

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
MARCH 8, 2005

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 was one deletion to the Public Meeting of March 8, 2005. The session with Jennifer Paugh to discuss special needs for children has been rescheduled for the March 17, 2005 Administrative Session.
2. Minutes of the Public Meeting of March 1, 2005, Executive Session of March 1, 2005, and Administrative Session of March 3, 2005 were read and approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
3. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, issued a Proclamation honoring Coach Tom Woods as a "2005 Maryland High School Coaches Association Hall of Fame Inductee".
4. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, issued a Proclamation designating March 2005 as "National Professional Social Work Month".
5. Marshall Stacy, representing the Maryland Forestry Association, met with the Board of County Commissioners to discuss pending 2005 legislation on proposed designation of wild lands. Mr. Stacy outlined the provisions of this legislation that would convert 3,000 acres of Crabtree Slopes in Potomac State Forest (House Bill 1244) and if passed by the Maryland General Assembly would have a negative impact on tourism, and forest health, environmental/global warming. Mr. Stacy requested that the Board officially oppose this legislation. The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, agreed to forward written testimony strongly opposing this legislation.

6. The Board of County Commissioners conducted a Public Hearing on behalf of Garrett County Community Action Committee, Inc. to review commentary on a Community Development Block Grant Application for a Planning and Feasibility submitted by Appalachian Parent Association to allow for the expansion of supported work programs. Peggy Jamison, County Grant Resource Developer briefed the Board and those in attendance on the project. Hearing no public commentary, the Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, concluded the public hearing and executed a Resolution documenting approval to submit the application to the State of Maryland Department of Housing and Community Development.
7. The Board of County Commissioners conducted a Public Hearing to review public commentary on proposed amendments to the Garrett County Water and Sewer Master Plan pertaining to Maryland Developer's LLC request for public sewer service. This amendment reads that Maryland Developer's LLC has requested that public sewer service be provided to a development located adjacent to the Oakland Sang Run. Public commentary included a definition of the boundary for the area. Russell Sines, who lives on this road, spoke to the point that no easement/right-of-way across his property had been secured by the developer. Other commentary included the question of subdivision approval by the Department of Planning and Land Development. The Department will convey these questions to the developer requesting service and responsible County or State Office. The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, concluded the Public Hearing and determined to hold the commentary period open until March 22, 2005 at which time a final decision will be made.
8. Carol Riley, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.
9. The Board of County Commissioners conducted a review of standard policies for the Department of Public Utilities to include Capital Projects, Connection Fees – Deep Creek Lake Sewer System, Capacity Fees - Deep Creek Lake Sewer System, and Equivalent Residential Unit Transfer. County Attorney Gorman Getty presented a history and overview of each policy to the Board and those in attendance. Mr. Getty stated that uniformity of clear and explicit policy has been the goal since the time that the Board exercised jurisdiction over the Sanitary Commission in April of 2003, something that was nonexistent under the administrator from 1999 through 2003. An orderly process is required. As a review, these policies are intended to be organic in nature and it is realized that circumstances may exist or may develop which will require further consideration of these policies when adopted.

As previously stated, the Garrett County Sanitary District, Inc. (the "District") is now governed by the Board of County Commissioners (the "County"). The County, in governing the business and affairs of the District, seeks to establish and implement policies and procedures to apply to water and sewer customers of the District throughout the County. In order to inform the water and sewer customers of the

District about such things as rates, connection fees, and service, the County has determined that it will establish Policies to address these issues. The County reserves the right to amend or change the Policies, at any time and from time to time, in order to adequately address the business and affairs of the District consistent with public interest. Mr. Getty went on to state that Policy 2005-4, Equivalent Residential Unit Transfer is a policy that will provide standard criteria.

The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved all policies (2005-1, 2005-2, 2003-3, and 2005-4) as presented/recommended, which will be effective on this date.

10. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for March 1, 2005 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 personnel matters. The same motion moved back into Public Session. Also in attendance for this session was Mark Tonkovich, Director, Department of Public Utilities.

ADMINISTRATIVE SESSION

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. Chairman Gregg and Mr. Pagenhardt executed a Resolution designating May 6, 2005 at 10:00 AM as the date of the Annual County Real Property Tax Sale.
3. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, appointed Jerry Bell to the position of Project Manager – Construction/Preventative Maintenance. Mr. Pagenhardt will send an official letter of appointment to Mr. Bell outlining all terms and conditions of employment.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date