

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
February 3, 2020

IN ATTENDANCE

Commissioner James C. Hinebaugh, Jr.
Commissioner S. Larry Tichnell

County Administrator Kevin G. Null

CALL TO ORDER OF PUBLIC SESSION at 4:00 PM

PRAYER & PLEDGE OF ALLEGIANCE - Invocation by Commissioner Tichnell

Commissioner Hinebaugh announced that Chairman Edwards was out of town on business.

PUBLIC SESSION

1. Mr. Null indicated there was no addition or deletion to the Public Meeting Agenda. The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded and made unanimous by Commissioner Hinebaugh, approved the Public Meeting Agenda for February 3, 2020.
2. The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded and made unanimous by Commissioner Tichnell, approved the Public Meeting Minutes of January 21, 2020.

Close Public Meeting as Board of Garrett County Commissioners

On a motion by Commissioner Tichnell, which was seconded and made unanimous by Commissioner Hinebaugh, the Board of County Commissioners closed the Public Meeting at 4:05 PM.

Open Public Meeting as Garrett County Sanitary District, Inc.

On a motion by Commissioner Hinebaugh, which was seconded and made unanimous by Commissioner Tichnell, the Board of County Commissioners opened the meeting as the Garrett County Sanitary District, Inc.

3. Bond Resolution for USDA Funding – Bloomington Water Project

The United States Department of Agriculture (USDA) issued a commitment to loan Garrett County Sanitary District, Inc. (GCSD) up to \$376,000 for the Bloomington Water Treatment Plant Project and to provide grant funds not exceeding \$949,286 for such project.

USDA has authorized closing on the USDA loan for the Bloomington Water Treatment Plant project to occur on 02/20/2020. That USDA loan will be evidenced by a bond in the original principal amount of \$376,000 issued by GCSD to USDA. As required by the statutes governing GCSD, the Board of County Commissioners of Garrett County (County) is required to guarantee payment of principal and interest on the bond.

RESOLUTION of the Garrett County Sanitary District, Inc. (the “District”) authorizing the issuance, upon the full faith and credit of the District and of County Commissioners of Garrett County (the “County”), of a general obligation installment bond in the original principal amount of Three Hundred Seventy-Six Thousand Dollars (\$376,000.00), pursuant to the authority of Sections 9-601 to 9-699, inclusive, of the Environment Article of the Annotated Code of Maryland, as amended, to be designated “Garrett County Sanitary District, Inc. Taxable Bond (Bloomington Water System Improvements Project), Series 2020”, for the public purpose of financing and reimbursing certain costs of a project generally known as the Bloomington Water Treatment Plant project, together with related costs; prescribing the form and tenor of the bond and the terms and conditions for the issuance and sale thereof at private sale to the United States of America on its own behalf or acting through any department, division, agency or instrumentality thereof; providing that debt service on the bond shall be payable in the first instance from the imposition and collection of certain benefit assessments and other charges within the Bloomington Water Service Area, if any and to the extent available for such purpose; providing that a tax shall be levied by the County upon all real and, to the extent determined by the County, tangible personal property within the Bloomington Water Service Area sufficient to pay any deficiency of principal and interest due on the bond; providing for additional taxes to be levied by the County to alleviate any further deficiency in amounts available to pay debt service on the bond; providing that payment of interest when due and the principal at maturity on the bond shall be guaranteed by the County; providing that principal of and interest on the bond may be payable from other sources legally available for that purpose; ratifying, confirming and acknowledging, as applicable, the provisions of RUS Bulletin 1780-27 Loan Resolution (Public Bodies) adopted on August 20, 2019, and the requirements of such Loan Resolution and a letter of conditions referenced herein with respect to a debt service reserve fund; and generally relating to the issuance, sale, delivery and payment of and for the bond.

The Board of County Commissioners, acting as the Garrett County Sanitary District, Inc., on a motion by Commissioner Hinebaugh, which was seconded and made unanimous by Commissioner Tichnell, approved the issuance of a bond through the USDA for the Bloomington Water Project in the amount of \$376,000 and adopted the Bond Resolution.

Close Public Meeting as Garrett County Sanitary District, Inc.

