident – Town Park East
\$2,000
- j) Town of Grantsville – Town Park
\$33,837

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date