

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
April 28, 2009

IN ATTENDANCE

Chairman Dennis G. Glotfelty

Commissioner Ernest J. Gregg

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 amendment to the Public Meeting for April 28, 2009. The Board will be asked to continue in administrative session rather than adjourn at the time stated on the agenda. Mr. Pagenhardt also noted several matters to be discussed during administrative session on this date.
2. Minutes of the Public Meeting of April 21, 2009 and Administrative Session Minutes for April 22, 2009 were approved on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty.
3. The Board of County Commissioners executed a Proclamation designating May as "Mental Health Month in Garrett County".
4. The Board of County Commissioners executed a Proclamation designating the first week in May as "Youth Week".
5. The Board of County Commissioners conducted the quarterly department head staff meeting. The following departments and agencies were in attendance:
 - a) Department of Economic Development
 - b) Office of the State's Attorney
 - c) Department of Public Utilities
 - d) Chamber of Commerce
 - e) Board of Elections
 - f) Department of Planning and Land Development
 - g) Department of Public Safety and Emergency Management

- h) Dove Center
 - i) Department of Financial Services
 - j) Department of General Services
 - k) County Roads Department
 - l) Department of Social Services
 - m) County Extension Service
 - n) Western Maryland Consortium
 - o) County Health Department
 - p) Board of Education
 - q) Partnership for Children and Families
6. The Purchasing Department presented a recommendation of bid award for Court House Plaza Landscaping Services (bid #09-0416L). The Board of County Commissioners, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman Glotfelty, approved an award to Maple Lane Farm & Nursery for a total bid price of \$11,076.
 7. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to discuss personnel and organizational matters relative to the Garrett County Department of Social Services. The same motion moved back into Public Session.
 8. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to discuss financial matters relative to the Adventure Sports Center International. The same motion moved into Administrative Session.
 9. 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. On April 21, 2009 and reflected in these Public Meeting Minutes, the Board of County Commissioners, on a motion by Chairman Glotfelty, which was seconded by Commissioner Gregg, and made unanimous by Commissioner Holliday approved two (2) easements on County Airport property at no cost for Richard DeWitt-Aviation Properties LLC. Future annual payments to the County will be based on charges adopted by the Board every five (5) years for use of County Airport property

by private companies and individuals in the same manner that they do for hangar space leases and conducting of aviation related businesses at the County Airport.

3. The session to review the draft Utility Permit Ordinance was deferred until May 12.
4. Commissioner Gregg and Commissioner Holliday met with James Hinebaugh, Director, Department of Economic Development; Wendy Yoder, Director, Department of Financial Services; Scott Weeks, Assistant Director, Department of Financial Services; and Duane Yoder, Garrett College Board of Trustees to discuss the proposed Community Athletic Recreation Center. Chairman Glotfelty, based on advice of legal counsel, recused himself from this discussion.

Senator George Edwards had informed the Board of County Commissioners that \$3 million in additional funding had been secured for this project. (The Board had taken prior action to defer official action to proceed due to the total project cost estimated to be greater than revenue sources and an affordability level).

Commissioner Gregg entered a motion expressing his opinion that the project should continue and the County should proceed with funding plans as previously agreed to. Commissioner Holliday stated that he could not second the motion or support funding to the estimated level of debt service and annual operating and maintenance costs projected. Mr. Yoder requested that the Board hold off on any final determination until a more definitive operating cost summary can be prepared by the College. Commissioner Holliday and Commissioner Gregg agreed to this suggestion by Mr. Yoder.

5. The Board of County Commissioners, Mr. Hinebaugh, Ms. Yoder, and Mr. Weeks reviewed the potential sale of County property on Garrett Highway in Oakland and the feasibility of using Appalachian Regional Commission (ARC) funds for infrastructure improvements. The Board agreed to proceed with further negotiation with a prospective buyer.
6. The Board of County Commissioners met with Ms. Yoder and Mr. Weeks to review a number of financial issues:
 - a) Discussion on a setting a schedule to review Fiscal Year 2010 Budget and finalizing a date and time for a public information meeting to present the budget.
 - b) Included in this discussion was a request from the Partnership for Children and Families for an appropriation of funding of \$40,000 for Fiscal Year 2010. This request for action did not receive a motion to approve.
 - c) The Board reviewed a request from the Board of Education to allow unspent/carryover funds for Fiscal Year 2009 to be designated to the increase in employee health care benefits for Fiscal Year 2010. The Board determined that any decision on this issue matter will be deferred until the Fiscal Year 2009 Audit for the Board of Education is finalized. In addition, the Board did not

make any commitment or agreement to direct/restrict funds to the Board of Education for the cost of employee health care benefits if in fact there are Fiscal Year 2009 carryover funds. The approved Fiscal Year 2010 Operating Budget for the Board of Education will be the same as Fiscal Year 2009 (\$23,159,000).

7. The Board of County Commissioners, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made by Chairman Glotfelty, approved a request from Spiker, LLC to transfer one (1) equivalent residential unit from Map 50, Parcel 654 to Map 50, Parcel 256.
8. Ms. Yoder presented a request from Adventure Sports Center International (ASCI) for an abatement of Fiscal admissions and amusement tax for all reservations made prior to May 1, 2009 and thereafter, it will collect the tax on all appropriate services. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded and carried by Chairman Glotfelty, approved this request. Commissioner Gregg was not in attendance for this session.
9. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, appointed Jeri Jones to the Garrett County Mental Health Advisory Council. An official letter of appointment will be sent to this appointee under the signature of Chairman Glotfelty.
10. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, appointed Phillip Rook (fulfilling the term of Terry Spear) and re-appointed Bradley Frantz to the Region I EMS Advisory Council. Official letters of appointment will be sent to each appointee under the signature of Chairman Glotfelty.
11. The Board of County Commissioners reviewed a letter from the Garrett County Commission for Women requesting that Susan Athey-Oxford be appointed to this commission. There was no motion entered and therefore no appointment will be made.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Dennis G. Glotfelty, Chairman
Board of County Commissioners

Date