

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**November 16, 2010**

**IN ATTENDANCE**

*Chairman Ernest J. Gregg*  
*Commissioner Frederick A. Holliday*

*County Administrator R. Lamont Pagenhardt*

**CALL TO ORDER OF PUBLIC SESSION**

**PRAYER & PLEDGE OF ALLEGIANCE**

Prior to the call to order of the Public Session 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 discuss personnel matters. The same motion ended the Executive Session.

**PUBLIC SESSION**

1. Additions/deletions to Public Meeting Agenda. Mr. Pagenhardt indicated there were no additions or deletions for the November 16, 2010 Public Meeting. Mr. Pagenhardt also noted several matters to be discussed during the administrative session on this date.
2. Minutes of the Public Meeting of October 26, 2010 and Administrative Meeting of November 4, 2010 were approved on a motion by Commissioner Holliday, which was second and carried by Chairman Gregg.
3. The Board of County Commissioners executed a Proclamation designating December 1, 2010 as "World Aids Day" Pandora's Box was in attendance for this session and a presentation on this public health issue was provided to the Board.
4. The Department of Planning and Land Development briefed the Board of County Commissioners on the following matters:
  - a) John Nelson, Director, provided an update on State of Maryland Phase I Watershed Implementation Plan for the Chesapeake Bay TMDL.
  - b) Update on Garrett County Smart and Sustainable Growth Plan. This plan will describe significant growth related changes in development patterns that have occurred with the County over the 2010 calendar year. This annual report is now required as a result of the passage of legislation and it is the intent of this project to provide the framework for a template report that will be used in the first and subsequent reporting years.
  - c) Update of GIS Parcel Map project, Western Maryland GIS Users Public Safety workshop.
  - d) Review of 2010 Year to Date October approved permit activity report.

- e) Notification that a final inspection on the Criterion Wind Project will be completed by the end of November.
  - f) Review of initial Marcellus Gas Advisory Commission meeting on November 15. This meeting was an orientation session with a second meeting to be scheduled.
  - g) Mr. Nelson expressed his appreciation to Chairman Gregg and Commissioner Holliday for their leadership and guidance and in particular their kindness during their terms of office.
  - h) Other departmental matters.
5. Sheriff Elect Rob Corley informed the Board of County Commissioners that he is anxiously looking forward to his term of office and to serve the residents of Garrett County to the best of his ability.
6. Public Commentary.
- a) Teddy Kitzmiller voiced his opinion on the ongoing legal court proceedings for a violation of the Garrett County Junkyard Ordinance. The Board of County Commissioners would not comment due the fact that there is a pending court case.
  - b) David Wagner, representing Constellation Energy, updated the Board of County Commissioners on the Criterion Wind Project.
7. The Board of County Commissioners was briefed by Michael Pellet representing HART for Animals on plans for their new animal adoption center/facility. (The County had donated property for this building.) This group also requested funding to be appropriated to compensate volunteers who transport, at their own expense, animals to rescue shelters in the Mid Atlantic region for adoption and other costs associated with medical testing/medication needs. Annual cost is \$3,000. Mr. Pellet also requested County staff in writing grant applications. The Board will take this matter under advisement.

After a review, the Board approved an appropriation of \$3,000 for the purpose as presented and will also provide County staff grant writing time.

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, 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 discuss personnel matters. The same motion ended the Executive Session and the Board moved into Administrative Session.

#### **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Commissioner Holliday and Chairman Gregg.
2. The Board of County Commissioners reviewed potential names for appointment to the Garrett County Planning Commission.

3. On November 8, 2010 and reflected in these Public Meeting Minutes, the Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded and carried by Chairman Gregg, approved a Recommendation of Award – Request for Proposals – Quality Assurance/Quality Control Services – Geographic Information System Parcel Conversion (RFP #10-1012) to Smart Data Strategies for a total cost of \$35,000. This award is contingent upon funding approval by the Appalachian Regional Commission and the County does not have to contribute a funding match for the project. The matching fund requirement will be provided by the Emergency Number Systems Board in the amount of \$129,000.
4. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Chairman Gregg, executed a Resolution that authorized the Board to submit an application for Community Development Block Grant Funds in the amount of \$13,000 for the proposed Foreclosure Prevention Counseling Program.
5. The Board of County Commissioners met with Richard MacLellan, President, Garrett College; James Hinebaugh, Director, Department of Economic Development; Wendy Yoder, Director, Department of Financial Services; and Scott Weeks, Assistant Director, Department of Financial Services to discuss matters related to the Community Athletic Recreation Center (CARC). The discussion included a request for additional funding for operational and capital project contingencies. The Board, on a motion by Chairman Gregg, which was seconded and carried by Commissioner Holliday, approved an appropriation of \$100,000 to be used at the discretion of the College for startup operational costs for the period of January 1, 2011 to September 30, 2011. In addition, the Board will reserve and maintain up to \$400,000 to be designated for construction cost contingency for Phase I and Phase II with the condition that the College is unable to absorb. All draws on the approved funding are to be approved by the County. If funding for such contingencies is not required, the County will undesignate these funds and allocate for other purposes.

**ADJOURNMENT**

**Attest:**

**By Order of the Board,**

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R. Lamont Pagenhardt,  
County Administrator

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Ernest J. Gregg, Chairman  
Board of County Commissioners

\_\_\_\_\_  
Date