

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
June 16, 2015

IN ATTENDANCE

Chairman Paul C. Edwards
Commissioner James C. Hinebaugh, Jr.
Commissioner S. Larry Tichnell

County Administrator R. Lamont Pagenhardt

ADMINISTRATIVE SESSION

1. The Purchasing Department presented the following recommendations of bid award to the Board of County Commissioners:
 - Furniture (bid #15-0521F). The Board, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved an award to Mark IV Office Supply & Printing. The award included a 57% discount on Hon Manufactures price list. Additional information is on file with the Purchasing Department.
 - Culvert Pipe (bid #15-0528C). The Board, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved Chemung Supply Corporation. Specifics of this award are on file with the Purchasing Department.
 - Fuel (bid #15-0604FO). The Board, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved an award to Oakland Oil & Propane. The motion also included rejecting the bid from Bruceton Farm Service because it was nonresponsive. Product type and specific assigned bid price is on file with the Purchasing Department.
 - Custodial Cleaning & Paper Products (bid #15-0528CC). The Board, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved an award for a number of products to A.D. Naylor's & Co., Inc., AF Wendling, Inc., Interboro Packaging, and Central Poly Corporation. Specific item information is on file with the Purchasing Department.

2. The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, reappointed the following persons to the Garrett County Health Planning Council:
 - George Evans
 - Robin McGill
 - Willis McGill
 - Pamela Nelson
 - Stephen Putman

Official letters under the signature of Chairman Edwards will be sent to each nominee outlining their term of appointment.

3. Mr. Pagenhardt presented a recommendation to release a County right-of-way on Roth Reynolds Road that was requested by Stuart Thayer. The Board, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, agreed to the recommendation as presented.
4. The Board of County Commissioners granted the Board of Education the authority to retain Fiscal Year 2015 carryover funds for the sole purpose of directing/restricting these funds for non-recurring costs for Fiscal Year 2016. This decision is a one year exception to the December 11, 2008 Amendment to the May 14, 2007 Financial Memorandum of Understanding that explicated the designation of reserve funds for subsequent year budgets and an acceptable undesignated/unreserved fund balance for the Board of Education. In addition, the Board of County Commissioners will make no financial commitment to fund this amount in successive fiscal years.
5. The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, approved a waiver/abatement of real property tax for the Garrett County Agriculture Fair, Inc.
6. Mr. Pagenhardt reviewed a number of administrative, non-privileged, personnel, and managerial matters under his authority and jurisdiction with the Board of County Commissioners.
7. The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, moved into Executive Session under Section 10-508 of the Maryland Open Meetings Law on this date to address personnel matters. The same motion ended the Executive Session.

CALL TO ORDER OF PUBLIC SESSION

PRAYER & PLEDGE OF ALLEGIANCE

PUBLIC SESSION

1. Additions/deletions to Public Meeting agenda. Mr. Pagenhardt indicated there were no additions or deletions to the Public Meeting Agenda for June 16, 2015. The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved the Public Meeting Agenda for June 16, 2015.
2. The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, approved the Public Meeting Minutes for June 2, 2015.
3. The Board of County Commissioners conducted a **PUBLIC HEARING** to review the progress and status of Community Development Block Grant (CDBG) Project #MD 14-ED-70, the construction of a building for Strata Safety Products, LLC at Keyser's Ridge Business Park.

The Board, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, closed the **PUBLIC HEARING**. The Board, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, adopted an updated Citizen Participation Plan and Residential

Anti-Displacement and Relocation Assistance Plan as required for participation in the CDBG Program. Chairman Edwards and Mr. Pagenhardt executed each Plan as presented for approval on this date.

4. Tim Ailsworth with the Local Government Insurance Trust (LGIT) was in attendance to announce the Trust's grant awards to Garrett County Government for Conflict Resolution and Self Defense Training and to the Town of Oakland for Law Enforcement Officers Body Cameras.
5. Patrick Hudnall with the Department of Public Works - Utilities Division briefed the Board of County Commissioners on the Department's proposal to add audible alarms to all new purchased service area grinder pump packages in an attempt to shorten notification/response time for pump failures. Mr. Hudnall stated that there will be an increase in cost to the customer (\$6,025 for new vs. \$5,200 for the current unit) but the change in model is necessary for the Department to respond to maintenance issues before they become wastewater spills of flooded houses.

