

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
JANUARY 17, 2006

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 Agenda for January 17, 2006 and also noted issues to be addressed during Administrative Session.
2. Minutes of the Public Meeting of January 10, 2006 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 conducted a public hearing for the purpose of receiving comments on the proposed Transient Vacation Rental Until Licensing Ordinance. Notice of this meeting has been provided publicly and the text of the proposed Ordinance has been published in *The Republican* newspaper. The Board provided, as they did January 14, 2006, an opportunity for the public to provide comments on and to address the proposed Ordinance. The Board determined to also allow the public, if it chooses, to provide written comments for a period of fourteen (14) days following the January 17, 2006 hearing. That fourteen (14) day period will require that comments be received by the County on or before the close of business on January 31, 2006. The Board will not take any executive and legislative action on the proposed Ordinance until after the time for submission of written comments. The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, closed the Public Hearing.
4. Brian Bowers, Purchasing Agent, presented the Board of County Commissioners with a recommendation of bid rejection for Request for Proposals – Engineering Services, Swallow Falls Road Bridge (G-20) Rehabilitation (FRP #05-1101). (The Roads

Department will evaluate other alternatives to rehabilitate this bridge). The Board, on a motion by Commissioner Beard, which was seconded by Chairman Gregg, and made unanimous by Commissioner Holliday, approved this recommendation of bid rejection. Commissioner Holliday voiced his opinion on the provisions of current County Purchasing Policy as it applies to consideration of qualified bidders. Commissioner Beard and Chairman Gregg also expressed their commentary and agreement on this matter.

5. Gary Mullich, Director, Department of General Services, updated the Board of County Commissioners on the following matters:
 - a) Discussion on County Public Works Facility and County owned industrial parks as it applies to fire suppression service. James Hinebaugh, Director, Department of Economic Development provided input on this matter.
 - b) Department of Assessment and Taxation lease in Court House. Mr. Mullich reported that his initial discussion with the State resulted in disagreement by the State to enter into an agreement based on actual County calculations showing an increase in operational and maintenance cost. (If the County does not recoup these costs, the County would therefore be subsidizing a State agency).
 - c) Discussion on T-Hangers at the County Airport as it applies to the option of the County constructing/leasing or allowing private contractors to build. Long-term plans are for thirty-six units after the Airport Expansion Project is complete. The Airport Advisory Committee has recommended that the County build, own and lease. The Board will take this matter under advisement.
 - d) Other departmental matters.

6. The Board of County Commissioners conducted a public hearing for the purpose of receiving comments on the proposed Garrett County Airport Ordinance that will regulate the height of structures and objects within the conical surface of the Airport. Notice of this meeting has been provided publicly and the text of the proposed Ordinance has been published in *The Republican* newspaper. John Nelson, Director, Department of Planning & Land Development, reviewed commentary, and recommendations by the Planning Commission. The Board provided an opportunity for the public to provide comments on and to address the proposed Ordinance. The Board determined to allow the public, if it chooses, to provide written comments for a period of seven (7) days following the January 17, 2006 hearing. That seven (7) day period will require that comments be received by the County on or before the close of business on January 24, 2006. The Board will not take any executive and legislative actions on the proposed Ordinance until after the time for submission of written comments. The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg closed the Public Hearing.

7. The Board of County Commissioners met with Rob Heilig in furtherance of prior sessions of the formulation of a Garrett County Mechanical and Electrical Board. Staff with the Department of Planning & Land Development was in attendance. There is a bill drafted that will be presented to the Maryland General Assembly on business occupations and professions that may parallel requested local registration for electricians. Mr. Pagenhardt will communicate with Legislative Reference and report back to the Board and Mr. Heilig.
8. 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. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. Mr. Pagenhardt presented a recommendation of employment for Roy Fazenbaker to the position of laborer with the Garrett County Roads Department. The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg approved this appointment. Mr. Pagenhardt will send an official letter to Mr. Fazenbaker outlining all terms and conditions of employment.
3. Mr. Pagenhardt presented a recommendation of employment for William Lewis to the position of utility maintenance worker with the Department of Public Utilities. The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg approved this appointment. Mr. Pagenhardt will send an official letter to Mr. Lewis outlining all terms and conditions of employment.
4. Mr. Pagenhardt presented a recommendation of employment for Jay Paugh to the position of utility operator with the Department of Public Utilities. The Board, on a motion by Commissioner Beard, which was seconded by Chairman Gregg, and made unanimous by Commissioner Holliday, approved this appointment. Mr. Pagenhardt will send an official letter to Mr. Paugh outlining all terms and conditions of employment.
5. Mr. Pagenhardt reviewed legislation approved by the Maryland General Assembly that would provide the Board of County Commissioners with the following option of a tax credit. The law reads "that the governing body of a county or municipal corporation may grant, by law, a property tax credit under this section against the county or municipal corporation property tax imposed on a dwelling that is owned by a surviving spouse of a fallen law enforcement officer or rescue worker". The Board of County Commissioners has not determined to provide this option as of this date.

6. On behalf of the Board of County Commissioners, Chairman Gregg and Mr. Pagenhardt executed a Grant Agreement between the Board and the State of Maryland Department of Business and Economic Development that will provide the amount of \$1,000,000 to Adventure Sports Center, Inc. that will finance a portion of the costs of Phase I of the International Adventure Sports Center. Phase I consists of the recirculating whitewater course, amphitheater, operations building, equipment storage building, and pump house.
7. The Board of County Commissioners executed a Resolution that designated Mr. Pagenhardt as Resident Agent for the purpose of service of process to the local entity, in any action, suit, or proceeding that is pending, filed, or instituted against the local entity; and as the Resident Agent for the Garrett County Sanitary District, Inc.
8. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Chairman Gregg, and made unanimous by Commissioner Holliday, appropriated an additional \$1,250 to the Tri County Council for Western Maryland for Fiscal Year 2006.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date