

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
OCTOBER 19, 2004

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 were no additions or deletions to the Public Meeting of October 19, 2004.
2. Minutes of the Public Meeting of October 12, 2004 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 motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, issued a Proclamation designating October as "Breast Cancer Awareness Month"
4. The Board of County Commissioners, on motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, issued a Proclamation designating November as "National Family Caregivers Month".
5. Gary Mullich, Director, Department of General Services updated the Board of County Commissioners on the following issues:
 - a) A review of rationale for agreement between the County and contractual hauling and disposal enforcement procedures.
 - b) Mr. Mullich presented the Board with records of opinion by the Circuit Court for Garrett County on ownership and property transfer for Garrett County Memorial Hospital. This issue will be addressed by the Board of County

Commissioners and the Board of Trustees of the Hospital pursuant to a request by Hospital for a transfer of property to be used for a physician's office condominium.

- c) Site plan for planned Public Works Complex to include Roads Department, Department of Public Utilities, Department of General Services, Board of Education Transportation Division, and Community Action Transportation Terminal.
6. The Board of County Commissioners conducted a Public Hearing to review and receive comments for text amendments to the Deep Creek Watershed Zoning Ordinance. These amendment proposals, which were approved and endorsed by the Garrett County Planning Commission, are as follows:
- a) Add new use to the Table of Use Regulations, Section 304.C.21 as follows: Section 21. Sale and rental of boats or other watercraft and all accessory equipment including assembly of such vehicles and equipment but excluding repair and long term storage of such vehicles and excluding sale of fuel.
 - b) Add a new category under the Table of Dimensional Requirements for Principal Uses Section 401.B.10 as follows: Sale or rental of boats or other watercraft: 10,000 sq. ft. per use, minimum lot width of 100', and setbacks of 20' side and 25' rear.
 - c) Add a new use to Article 6 – Off-Road Parking and Loading 600 C.5 as follows: Boat or watercraft sales: 1 space for each 600 sq. ft. of showroom area plus 1 space for each full-time employee.

Letters from Bill's Marine Service and Karen F. Myers were read and entered into the public hearing record. Other public commentary was heard and considered. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, agreed to defer a final decision on the approval of these amendments under advisement and therefore retain the public record open for additional commentary until November 4, 2004. A final decision will be made during the Public Meeting on November 9, 2004.

7. Departments of Financial Services and Public Utilities staff reviewed a proposal for establishing a uniform ad valorem tax rate for Garrett County Sanitary Districts with the Board of County Commissioners. Staff addressed and reviewed financial estimates for long-term debt obligations and operational/maintenance costs. The Board will take this issue under advisement and continue to review this proposal. Mr. Pagenhardt asked that the Board and staff reconvene promptly to finalize a determination on this proposal so that financial planning and direction can proceed.
8. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg,

approved a recommendation of bid award by the Procurement Office for diesel generator sets (bid #04-1005GS) to Dixon Electrical Services, LLC and aviation gasoline and aviation turbine fuel (bid #04-1005AF) to Purvis Brothers, Inc. All prices are on file with the Procurement Office.

9. Carol Riley, Secretary to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.
10. 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 economic development matters. The same motion moved back into Public Session.
11. The Procurement Office, on behalf of the Board of County Commissioners conducted a bid opening for compact excavator (bid #04-1019CE). All bids received will be reviewed and presented to the Board for final bid award.

ADMINISTRATIVE SESSION

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, appointed Joyce Paugh to the position of Accounting Associate with the Department of General Services – Division of Solid Waste and Recycling. Mr. Pagenhardt will send an official letter of employment outlining all terms and conditions of this appointment. (Prior to this appointment, Ms. Paugh was employed as a collection site supervisor and temporary office associate with the Department of General Services – Division of Solid Waste and Recycling).
3. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, executed a Resolution, Letter of Intent to Meet Conditions, Loan Resolution (\$115,800,000), Waste and Wastewater System Grant Agreement (\$50,000) between the Board of County Commissioners Public Utilities – Garrett County Sanitary District, Inc. declaring the intent to issue debt obligations for construction of the Deep Creek Lake Wastewater Treatment Plant interim upgrade and expansion.
4. Chairman Gregg and Mr. Pagenhardt executed the Fiscal Year 2004 Rural Legacy Grant Agreement between the Board of County Commissioners and the State of Maryland

Department of Natural Resources. As of this date, the Fiscal Year 2005 Application has not been approved for funding by the State.

5. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, proclaimed October 31, 2004 as "National Weatherization Day". (This proclamation was executed and forwarded to Garrett County Community Action Committee, Inc. There was no public presentation).
6. The Board of County Commissioners met with senior management and legal counsel with Garrett County Memorial Hospital to address the intention of the Hospital to utilize a parcel of property to create/expand additional physician practice services. The intention of the Hospital is to construct a medical office building on the Hospital campus, which would require a transfer of property titled in the name of the Board of County Commissioners to the Board of Governors of Garrett County Memorial Hospital. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, agreed to this request for transfer of 18,000 square feet of property with the condition that the Hospital pay for all costs associated.

The same motion by the Board of County Commissioners approved plans by the Hospital to construct an addition to the existing facility that would be used for an MRI magnet and bone density-scanning device.

Mr. Pagenhardt will direct an official letter to the Board of Governors indicating this executive approval by the Board of County Commissioners on both issues.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date