The Board agreed to proceed with this Departmental policy for purchase and installation as presented on this date.

6. The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved Fiscal Year 2016 Program Open Space project funding to a number of sponsors. Total funding allocated to Garrett County is \$119,355. Final project and funding level approved on this date is included as **EXHIBIT 1** of these public meeting minutes.
7. The Board of County Commissioners conducted a **PUBLIC HEARING** to review and take public comment on a proposal to update and re-adopt the Garrett County Code of Ordinances to assure compliance with the Maryland Building Performance Standards. Local amendments include modifications to administration of the building code, climatic and geographic design criteria, inclusion of other pertinent State codes, fire separation requirements for attached residential garages, and enhanced safety standards for indoor swimming pools. All of these modifications had previously been incorporated into the County's Building Code Ordinance. New amendments include the adoption of the residential fire sprinkler requirement for new one and two-family dwelling units.

The Board, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, closed the **PUBLIC HEARING**. The Board, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, executed an Ordinance that will establish all standards are adopted and be effective July 1, 2015.

8. The Board of County Commissioners presented the Fiscal Year 2016 Operating and Capital Budget and all applicable tax rates. Official action by the Board was taken as follows:
 - a) The Real Property Tax (to include tax rate including fire tax, special fire tax levy per \$100, and Landfill Bond Tax)
 - 1) Mountain Lake Park - \$0.9310
 - 2) All other areas - \$0.990

All tax rates approved on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards.

b) Public Utilities Tax (to include tax rate excluding fire tax, special fire tax levy per \$100, and Landfill Bond Tax)

1. Mountain Lake Park - \$2.3275
2. All other areas - \$2.4750

All tax rates approved on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards.

c) The Landfill Bond Ad Valorem Tax - \$0.02

Tax rate approved on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards.

d) Supplemental Levy for Special Taxing Areas – The Ad Valorem Tax – Garrett County Sanitary District.

- 1) Bloomington Sanitary District – Water - \$0.14
- 2) Chestnut Ridge Sewer Sanitary District - \$0.23
- 3) Deep Creek Lake Sewer Sanitary District - \$0.08
- 4) Deer Park Sewer Sanitary District - \$0.15
- 5) Deer Park Water Sanitary District - \$0.15
- 6) Friendsville Water Sanitary District - \$0.07
- 7) Friendsville Sewer Sanitary District - \$0.09
- 8) Jennings Sewer Sanitary District - \$0.17
- 9) Keyser's Ridge Water Sanitary District - \$0.24
- 10) McHenry Water Sanitary District - \$0.05
- 11) Meadow Mountain Sewer Sanitary District - \$0.07
- 12) Mountain Lake Park – Loch Lynn Sewer Sanitary District - \$0.04
- 13) Mountain Lake Park – Loch Lynn Water Sanitary District - \$0.05
- 14) Thayerville Water Sanitary District - \$0.24

All tax rates approved on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards.

e) Fiscal Year 2016 Operating and Capital Budget

A motion by Commissioner Tichnell to approve the total Fiscal Year 2016 Operating and Capital Budget of \$74,912,249 was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards.

- f) A motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved the execution of: A Resolution of the Board of County Commissioners for the purpose of repealing and re-enacting the provisions of § 37.116 of the Code of Public Local

Laws of Garrett County, Maryland, and granting an exemption for the first fifty thousand dollars (\$50,000.00) of consideration payable for an instrument in writing for the Transfer of Real Property, provided, however, that the property is owner-occupied and that the owner intends to use the property as a principal residence, occupying it for at least seven (7) out of twelve (12) months of each year.

- g) A motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, approved the execution of: A Resolution of the Board of County Commissioners for the purpose of repealing and re-enacting the provisions of § 37.040(a) of the Code of Public Local Laws of Garrett County, Maryland (the "County Code"), and imposing a tax rate of six percent (6%) for and as an Admissions and Amusement Tax subject to the limitations set forth in § 4-105 of the Tax-General Article of the Annotated Code of State of Maryland.

