

**BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
SEPTEMBER 10, 2002**

IN ATTENDANCE

Chairman Ernest J. Gregg
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 two (2) additions and no deletions to the agenda for September 10, 2002. A recommendation of employment for rural legacy program administrator will be presented for appointment and other personnel issues related to the Department of Financial Services will be addressed.
2. Minutes of the Public Meeting of September 3, 2002 were read, amended, and approved on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg. Executive Minutes for September 3, 2002 were read and approved on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg. Administrative Minutes for September 5, 2002 were read 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 issued a proclamation for a "Day of Remembrance 9-11-02". Chairman Gregg read the proclamation and a moment of silence was observed to honor the thousands of innocent lives lost on that tragic day.
4. Fred Polce, General Superintendent of the Garrett County Road Department updated the Board of County Commissioners on a number of issues to include the following:
 - ∇ Paving projects completed and planned
 - ∇ Road conversion projects completed and planned
 - ∇ Other maintenance projects ongoing and planned
 - ∇ A letter from William and Linda Ashby pertaining to speed limit designations on New Germany Road and Chestnut Road. The Board concurred with a recommendation by Mr. Polce to increase the 40 mile per hour speed limit postings on New Germany Road to 50 mile per hour immediately. The Garrett County Traffic Advisory Committee (TAC) will be asked to evaluate the 35 mile per hour sectors on this road. In addition, the TAC will evaluate posted speed limits on Chestnut Ridge Road. Mr. Polce and Board Chairman Gregg are both members of the TAC and they will place this issue on the next agenda. Mr. Pagenhardt will send a letter to Mr. and Mrs. Ashby stating this action by the Board.

5. Gary Love, Director of the Department of Solid Waste and Recycling updated the Board of County Commissioners on a number of issues to include the following:
 - ∇ Ongoing efforts by the Department on recycling
 - ∇ Project work with the Wet Land Project and Land Clearing Debris Project
 - ∇ Other departmental projects and developments
6. Chairman Gregg, on behalf of the Board of County Commissioners, executed a lease agreement between the Board and The Mental Health Center for office space at the GW Plaza.

ADMINISTRATIVE SESSION

1. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for September 3, 2002 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners. The Board of County Commissioners had moved into Executive Session to address legal and personnel issues.

LEGAL

The Board of County Commissioners, in furtherance of the public hearing conducted on August 27, 2002 in reference to proposed amendments to the Garrett County Subdivision Ordinance and Land Classification Map, met with Gorman Getty, County Attorney, Jim Hinebaugh, Director of the Department of Economic Development, and John Nelson, Director of the Department of Planning and Zoning. The following issues were addressed:

- ∇ It was agreed to place copies of all file documentation at the Accident, Grantsville, and Oakland branches of the Ruth Enlow Library of Garrett County. Mr. Nelson will assure that this is completed.
- ∇ The Board of County Commissioners agreed to schedule another public hearing on October 1, 2002, which would allow for additional public comment within the forty-five (45) day period, established at the August 27 hearing.
- ∇ Dr. Ray Morgan, an environmentalist from Frostburg State University, will meet with the Board of County Commissioners on September 5, 2002 to clarify his opinion and viewpoint on a number of issues that were addressed at the August 27 hearing. The Board will also request that Dr. Morgan attend the October 1 public hearing.
- ∇ Mr. Nelson will contact all interested parties who were notified of the August 27 public hearing and inform each of the second hearing. David Ritchie, County Stormwater Management Engineer will also be asked to attend.

PERSONNEL

Mr. Pagenhardt reviewed a recommendation from Gary Love, Director of the Department of Solid Waste and Recycling to terminate the employment of Kathryn Reall. Mr. Pagenhardt concurred with the recommendation of Mr. Love and the Board, on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, took official action to terminate the employment of Ms. Reall. Mr. Pagenhardt will meet with Ms. Reall to inform her of this action.

2. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg, appointed Wendell Keaton to the part-time contractual position of rural legacy program administrator. Mr. Pagenhardt will complete an employment agreement that will outline all terms and conditions.
3. Mr. Pagenhardt and Wendy Yoder, Director, Department of Financial Services reviewed a recommendation to consolidate current financial responsibilities from the Department of Solid Waste and Recycling to the Department of Financial Services. Specifics of this departmental reorganization was presented and approved by the Board.
4. The Board of County Commissioners executed a letter to the Mayor and Town Council of Oakland requesting that an amendment to the Oakland Zoning Ordinance to add a new provision for "jails, detention centers, or related institutions". Previous letters to the Town from the Board were sent with no response from the Town. A decision by the Town on this issue is imperative in determining a location for a new County detention facility. The Board requested that the Town Planning Commission and the Town Council deliberate on this issue in a timely manner in order to facilitate site selection.
5. Chairman Gregg, executed on behalf of the Board of County Commissioners, change order #5 for the Grantsville/Northern Garrett Industrial Park water system improvements project.
6. 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, Chairman
 Board of County Commissioners

 Date