

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
MARCH 16, 2004

IN ATTENDANCE

Chairman Ernest J. Gregg
Commissioner David C. Beard
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 Meeting of March 16, 2004.
2. Minutes of the Public Meeting of March 9, 2004 and Executive Session of March 9, 2004 were read and approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
3. John Nelson, Director, Department of Planning and Zoning briefed the Board of County Commissioners on the following issues on the Recreational Trail System.
 - ⇒ Maintenance of the System. The Board, based on a recommendation of Fred Polce, General Superintendent, Roads Department, decided to not assign this responsibility to the Department or any other County department.
 - ⇒ Official name and title
 - ⇒ All issues previously presented to the Board on February 24, 2004 will be conveyed to the Recreational Trail Task Force for review through Bill Devore with the Department of Planning and Zoning.

Other departmental discussion included:

- ⇒ Right-of way acquisition for properties on Glendale Road for upgrading of roadway. Mr. Nelson recommended the issue of imminent domain/condemnation for consideration. The improvement of this road is required based on the fact that Glendale Road is a major route into the County. These improvements have been a point of concern for years as far as accessibility and safety. The Board directed Mr. Nelson and Mr. Polce to compile all applicable information on this matter.
- ⇒ Mr. Nelson also suggested right-of-way acquisition for certain properties on Marsh Hill Road, which is a highly used traffic route at this time and will

increase due to the development on Marsh Mountain. These improvements have been a point of concern for years as far as accessibility and safety.

- ⇒ Mr. Nelson will attend the Deep Creek Lake Policy Review Board meeting to present an update on the Deep Creek Watershed Economic Growth and Planning Analysis Task Force.
- ⇒ Update on Fiscal Year Program Open Space funding and application process. Funding will be applied for the completion of the Garrett County Land Preservation and Recreation Plan, which is required for adoption every five years.
- ⇒ Licensing provisions and amendments to the Deep Creek Watershed Zoning Ordinance. Mr. Pagenhardt will communicate with the county attorney on the status of the drafting of these provisions.
- ⇒ Violation of Town of Oakland Zoning Ordinance by Brad Wolf that will be prosecuted by the Department of Planning and Zoning on behalf of the Town. Mr. Nelson will recommend that a court order / civil process be filed on this matter. The Board concurred with the direction.
- ⇒ The Board reviewed a letter from the Mayor and Town Council of Mountain Lake Park on annexation of certain parcels.
- ⇒ Discussion on the Friendsville / Kendall Trail development. Mr. Nelson recommended taking this matter to the Youghiogheny River Advisory Commission.

4. Sheriff Richard Sanders briefed the Board of County Commissioners on the following issues:

- ⇒ Introduction of Cynthia Smith, Community Service Program Coordinator. Ms. Smith recently retired from a career with the Maryland State Police. Her law enforcement and administrative credentials will be a valuable addition to the Sheriff's Department and Garrett County Government. She has provided insight into incarceration, alternative sanctions, and community service sentencing. Ms. Smith presented the Board with her program goals for the program and also defined her responsibilities. Plans to implement a home detention sanction option will be evaluated; however, this will require legislation by the General Assembly.
- ⇒ The Department and Ms. Smith will explore grant opportunities
- ⇒ Discussion of recent drug arrests, prosecution, and local prevention planning
- ⇒ Status of planning for new Detention Center

5. Carol Riley, Secretary to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.

6. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for March 9, 2004 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, moved into Executive

Session under section 10-508 of the Maryland Open Meetings Law on this date to address legal and financial matters as it applies to the Department of Public Utilities and Department of Financial Services issues. The same motion moved back into Public Session. In attendance for this session were Mark Tonkovich, Director, Department of Public Utilities, senior Department of Public Utilities staff, senior Department of Financial Services staff, and principals with Municipal and Financial Services Group. A proposal to implement a standard, universal rate and ad valorem tax structure was presented. Conceptual proposal was presented for consideration with a decision on adoption and implementation required as part of Fiscal Year 2005 Budget. The Board decided to move forward with the proposal and directed Mr. Tonkovich and Department of Financial Services staff to proceed with final calculation factors. A follow-up will be scheduled with all parties in attendance on this date.

ADMINISTRATIVE SESSION

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date