

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
MAY 15, 2007

IN ATTENDANCE

Chairman Ernest J. Gregg
Commissioner Dennis G. Glotfelty
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 Public Agenda for May 15, 2007. Administrative agenda for this date was reviewed.
2. Minutes of the Public Meeting of May 8, 2007 were read and approved on a motion by Commissioner Glotfelty, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
3. The Board of County Commissioners conducted a Public Hearing to receive public commentary on a proposal submitted by the Garrett County Planning Commission to amend the Deep Creek Watershed Zoning Ordinance to control the location, display, and frequency of changing messages on LED, LCD, and Scrolling Message Signs. Specific proposal language is outlined in the public hearing notice. John Nelson, Director, Department of Planning & Land Development reviewed all amendment text changes. Public commentary and letters of opinion were received and read into the Public Hearing Record. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Glotfelty, and made unanimous by Chairman Gregg, closed the public hearing. The same motion agreed to hold the record open for a two (2) week period with final action to be taken on May 29, 2007.
4. Mr. Pagenhardt and Scott Weeks, Assistant Director, Department of Financial Services reviewed a recommendation that will explicate the designation of reserve funds for subsequent years budgets and an acceptable undesignated/unreserved fund balance for the Garrett County Board of Education. This proposed policy reads as follows:

- Effective on this date, the Board of Education will maintain an undesignated/unreserved fund balance of \$800,000.
- The County Department of Financial Services will withhold the appropriation for June 2007 until such time as the financial records of the Board of Education are closed for Fiscal Year 2007 and a final adjustment can be made to eliminate the fund balance amount designated for the subsequent year's budget per the Fiscal Year 2006 audit and to adjust the Unreserved/Undesignated Fund Balance to \$800,000.
- For all future fiscal years, the Department of Financial Services will withhold the appropriation for June of that respective fiscal year until such time as the financial records of the Board of Education for that fiscal year are closed. The actual/audited undesignated/unreserved fund balance will be adjusted and the Board of County Commissioners will appropriate funding to equal a balance of \$800,000 or the Board of Education will refund any amount in excess of \$800,000 to the Board of County Commissioners.
- During any fiscal year in which the Board of Education expends funding over the approved total budget and requires funding from the \$800,000, the Superintendent should notify the County Administrator with documentation and justification for those expenses.
- All future years operating and capital appropriations from the Board of County Commissioners, as the funding authority, to the Board of Education will continue to be based on the availability of funds and a review and recommendation by the County Administrator and Director of the Department of Financial Services.

The Board, on a motion by Commissioner Glotfelty, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved the policy as recommended and listed above. An official letter will be sent to the elected Board of Education on this matter.

5. The Purchasing Department presented a recommendation of bid award for a Landfill Compactor (bid #07-0503). The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Glotfelty, and made unanimous by Chairman Gregg, approved an award to Cleveland Brothers Equipment Company for \$324,486 less trade-in of \$120,000 for a total of \$204,486.
6. The Purchasing Department presented a recommendation of bid award for Refuse Collection Sites Well Drilling Project (bid #07-0329). The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Glotfelty, and made unanimous by Chairman Gregg, approved an award to Wayne's Water 'n' Wells. A bid summary for Grantsville, Bumble Bee, and Backbone Collection Sites was approved as part of the total bid award of \$22,908.

7. Public Commentary. None on this date.
8. The Board of County Commissioners conducted a Public Hearing to receive public commentary on community development and housing needs and to offer the opportunity to hear and review plans for applications which the Board propose to submit to the Maryland Department of Housing and Community Development for funding through the Community Development Block Grant Program. Margaret Jamison, County Grants Resource Officer and Duane Yoder, President, Garrett County Community Action Committee, Inc. presented project descriptions for Liberty Street Senior Housing Project, Mailroom Extension Study for Appalachian Parent Association, and ClosetMaid. The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Glotfelty, and made unanimous by Chairman Gregg, closed the Public Hearing and executed a Resolution authorizing the submittal of an application for funding in the amount of \$800,000 for the Liberty Street Project.
9. Ms. Jamison presented a certification of acknowledgement to Garrett County Government from Secretary of the Maryland Department of Housing and Community Development, Raymond Skinner, showing the County was the recipient of the most community development block grants (CDBG) (\$12,004,127) for the twenty-year period from 1987 to 2007. Ms. Jamison also presented a list of these projects to include project name and applicable funding amount.
10. 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. Prior to the call to order of the Public Session, the Board of County Commissioners met with Linda Lindsey, Director, Department of Public Utilities and James Hinebaugh, Director, Department of Economic Development to address public water and sewer service in the Keysers Ridge Sanitary District.
2. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
3. Mr. Yoder, Mr. Hinebaugh, and John Nelson, Director, Department of Planning and Land Development met with the Board of County Commissioners to discuss workforce/affordable-housing issues to include the property (White Face Farm) owned by the County. Mr. Nelson informed the Board that certain parcels would need to be modified or identified in the County Comprehensive Plan. The Board

agreed with the concept of changing current language or proposed language in the Plan and will evaluate specifics. Further discussion on this issue will be planned.

4. Gary Mullich, Director, Department of General Services reviewed an offer of purchase for the Puzzley Run Property, which would be used for access to possible water source at Puzzley Run. Based on a number of related conditions on water sources to Keyzers Ridge Business Park water system development, this issue will be placed on hold.
5. Mr. Mullich spoke to the Board of County Commissioners on a number of issues related to the new County Detention Center. Three years ago, the Board of County Commissioners made application for special exception to the Town of Oakland Zoning Appeals Board, which was approved and had a one (1) year provision that stated that the County had to apply for a building permit and a two (2) year period to begin construction. However, approval of State funding was not final prior to the expiration of said time limits. Mr. Mullich recommended that the Board provide him with the authority to re-apply for the special exception. Commissioner Holliday entered a motion to re-apply for the special exception, which was seconded and carried by Chairman Gregg. Commissioner Glotfelty voted in opposition to the motion based on his opinion that this was not his preferred location for the Detention Center.
6. Mayor of the Town of Mountain Lake Park Britten Martin met with the Board of County Commissioners to discuss sidewalk/streetscape maintenance for Oakland Drive. Also, in attendance for this session was Fred Polce, General Superintendent, County Roads Department. Sectors of this roadway are owned/maintained by the Town of Mountain Lake Park, the Town of Oakland, and the County and there was a prior understanding between all parties to explore an agreement to maintain the sidewalks when construction was completed. It was suggested and agreed to by the Board, Mayor, and Mr. Polce to utilize inmate labor for this purpose. State Highway Administration will withhold approval of final design on this project contingent on an agreement for snow removal and other maintenance.
7. The Board of County Commissioners attended a dedication of the lobby area of the Sheriff's Department Office in honor of Deputy David Livengood who was killed in the line of duty in 1979.
8. The Board of County Commissioners met with Mr. Polce and Mr. Nelson to discuss a Petition from Point View LLC to close a portion of Deep Creek Drive. A Public Hearing is scheduled for June 5, 2007 at which time the Petitioner (Point View LLC) will present their development project to the Board and public for public commentary.

9. In furtherance of initiation of the collection bargaining process, Mr. Pagenhardt and Mr. Polce briefed the Board of County Commissioners on the economic proposal submitted by the American Federation of State, County, and Municipal Employees on behalf of employees with the Garrett County Roads Department.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date