

**BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
DECEMBER 18, 2001**

IN ATTENDANCE

Chairman Ernest J. Gregg, Jr.
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 were no additions or deletions to the Public Session agenda for December 18, 2001.
2. Minutes of the Public Meeting of December 11, 2001, Administrative Session of December 13, 2001 and Executive Session of December 13, 2001 were read, amended, and approved on a motion by Commissioner Beitzel, which was seconded by Commissioner Gregg, and made unanimous by Chairman Holliday.
3. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for December 13, 2001 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners.
 - ∇ A discussion with County Attorney Gorman Getty was conducted pertaining to the petition for inclusion of Wisp Mountain Road and Overlook Pass by DC Development. The advice of legal counsel will not be disclosed in these public minutes.
 - ∇ Mr. Getty reviewed the lawsuit filed by the Town in Maryland Tax Court. The County was successful in the case and Mr. Getty explained the basis for the Tax Court's decision. It was also discussed that the Town will appeal the Tax Court decision and the process the County should follow in the event this happens. Wendy Yoder, Director of Financial Services was also in attendance for this session.
4. Doug Sisler of I.C.E. Web met with the Board of County Commissioners to state his opinion on any proposed plans for the County to participate in wireless communications and what he feels is an unfair practice of private versus public funding systems. Frank Shap, Information Technology Coordinator for the Department of Economic Development was in attendance for this session and stated that the cooperative goal of the Department and the County was to establish telecommunications that will provide services to residential and business and be an economic development tool. Mr. Shap briefed the Board on the wireless and terrestrial debate for high speed internet services and how businesses (such as I.C.E. Web) will be a part of.

4. The Board of County Commissioners, on a motion by Commissioner Beitzel, which as seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, authorized by resolution the submittal of an application to the Maryland Department of Business and Economic Development for Maryland Industrial Land Act (MILA) fund in the amount of \$250,000. There is a requirement that the County provide matching funds, up to \$125,000. A copy of this resolution is on file with the Department of Economic Development and the Office of the County Commissioners.
5. The Board of County Commissioners attended the grand opening of the Garrett County Health Center. The Board and County Health Officer Rodney Glotfelty hosted this ceremony.
6. The Board of County Commissioners met at the request of William Saltysiak to answer questions pertaining to the Pleasant Valley Racetrack. A number of residents from Mountain Lake Park and Loch Lynn Heights were in attendance as well as elected officials from each of these municipalities. John Nelson, Director of the Department of Planning and Zoning, Dave Ritchie from the Garrett County Roads Department Division of Stormwater Management, and Steve Sherrard, Director of the Garrett County Health Department Division of Environmental Health, all part of the comprehensive permitting process, were in attendance to participate in this discussion. A number of questions were presented, all of which will be answered by the Board. Leo Martin, Mayor of the Town of Mountain Lake Park requested that the Board of County Commissioners take the appropriate action to adopt regulations to control noise at this specific site and to govern or even restrict racetracks in the County. Mr. Martin was requested to submit these requests in writing. Mr. Saltysiak informed all in attendance at this session that he would be filing a civil suit against the principals of Pleasant Valley Racetrack and encouraged all interested parties and individuals to join in.
7. Jim Hinebaugh, Director of the Department of Economic Development briefly updated the Board of County Commissioners on issues with this department. Mr. Hinebaugh requested that, based on time constraints, that he be rescheduled for another time to present a detailed and comprehensive overview of a number of issues. This time will be rescheduled for December 27, 2001, a date that will also include a public session with the State Office of the Fire Marshall.

ADMINISTRATIVE SESSION

1. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg, appointed Sharon Schwalm to the Board of Trustees of the Ruth Enlow Library of Garrett County. An official letter of appointment will be sent to Ms. Schwalm under the signature of Chairman Gregg.
2. The Board of County Commissioners, on motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg, declared property at the Garrett County Roads Department as surplus. The specific description of this property is listed in an interoffice memorandum to Brian Bowers, Procurement Officer from Fred Polce, General Superintendent of the Garrett County Roads Department dated December 10, 2001.

3. The Board of County, on motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg, appointed Larry Gnegy and Daniel Georg to the Mental Health Advisory Committee. An official letter of appointment will be sent to both individuals under the signature of Chairman Gregg explaining the term of appointment and representation of the Committee.
4. 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, Jr., Chairman
Board of County Commissioners

Date

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