On a motion by Commissioner Tichnell, which was seconded and made unanimous by Commissioner Hinebaugh, the Board of County Commissioners, acting as the Garrett County Sanitary District, Inc. closed the Sanitary District Public Meeting.

Open Public Meeting as Board of Garrett County Commissioners

On a motion by Commissioner Hinebaugh, which was seconded and made unanimous by Commissioner Tichnell, the Board of County Commissioners opened the Public Meeting at 4:16 PM

RESOLUTION of the Board of County Commissioners of Garrett County (the “Board”) approving and concurring in the adoption of the resolution passed by the Board, acting as the governing body of Garrett County Sanitary District, Inc. (the “District”), authorizing the issuance, upon the full faith and credit of the District and of County Commissioners of Garrett County (the “County”), of a general obligation installment bond in the original principal amount of Three Hundred Seventy-Six Thousand Dollars (\$376,000.00), pursuant to the authority of Sections 9-601 to 9-699, inclusive, of the Environment Article

of the Annotated Code of Maryland, as amended, to be designated “Garrett County Sanitary District, Inc. Taxable Bond (Bloomington Water System Improvements Project), Series 2020”, for the public purpose of financing and reimbursing certain costs of a project known as the Bloomington Water System Improvements Project, together with related costs, as more fully described herein; approving the terms and conditions for the issuance and sale thereof at private sale, to the United States of America on its own behalf or acting through any department, division, agency or instrumentality thereof; providing that debt service on the bond shall be payable in the first instance from the imposition and collection of certain benefit assessments and other charges within the Bloomington Water Service Area, if any and to the extent available for such purpose; providing that a tax shall be levied by the County upon all real and, to the extent determined by the County, tangible personal property within the Bloomington Water Service Area sufficient to pay any deficiency of principal and interest due on the bond; providing for additional taxes to be levied by the County to alleviate any further deficiency in amounts available to pay debt service on the bond; providing that payment of interest when due and the principal at maturity on the bond shall be guaranteed by the County; acknowledging that debt service on the bond may be payable from any other legally available sources; ratifying, approving and concurring in the adoption on August 20, 2019 by the Board, as the governing body of the District, of RUS Bulletin 1780-27 Loan Resolution (Public Bodies); and generally relating to the issuance, sale, delivery and payment of and for the bond.

The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded and made unanimous by Commissioner Tichnell, approved the 2020 Bond Resolution for USDA Funding for the Bloomington Water Project in the amount of \$376,000.

4. Public Commentary:

- ❖ Comment on inaccuracies in a *Letter to the Editor* in *The Republican* newspaper concerning the Garrett County Government Budget and County Commissioner pay increase. The Board of County Commissioners has not voted for nor received any salary increase since 2007.

While the writer may have meant well, they are uninformed on what drives the budget increases such as capital increases or funds transferred from one department to another. The Board of County Commissioners will respond with a correction in a *Letter to the Editor*.

- ❖ Question on filling the Department of Planning & Permits Director position. A job announcement will be posted this week with the goal to fill this position as soon as possible.
- ❖ Commissioner Hinebaugh announced the schedule for the upcoming Public Meetings / Community Presentations. The Public Meetings will begin at 5:30 p.m. with the Community Presentation immediately following:

- Tuesday, February 18, 2020 at Grantsville Volunteer Fire Department
- Monday, March 2, 2020 at Garrett College - GIEC - Room 111
- Tuesday, March 17, 2020 at Southern Garrett Rescue Squad

These Community Presentations are intended to provide information on the potential impact the Kirwan Commission proposals will have on the County. The Board of County Commissioners want to be transparent on the financial impact but final figures are not yet known, only what has been published by the Kirwan Commission. These proposals will have a major impact on the County.

5. The Board of Garrett County Commissioners announced that the next Public Meeting will be held on Tuesday, February 18, 2020 at 5:30 p.m. at the Grantsville Volunteer Fire Department with a Community Presentation immediately following.

ADJOURNMENT: The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded and made unanimous by Commissioner Tichnell, adjourned the Public Meeting at 4:34 P.M.

Attest:

KEVIN G. NULL
County Administrator

By Order of the Board,

PAUL C. EDWARDS, Chairman
Board of County Commissioners