

**BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
OCTOBER 22, 2002**

IN ATTENDANCE

Chairman Ernest J. Gregg
Commissioner Wendell R. Beitzel
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) deletion to the agenda for October 22, 2002. The bid opening for the sale of surplus property – guns will be rescheduled for October 29, 2002.
2. Minutes of the Public Meeting of October 15, 2002 and Administrative Meeting of October 17, 2002 were read and approved on a motion by Commissioner Holliday, which was seconded by Chairman Gregg, and made unanimous by Commissioner Beitzel.
3. The Board of County Commissioners met with John Nelson, Director of the Department of Planning and Zoning and other staff personnel to discuss several proposals for policy changes with the Permits and Inspections Office that were previously addressed by the Board and principals with Yellowstone at Deep Creek Lake, LLC. Each suggested procedure, which is outlined in a letter from Mr. Pagenhardt to Yellowstone at Deep Creek Lake, LLC, was discussed at length with the consensus of the Board and the Department to authorize Mr. Nelson to recall the Building Codes Advisory Committee to look at each of these issues. Official action to proceed was approved on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg. The Board also requested that Mr. Nelson review and advise on the appointment of a board of appeals, as specified an amendment (under Section 112) to the Garrett County Ordinance that adopted the International Building Code.
4. Frank Shap, Department of Economic Development Business Development Officer, met with the Board of County Commissioners to finalize the approval to provide local funds for the United States Department of Agriculture Broadband Telecommunications Grant application. The Board, on a motion by Commissioner Beitzel, which was seconded by Chairman Gregg, and made unanimous by Commissioner Holliday, approved the appropriation of an amount not to exceed \$75,000 to the project. This commitment of funds was contingent on the project being fully funded as requested for the amount of \$1,300,000. In the event the grant is approved at an amount less than \$1,300,000, further approval by the Board of County Commissioners will be required.
5. Tony Doerr representing Doerr Construction met with the Board of County Commissioners in furtherance of prior issues related to the completion of the Garrett County Health Center. Gary Mullich, Director of the Department of General Services

was in attendance. A number of change orders were addressed with the direction and advice given to Mr. Doerr to complete these and forward through Edward D. Wilburn Contractors to Mr. Mullich to the Board of County Commissioners for final approval.

6. The Board of County Commissioners, on a motion by Commissioner Beitzel, which was seconded and carried by Chairman Gregg, approved the purchase of the Alder Street parking lot from Browning's Inc. for the amount of \$80,800. Commissioner Holliday voted in opposition to this motion. This issue was previously discussed during the Board of County Commissioners Administrative Meeting of October 17, 2002.
7. The Board of County Commissioners attended a retirement event for Garry Friend at the Accident Area Roads Garage. Mr. Friend was recognized for his twenty-six plus years of service to Garrett County Government. Commissioner Beitzel, on behalf of the Board and the employees of the Garrett County Roads Department, presented Mr. Friend with several gifts.
8. The Board of County Commissioners visited the McClintock Dairy Farm to discuss the declining milk prices. Also in attendance were Delegate George Edwards, County Extension Agent Jim Simms, and Cheryl DeBerry, Department of Economic Development Agriculture Marketing Specialist. A number of issues were addressed including the State of Maryland Department of Agriculture not designating Garrett County a drought eligible county, the current financial structure of outstanding loans/debt, and the availability of placing this farm in AgLand Preservation designation or the Rural Legacy Program. Mr. Pagenhardt will request that John Nelson, Director of the Department of Planning and Zoning correspond with this business to explain the guidelines of each program.

ADMINISTRATIVE SESSION

1. Naomi Swartzentruber met with the Board of County Commissioners to voice her protest with the spreading of sludge by the Garrett County Sanitary District on property adjacent to her property. Jason Snyder on behalf of Mrs. Swartzentruber previously reviewed this issue with Board and is documented in records with the Office of the Board of County Commissioners. Carol Riley, Secretary to the Board of County Commissioners and County Administrator, placed a call to the Sanitary District office, to determine when the next Garrett County Sanitary Commission meeting was scheduled so that Mrs. Swartzentruber and her legal counsel could attend. Mrs. Swartzentruber also pointed out that the affidavit filed by the District by the Sanitary Commission included an untruthful statement that read "that at all times the District had met with and attempted to amicably resolve any dispute with (her); however these attempts had failed. Mrs. Swartzentruber vehemently stated that no one from the District had ever met with her on this issue and she wanted this documented with the Board of County Commissioners. The Board informed Mrs. Swartzentruber to reference this point directly to the Commission.
2. The Board of County Commissioners and Mr. Pagenhardt reviewed a number of office correspondences.
3. The remainder of the day was spent in administrative session.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date

