

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
September 30, 2008

IN ATTENDANCE

Chairman Dennis G. Glotfelty
Commissioner Ernest J. Gregg
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 Agenda for September 30, 2008. Mr. Pagenhardt noted several matters to be discussed during administrative session on this date.
2. Minutes of the Public Meeting of September 16, 2008 and Administrative Session of September 25, 2008 were read and approved on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman Glotfelty.
3. The Board of County Commissioners met with representatives from the University of Maryland Cooperative Extension Service (Garrett County) and the Maryland Department of Agriculture to receive an update on the recent gypsy moth suppression spray program and plans for future years.
4. The Board of County Commissioners recognized Maxine Beachy Broadwater as "Garrett County's 2008 Most Beautiful Person". All nominees were in attendance and also recognized for their community service and contributions. Senator George Edwards was also in attendance and presented Mrs. Broadwater with a Proclamation of Recognition from the State of Maryland Senate.
5. The Purchasing Department presented a recommendation of bid award for
 - a) McHenry Water System Improvements – Deep Creek Drive/Gravelly Run Road Area Contract #2 - Water Line Extension (bid #08-0828). The Board of County Commissioners, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman

Glotfelty, approved an award to Frank Arnold Contractors, Inc. for \$169,988.00

- b) Tires (bid #08-0901T). The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, approved an award to Glotfelty Enterprises for twenty-eight (28) items which are on file with the Purchasing Department.
 - c) Winter Abrasives (bid #08-0918WA). The Board of County Commissioners, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman Glotfelty, approved an award to a number of vendors which are on file with the Purchasing Department.
6. Carol Riley, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.

ADMINISTRATIVE SESSION

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. The Board of County Commissioners met with Maryland Environmental Services (MES), Beitzel Corporation, Department of Planning and Land Development – Division of Permits and Inspections (Soil Conservation District representative), and the Department of General Services to discuss a request for additional payments for the Landfill Cell 3 Project by MES.

The position of the County is as follows: The County had contended that deficiencies in the original design prepared for the cell and engineering performance by MES resulted in delay and additional expense during the construction phase of the project. The County subsequently incurred the cost to correct all of the deficiencies (listed in interoffice memorandum) except the cost of the delay claim made by Beitzel Corporation and believed that the responsibility for this expense lies with MES. MES has a differing opinion on points of contention and the applicable payment for completed work. MES staff stated they would agree to settlement/payment by the County for the contractor delay claim (paid to Beitzel Corporation by MES) in the amount of \$79,488 which is actually less than the total disputed cost (\$124,208).

The Board, on a motion by Commissioner Gregg, which was seconded and carried by Chairman Glotfelty, determined to not provide any payment to MES. Commissioner Holliday voted in opposition to the motion.

3. The Board of County Commissioners, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman

Glotfelty, appointed Anne Forrester to the Garrett County Commission for Women. An official letter of appointment will be sent to Ms. Forrester under the signature of Chairman Glotfelty outlining the term of this appointment.

4. John Nelson, Director, Department of Planning and Land Development reviewed several matters related to the draft Comprehensive Plan with the Board of County Commissioners. The Board and Mr. Nelson also discussed the meeting scheduled for October 3, 2008 with the Maryland State Highway Administration.
5. Mr. Pagenhardt presented several matters pertaining to the Emergency Services Board to the Board of County Commissioners to include the Length of Service Award Program and 2009 legislative proposals. The Board, on a motion by Commissioner Gregg, which was seconded by Commissioner Holliday, and made unanimous by Chairman Glotfelty, accepted the 2009 legislative proposals as presented.
6. Rodney Glotfelty, County Health Officer, presented the Board of County Commissioners with a check in the amount of \$185,715.40 which represents unspent settlement funds for Fiscal Year 2008. The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Gregg, and made unanimous by Chairman Glotfelty, agreed to designate the amount of \$39,383 to the Meals on Wheels Program under the jurisdiction of Garrett County Community Action Committee. This one-time appropriation represents the shortfall in funding for Fiscal Year 2009 and will allow for one additional day of meals that was cut from the original budget. The remaining balance of the funds will be placed in the general fund.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Dennis G. Glotfelty, Chairman
Board of County Commissioners

Date