

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**December 8, 2009**

IN ATTENDANCE

*Chairman Dennis G. Glotfelty*  
*Commissioner Ernest J. Gregg*  
*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 one (1) deletion to the Public Meeting for December 8, 2009. Addition. The Board of County Commissioners will be asked to execute Resolutions for the Deep Creek Conveyance System Pump Station Rehabilitation Project, Friendsville Inflow and Infiltration Reduction Project, and the Mountain Lake Park Water System Improvements and Test Wells Projects. Deletion. The session scheduled with the University of Maryland Extension was cancelled. Mr. Pagenhardt also noted several matters to be discussed during the administrative session on this date.
2. Minutes of the Public Meeting of November 17, 2009 were approved on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty.
3. The Board of County Commissioners, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman Glotfelty executed Resolutions for the Deep Creek Conveyance System Pump Station Rehabilitation Project, Friendsville Inflow and Infiltration Reduction Project, and the Mountain Lake Park Water System Improvements and Test Wells Projects on behalf of the Board of County Commissioner of Garrett County and the Garrett County Sanitary District, Inc.
4. The Purchasing Department presented the following recommendations of request for proposal award to the Board of County Commissioners:

- a) Hoyes Run Stream Restoration Project (RFP # 09-1027). The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, approved a recommendation of award to Canaan Valley Institute for \$20,979.00 (sum of all 4 phases).
  - b) Detention Center Inmate Care Services (RFP # 09-1103). The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, approved a recommendation of award to Conmed, Inc. for \$94,821.58 (Contract Period 1), \$215,040.00 (Contract Period 2), and \$220,416.00 (Contract Period 3). Specific contract provisions to include optional add alternates and per diem rates are on file with the Purchasing Department.
  - c) Acid Mine Drainage Remediation Study (RFP # 09-1110). The Board, on a motion by Commissioner Gregg, which was seconded and carried by Chairman Glotfelty, approved a recommendation of award to Downstream Strategies for \$39,200.00. Commissioner Holliday voted in opposition to the recommendation.
5. The Board of County Commissioners approved and authorized Chairman Glotfelty and Mr. Pagenhardt to execute all documents for the Rental Allowance Program Grant Application. This action of approval will direct \$40,000 to this program and will act to renew the program for another fiscal year. The Application has been approved for form and legal sufficiency by the County Attorney.
  6. Carol Riley, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.
  7. Public Commentary. None of this date.

#### **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. Prior to the call to order of the Public Session the Board of County Commissioners met with Linda Lindsey, Director, Department of Public Utilities to discuss the following matters. County Attorney Gorman Getty was also in attendance for this session.
  - a) Mr. Getty presented an update and review of condemnation proceedings between the County and Peter Leiss.
  - b) Proposed Summary of Agreements between the Board of County Commissioners and the Mayor and Town Council of Grantsville for the

Northern Garrett Industrial Park Water and the Keyser's Ridge Water System. The Board agreed to not amend all existing agreements between the Board and the Mayor and Town Council and evaluate possible future agreements at a later date.

- c) Further discussion on settlement and payment to TEDCO relative the Department of Public Utilities Warehouse.
  - d) The Board, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman Glotfelty, approved change orders for the Mountain Lake park Water Storage Tank Project with Dutchland, Inc. in the amount of \$11,350.00.
  - e) Other departmental matters.
3. Kim Durst, Economic Development Specialist, Department of Economic Development and Mr. Getty presented a draft Right of Refusal between the Board of County Commissioners and Dream On Enterprises, LLC. Also, Chairman Glotfelty and Mr. Pagenhardt executed and attested an Agreement between the Board and Dream On Enterprises to allow Dream On Enterprises whereby the County agrees to provide access to and use of County Property subject to terms of the Agreement.
  4. John Nelson, Director, Department of Planning and Land Development briefed the Board of County Commissioners on the following issues:
    - a) Legal proceedings have been filed against Teddy L. and Nancy A. Kitzmiller by the Office of the State's Attorney for a series of violations of the County Junkyard Ordinance. The Board agreed to continue with the court process.
    - b) It was noted that Rural Legacy Applications are due February 1, 2010. Eligible properties for Fiscal Year 2010 were reviewed and the Board decided to submit for funding for Fiscal Year 2011.
  5. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, appointed Renee Kitzmiller to the Garrett County Mental Health Advisory Committee. An official letter outlining the terms of appointment will be sent to Ms. Kitzmiller under the signature of Chairman Glotfelty.
  6. The Board of County Commissioners, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman Glotfelty, appointed Wanda Guard to serve a five (5) year term on the Board of Trustees of the Ruth Enlow Library. The same motion also re-appointed Sherry Georg to a second five (5) year term on the Board of Trustees. An official letter outlining the terms of appointment will be sent to Mr. Fike and Ms. Georg under the signature of Chairman Glotfelty.

7. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, appointed Elizabeth Huxford, Peggy Nelson, Brenda Rathgeb, and Ruth Umbel to the Garrett County Commission for Women. An official letter outlining the terms of appointment will be sent to all appointees under the signature of Chairman Glotfelty

**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