

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
September 5, 2017

IN ATTENDANCE

Chairman Paul C. Edwards
Commissioner James C. Hinebaugh, Jr.
Commissioner S. Larry Tichnell

County Administrator Kevin G. Null

ADMINISTRATIVE SESSION

The Administrative Session was opened at 3:10 P.M.

1. Garrett County Local Management Board – Membership. Request from the Garrett County Local Management Board for the removal of Sam Moon from the Board. Mr. Moon was appointed in November 2015 and only attended two meetings in the past two (2) years.

The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved this request. An official letter will be mailed to Mr. Moon under the signature of Chairman Edwards.

2. Keyser’s Ridge Business Park Water Infrastructure Phase II Funding. Request for authorization to submit an Appalachian Regional Commission Grant Funding application for \$344,000 for the 200,000 water storage tank project at Keyser’s Ridge Business Park. The matching grant will be provided by Maryland Department of the Environment for a total grant package of \$688,000.

The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved the grant application.

3. Garrett County Humane Society. Discussion on the request made by the Garrett County Humane Society (GCHS) on August 7, 2017, for the County to consider taking over the duties of their organization.

At this time, the County is not in a position to take on the duties/responsibilities of the GCHS, but will continue to provide financial support for this organization.

The Administrative Session was closed at 3:50 P.M.

CALL TO ORDER OF PUBLIC SESSION at 4:00 PM

PRAYER & PLEDGE OF ALLEGIANCE - Invocation by Pastor Kroll.

PUBLIC SESSION

1. Mr. Null indicated there was one (1) addition and one (1) deletion to the Public Meeting Agenda. The Recognition of Roads Division Bridge Crew was removed from the Agenda and the Garrett County Purchasing Department added a bid award for the Puzzley Run Water Treatment Plant Project.

The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved the Public Meeting Agenda for September 5, 2017.

2. The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved the Public Meeting Minutes of August 22, 2017.
3. Retirement Recognition:
 - ❖ Michael Saunders – Garrett County Sheriff’s Department – 30 Years
 - ❖ James Spiker – Garrett County Department of Facilities & Maintenance – 11 Years
4. Garrett County Purchasing Department

Bid Awards:

 - A. Garrett County Health Center Parking Lot-Bid # 17-017P
Prepare, crack fill, seal coat, and re-stripe the parking lot. One (1) bid was received in the amount of \$24,695 from R & M Paving, Grantsville.
 - B. Garrett County Health Center Sidewalk Replacement-Bid # 17-0817S
Replace the front sidewalk. One (1) bid was received in the amount of \$14,960 from Frank Arnold Contractors, Oakland
 - C. Visitors Center HVAC Unit Replacement-Bid # 17-0817H
Two (2) bids were received. Beitzel Corporation in the amount of \$16,975 and Rush Services in the amount of \$17,315. The Purchasing Department recommended awarding the contract to the Beitzel Corporation.

The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved all three bids as recommended.

- D. Puzzley Run Water Treatment Plant-Bid # 17-0817
Eight (8) bids were received for the construction of the Puzzley Run Water Treatment Plant at the Keyzers Ridge Business Park:
 - Beitzel Excavating, LLC - \$1,149,189
 - First Fruits Excavating-\$1,438,843
 - GM McCrossin-\$1,580,285.31
 - Carl Belt, Inc. - \$1,614,697
 - Beitzel Corporation - \$1,693,977.84
 - Triton Construction - \$1,683,800,
 - Excavating Associates - \$1,744,805
 - Guyer Brothers, Inc. - \$1,934,428.50.

The Purchasing Department recommended awarding the contract to the apparent low bidder, Beitzel Excavating, LLC in the amount of \$1,149,189. However, this would require the Board to waive the following deficiency within the Beitzel Excavating bid:

Beitzel Excavating, LLC ("Beitzel"), the low bidder for the Puzzley Run Water Treatment Plant # 17-0817 (the "Project") did not submit the complete Addendum 3 Bid Form (the "Addendum") as a part of its bid for the Project. In accordance with the General Conditions and Instructions to Bidder-Construction Contacts, Section 22, the County has determined that Beitzel’s failure to submit the completed Addendum was a deficiency in its bid (the "Deficiency"). That County has further determined that the Deficiency is not material to the Project and that it is in the best interest of the County to waive the Deficiency. The County Attorney has reviewed the bids and approved the waiver request.

The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, approved the waiver request and awarded the contract as recommended.

5. Resolution 2017 – 6: **Resolution Adopting an Ordinance Authorizing a Person under Specific Conditions to Cross a Highway or Operate an All-Terrain Vehicle or Snowmobile On A Designated Portion of a Highway in Garrett County.**

Chairman Edwards announced that due to some changes in the proposed Ordinance as introduced on August 7, 2017, specifically a requirement that helmets will be required and to review other comments received, the adoption of the Ordinance will be tabled until the September 19, 2017 Public Meeting. It is the intention of the Board to adopt the Ordinance at that meeting.

Change in proposed Ordinance: HELMETS REQUIRED

Unless the ATV or UTV is equipped with a factory Roll Over Protection System (R.O.P.S.), the operator or passenger of the ATV or UTV will not operate on any portion of the roadway unless the operators and passengers are wearing protective headgear that meets the standards established by the Administration as defined in TA 21-1306.

In such cases where the ATV or UTV is equipped with a factory R.O.P.S., the operator and passengers will utilize the factory seat belts when operating the ATV or UTV on any portion of the roadway.

Mr. Greg Wilburn spoke in favor of the ordinance and presented a letter of his support to the Board.

6. Designation of Open Meeting Official - Resolution # 2017-7. Under current law, each public body must designate at least one individual who is an employee, officer, or member to take the Open Meeting Official Training Class. As of October 1, 2017, at least one member of the public body must be also designated to take the class. The designated member has 90 days after the designation to take the class. Chairman Edwards has taken the class and has been certified since December 2014.

The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded and carried by Commissioner Hinebaugh adopted Resolution #2017-6 designating Chairman Edwards as the Open Meeting Official for the Board of Garrett County Commissioners.

7. Public Commentary:

- ❖ Question on change of the Ad Valorem - McHenry customers can expect a five (5) cent and Thayerville customers can expect a fourteen (14) cent decrease. Richard Kelly presented written comments and requested a financial study be conducted by an outside firm to review rate and rate structure.

8. The Board of Garrett County Commissioners next scheduled Public Meeting will be Tuesday, September 19, 2017 at 6:00 PM at the Eastern Garrett Fire Company, Finzel.

ADJOURNMENT: The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, adjourned the Public Meeting at 4:20 P.M.

Attest:

By Order of the Board,

Kevin G. Null,
County Administrator

Paul C. Edwards, Chairman
Board of County Commissioners