

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**AUGUST 2, 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**

**EXECUTIVE SESSION**

Prior to the opening of the Public Session, 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 discuss personnel issues with Sheriff Richard Sanders. The same motion moved back into Public Session.

**PUBLIC SESSION**

1. Additions/deletions to Public Meeting Agenda. Mr. Pagenhardt indicated that there was one addition and one deletion to the Public Meeting Agenda. The Procurement Office has requested time to present (3) recommendations of bid award and the public session time with Sheriff Sanders was canceled due to an extended time required for the Executive Session.
2. Minutes of the Public Meeting of July 26, 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 Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, executed a Resolution "In the Matter of Protecting the Private Property Rights of Garrett County Residents". Commissioner Beard provided commentary on the approval and executive position that the Board has taken on this matter.
4. The Procurement Office presented the Board of County Commissioners with the following recommendations of bid award:

- a) Water and Sewer Extension - New Garrett County Public Works Center (bid #05-0728). The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved the bid to Robert D. Beitzel Excavating for \$71,424.75.
  - b) Brush Mower (bid #05-0721M). The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved the bid to Middletown Tractor Sales for \$73,959.00. (Equipment is a 2005 John Deere 6220).
  - c) Boom Flail – Trackless Machine (bid #05-0728BF). The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved the bid to US Municipal Supply, Inc. for \$19,879.00.
5. The Board of County Commissioners met with Jack Hinebaugh, former mayor of the Town of Deer Park and resident Charles Kitzmiller who expressed their opinions on a number of issues related to the Deer Park Water Sanitary District and Deer Park Sewer Sanitary District. Points of discussion were out-of-district service, the associated cost of service both in-district and out-of-district, and ad valorem tax calculation. Staff from the Department of Public Utilities was also in attendance for this session. Specific questions were answered and others were referred to the Department for further evaluation.
  6. Carol Riley, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.

#### **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. 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 and appointment of Clyde Welch to the position of Recycling Center/Solid Waste Operator. An official letter of appointment will be sent by Mr. Pagenhardt outlining the terms and conditions of this appointment.
3. Chairman Gregg and Mr. Pagenhardt, on behalf of the Board of County Commissioners, executed a “One Maryland” grant agreement between the Board of County Commissioners of Garrett County and the Department of Business and Economic Development for the Keyser’s Ridge Industrial Park Infrastructure.

4. The Board of County Commissioners, on a motion by Chairman Gregg, which was seconded by Commissioner Beard, and made unanimous by Commissioner Holliday, appointed the following persons to the Mental Health Advisory Committee:
  - a) Howard Gerard, consumer (reappointment)
  - b) Les McDaniel, mental health professional (reappointment)
  - c) Terry White, Area Agency on Aging (appointment)
  - d) Shannon Haley, Department of Social Services (appointment)
  - e) Allyson Martz, Board of Education (appointment)
  - f) Joyce Fitzwater, consumer (appointment)
  - g) Jared Zitwer; consumer(appointment)
  
5. The Board of County Commissioners met with Delegate George Edwards to discuss the issue of tax incremental financing. Also in attendance for this session was James Hinebaugh, Director, Department of Economic Development; Jenny Reams, Accountant, Department of Financial Services; and Scott Weeks, Assistant Director, Department of Financial Services. The Board agreed to proceed with this concept with an option to manage this debt through either general obligation bonds or through the tax-free debt limit allowed under State Legislation for Garrett County Government. Part of the comprehensive County Capital Project Long-term Plan will include additional funds for the Adventure Sports Center Complex which will be taken under advisement as part of the next subsequent budget review/approval process.
  
6. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, appointed Sherry Weaver to serve on the Garrett County Health Planning Council. (The Board had previously appointed Dr. Thomas Gregory to serve on the Council and he has provided notice that he would be unable to serve in this capacity).
  
7. Mr. Pagenhardt informed the Board of notification that he had received from Delegate Edwards in furtherance of administrative action taken by the Board of County Commissioners on July 26, 2005 to agree to pursue the purchase of forty-five (45) acres owned by the Donald Frazee Estate. Mr. Hinebaugh had previously corresponded with Delegate Edwards at the request of Mr. Pagenhardt to convey this executive decision by the Board. Delegate Edwards expressed his appreciation to the Board to take the lead on this issue but he noted that the State of Maryland Department of Natural Resources intends to go forward with the purchase. Delegate Edwards is going to continue to explore the transfer of a large tract of State property in the Chestnut Ridge area to the County for future industrial development. Therefore, the Board, on a motion by Commissioner Beard, which was seconded by Chairman Gregg, and made unanimous by Commissioner Holliday, rescinded official action taken to purchase this property.

**ADJOURNMENT**

**Attest:**

**By Order of the Board,**

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R. Lamont Pagenhardt,  
County Administrator

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Ernest J. Gregg, Chairman  
Board of County Commissioners

\_\_\_\_\_  
Date