

**BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
FEBRUARY 26, 2002**

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 agenda.
2. Minutes of the Public Meeting of February 19, 2002, Executive Session of January 19, 2002, and Administrative Session for February 21, 2002 were read, amended, and approved on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
3. The Board of County Commissioners conducted the Monthly Staff Meeting for February. The following agencies and departments were in attendance:

Ruth Enlow Library
Department of Social Services
Department of Economic Development
Department of Emergency Management
Mountain Top Mental Health Associates
Department of Planning and Zoning
Garrett County Extension Service
Garrett County Chamber of Commerce
The Dove Center
Garrett County Board of Education
Department of Solid Waste and Recycling
Garrett County Health Department
Garrett County Sanitary Commission
Garrett County Roads Department
Department of General Services
Office of the State's Attorney

4. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for February 19, 2002 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners. The Board, on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, moved into

Executive Session under section 10-508 of the Maryland Open Meetings Law to address the following issues. The same motion moved back to public session.

- ∇ A continuation of exchange of proposals for settlement options between the Board of County Commissioners and the Town of Oakland outlining an alternative to the request for property tax differential set-off was discussed. The Board agreed to a final option that will be directed to the Town under the signature of Mr. Getty. A copy of this and all other correspondences taken by the Board is on file with Mr. Pagenhardt and the Department of Financial Services.
 - ∇ Jim Hinebaugh, Director of the Department of Economic Development requested that the Board of County Commissioners review the process that has taken place on the expectation of purchasing property to be used for the I-68 Industrial Park. The County had contracted appraisals of properties for consideration owned by several landowners. Mr. Hinebaugh updated the Board on the status of each of these negotiations.
 - ∇ Mr. Hinebaugh also reviewed the existing debt payment status of Country Pride Meats with a number of suggestions to help this business consolidate all loans to remain competitive and solvent. Mr. Hinebaugh will continue to work with this business through local banking institutions, Tri- County Council for Western Maryland, and the Garrett County Development Corporation.
4. The Board of County Commissioners addressed the issue of action taken during the February 12, 2002 Public Meeting and also the February 21, 2002 Administrative Session pertaining to a petition to close Everly Road. In attendance for this session was Fred Polce, General Superintendent of the Garrett County Roads Department and Larry Lewis, General Roads Foreman, Accident Area. The Board, on a motion by Chairman Gregg, which was seconded and carried by Commissioner Beitzel, rescinded prior action to close this road from the intersections of Weaver Road and Claude Fike Road. Commissioner Holliday voted no to this motion. Mr. Pagenhardt will request an opinion from the county attorney as to the legal process required to document this action by the Board of County Commissioners.
 5. Mr. Polce, at the request of the Board of County Commissioners, through Mr. Pagenhardt, presented a listing of recommended County roads to be deleted from the Garrett County Road Inventory. An official report of these recommended deletions is on file. After a review and discussion of each road, the Board, on a motion by Commissioner Beitzel, which was seconded and carried by Chairman Gregg, directed Mr. Polce to proceed with the required process to delete the roads recommended with the following additions and deletions. Commissioner Holliday voted no to the motion.
- ∇ Add Allen Fike Road and Paul Fisher Road
 - ∇ Defer Memorial Drive in the Town of Oakland due to the fact that this road will be transferred at the time of annexation
 - ∇ Defer CCC Camp Road until discussion is made with University of Maryland

Mr. Polce will notify by letter all property owners who reside along each road that will be officially deleted.

6. The Procurement Office conducted bid openings for the following excess properties for sale (bid #02-0226):

- ∇ Parcel 1 – Corner Lot at Fourth and Green Street within the Town of Oakland formally used as the Board of Education Building
- ∇ Parcel 2 – 2028 acres along the south side of Maryland Highway formerly referred to as GW Plaza
- ∇ Parcel 3 – 3,496 square feet of land located along the east side of Marsh Hill Road

The Board of County Commissioners directed the Procurement Office to review all bids received and present a recommendation of award as soon as feasible.

7. Members of the Deep Creek Lake Fire Company met with the Board of Commissioners in furtherance of the proposal for a countywide impact fee to be added to building permits based on square footage of building permits. A meeting with the Garrett County Fire and Rescue Association had taken place, at which time the Board of County Commissioners requested input from the Association as to the distribution of the fees collected. The Association responded to the Board and indicated that any fees collected and distributed to the Association would not provide even heavy-growth areas enough funding to allow for the type of equipment needed. Mike Phillippi, Chief of the Deep Creek Lake Fire Company requested that the Board adopt the impact fee and basing the distribution on one of the following options:

- ∇ Provide one hundred percent (100%) to the Deep Creek Lake Fire Company or,
- ∇ Imposing a fifty/fifty (50%/50%) split with Deep Creek Lake Fire Company and all other departments and rescue squads, or
- ∇ Adopting an impact fee just for the Deep Creek Watershed Area.

The Board of County Commissioners will take each suggestion under advisement.

ADMINISTRATIVE SESSION

1. Chairman Gregg and Mr. Pagenhardt executed on behalf of the Board of County Commissioners letters of agreement with all municipalities that designates the County as the responsible entity for the enforcement of all building standards.
2. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg, executed an option to purchase property from James Cilecek to be designated for the I-68 Industrial Park. Copy of this document is on file with the Department of Economic Development.
3. The Board of County Commissioners, on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, executed a resolution, affidavit, title, and agreement of sale with the Maryland Economic Development Corporation to construct a shell building at the

Southern Business and Technology Park. Copies of all documents are on file with the Department of Economic Development.

4. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg, approved an allocation of \$1,000 to the Grantsville Lions Club for the 25th Anniversary Celebration of Grantsville Days.
5. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded and carried by Chairman Gregg, executed a lease agreement with St. Paul's Methodist Church for usage of a parking lot adjacent to the Court House. Commissioner Beitzel was not in attendance for this session.
6. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded and carried by Chairman Gregg, appointed Adrian Spiker to the Garrett County Recreational Trails Task Force. An official letter of appointment will be sent to Mr. Spiker under the signature of Chairman Gregg. Commissioner Beitzel was not in attendance for this session.
7. The issue of purchasing land located on Route 219 adjacent to the Weber Collection Site was discussed with Gary Mullich, Director of the Department of General Services. This issue was forwarded to Mr. Mullich by the Department of Solid Waste and Recycling and had been a point of discussion with the Board of County Commissioners and Mr. Pagenhardt over the past several months and the County had two (2) appraisals completed on this parcel. Mr. Mullich was directed to communicate with the owner of the property and make an official offer to purchase that is consistent with the appraised values indicated in the appraisals.
8. The Board of County Commissioners, on a motion by Commissioner Holliday which was seconded and carried by Chairman Gregg, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to meet with a prospective business client and Jim Hinebaugh, Director of the Department of Economic Development. Commissioner Beitzel was in attendance for a portion of this session. The same motion moved back to public session.
9. The Board of County Commissioners signed and forwarded letters to the following land owners requesting an indication from each property as to an interest to sell and grant permission to access the property for the expansion of the Garrett County Airport:
 - ∇ William S. and Irma G. Hull
 - ∇ John H. and Marie R. Hull, et al
 - ∇ Floyd A. Ellis
10. 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

