

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**SEPTEMBER 23, 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 was one (1) addition and no deletions to the public agenda for September 23, 2003. Gorman Getty, County Attorney had requested to meet directly with or teleconference with the Board of County Commissioners on a number of legal matters.
2. Minutes of the Public Meeting of September 16, 2003 and Administrative Minutes of September 18, 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, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, issued a Proclamation designating the week of October 6 to 10, 2003 as "Lawsuit Abuse Awareness Week".
4. The Board of County Commissioners and management from the Garrett County Roads Department met with residents who reside near the Savage River Bridge, which was closed on September 17, 2003 due to a closing order issued by the bridge inspector. County Engineer Dwight Emory explained the process and direction that the County will take to replace/repair this bridge. This included approval by the Board to purchase a temporary bridge to allow for travel while a new bridge was constructed and installed by County Roads Department personnel. Mr. Emory explained that the temporary bridge would be delivered on September 26 with a projected time of three (3) weeks for opening to public usage.
5. Sheriff Sanders briefed the Board of County Commissioners on the following departmental issues:

- Update on drug enforcement activities
  - Status of resident deputy program for the Town of Mountain Lake Park
  - Office operations for the Sheriff's Department and Detention Center
  - Review of audit of Detention Center conducted by the Standards Commission
  - Response to statements made by residents in prior session pertaining to law enforcement presence in the area near Savage River.
  - Incident call statistic report
  - Preparation for the Autumn Glory Festival
6. The Board of County Commissioners conducted a public hearing to consider an amendment to the Garrett County Water and Sewer Master Plan. Mark Tonkovich, Director, Department of Public Utilities presented an explanation of the process. Those in attendance voiced a number of comments. The Board will keep the record open for one (1) week. Also, residents presented a petition requesting inclusion in the Deep Creek Sanitary District from Stockslager Road, Penelacre Lane, Sandy Beach Lane, and Shingle Camp Terrace.
  7. 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 financial issues pertaining to the Department of Public Utilities. The same motion moved back into Public Session.
  8. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for September 16, 2003 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners. The Board and Mr. Pagenhardt had met at the request of Mr. Tonkovich to discuss personnel matters as it related to the assignment of specific responsibilities and disciplinary direction.
  9. The Procurement Office conducted bid openings for winter abrasives (bid #03-0923) and contractual snow removal services (bid (#03-0923SR). All bids received will be reviewed with a recommendation of award to be presented to the Board of County Commissioners within a two (2) week period.
  10. American Federation of State, County, and Municipal Employees representatives requested that the Board of County Commissioners consider introducing legislation to the Maryland General Assembly that would mandate recognition of collective bargaining for County employees. The Board was not in favor of pursuing this request.

## **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.

2. The Board of County Commissioners met with Paul Shockey, a member of the Garrett County Sanitary Advisory Commission. Chairman Gregg had requested that Mr. Shockey be added to the Deep Creek Lake Public Utilities Advisory Committee, a suggestion that was agreed to by Commissioner Beard and Commissioner Holliday. An official letter of appointment will be sent to Mr. Shockey under the signature of Chairman Gregg.
3. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, appointed Nikki Brown to the position of staff accountant with the Department of Financial Services. Mr. Pagenhardt will outline the terms and conditions of this appointment in a memorandum to Ms. Brown.
4. The Board of County Commissioners and Jim Hinebaugh, Director, Department of Economic Development conducted a telephone conference call with Gorman Getty, County Attorney. The point of discussion was to review the position the County will take on the pending lawsuit with DT Construction. Mr. Getty, Mr. Hinebaugh, and Mr. Pagenhardt will appear in United States District Court on October 1, 2003 to represent the County.
5. Chairman Gregg executed change orders for the Meadow Mountain Sewer Project and Amendment 3 to the Deep Creek Sanitary Service Area Map.
6. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, officially appointed the following individuals to the Garrett County Department of Social Services Advisory Board:
  - Trudy Pickrel
  - Rae Ellen Finn
  - Carolyn Taylor
  - Doug Riley
  - Brenda McCartney
  - Earleen Tressler
  - Elizabeth Hart
  - Lesa Whittemore
  - William Skipper (pending agreement to serve)

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

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 the sale of property in the Southern Garrett Business and Technology Park to

Greater Maryland Tool for the price of \$7,500. The County will allow this business to pay the total amount in eighteen (18) equal payments with six percent (6%) interest to be applied.

**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