9. Constituent Input and Public Commentary.

- Annie Bristow issued an invitation announcement to the Board of County Commissioners and those in attendance for the "Above and Under the Accident Dome" community public information meeting to be held on June 23, 2015 at 7:00 PM at the Career Technology and Training Center in Accident.
- Nicole Christian, President and Chief Executive Officer, Garrett County Chamber of Commerce expressed her appreciation to the Board for attending 90th Anniversary Celebration of Deep Creek Lake on the Weekend of June 12, 13, and 14, 2015.

10. Carol Riley, Executive Assistant to the Board of County Commissioners and County Administrator reviewed Board's meeting planner for the forthcoming weeks.

11. The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, adjourned the public meeting.

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Paul C. Edwards, Chairman
Board of County Commissioners

Date

EXHIBIT 1

<i>Program Open Space Approved Funding Requests for Fiscal Year 2016</i>							
Sponsor	Project Name	Project Name, Project Description	Acquisition Funding Requests	Development Funding Requests	Total	POS Funds w/10% Local Match	Recommended Funding
1	Town of Accident	<i>Town Park East</i>	Upgrade baseball field	\$ 9,000.00		\$ 9,999.00	
			Town of Accident Total		\$ 9,000.00		\$ 9,000.00
2	Garrett County	<i>Bloomington Volunteer Fire Dept.</i>	Eight picnic tables and paved or gravel walking track	\$ 22,000.00		\$ 24,442.00	
			Bloomington Fire Dept. Total		\$ 22,000.00		\$ 22,000.00
3	Garrett County	<i>Avilton Community Association</i>	Snow and ice roof guards	\$ 4,000.00		\$ 13,132.02	
			Storage shed	\$ 4,500.00			
			Trash recepticals, horseshoe pits, grills, benches, landscaping and labor	\$ 3,320.00			
			Avilton Community Association Total		\$ 11,820.00		\$ 11,820.00
4	Garrett County	<i>Garrett Co Board of Ed-Southern HS</i>	Phase 1 and 2- softball diamond mix and scoreboard-Softball field	\$ 5,995.00		\$ 30,563.61	
			Phase 3 and 4- backstop and field cover with storage roller	\$ 8,165.00			
			Phases 5 and 6 - metal dugouts and foul poles	\$ 5,397.00			
			Phases 7 and 8- outfield fence guard and outfield fence	\$ 7,953.00			
			Garrett County Board of Education Total		\$ 27,510.00		\$ 27,510.00
5	Town of Friendsville	<i>Town Park Amphitheater</i>	Engineering and design- for electrical upgrade	\$ 9,800.00		\$ 10,887.80	
			Friendsville Total		\$ 9,800.00		\$ 9,800.00
6	Town of Grantsville	<i>Town Park</i>	Playground Equipment-Replacement	\$ 15,343.00		\$ 17,046.07	
			Grantsville Total		\$ 15,343.00		\$ 15,343.00
7	Town of Loch Lynn	<i>Town Pavilion</i>	Replace roof	\$ 5,456.00		\$ 6,061.62	
			Loch Lynn Total		\$ 5,456.00		\$ 5,456.00
8	Garrett College	<i>Softball field near Lions Park</i>	Dugouts on each side of the field	\$ 2,560.00		\$ 17,260.98	
			Install drainage in the outfield	\$ 5,000.00			
			Install a new backstop (minus \$82.31)	\$ 7,976.44			
			Garrett College Total		\$ 15,536.44		\$ 15,536.44
9	Town of Kitzmüller	<i>Town Park</i>	Infield mix and labor	\$ 1,832.50		\$ 3,210.30	
			Shade covers for bleachers	\$ 557.06			
			Repair to basketball backboards	\$ 500.00			
			Kitzmüller Total		\$ 2,889.56		\$ 2,889.56
			<i>Total for fy-2016</i>		\$ 119,355.00		
			<i>Note: No Acquisition funds were requested for 2016</i>			Total	\$ 119,355.00
	WJD 6/8/15	<i>2016 Program Open Space Funds to be applied to the County's available funds</i>		\$ 119,355.00		per DNR information provided	
cc:	M. Pagenhardt						
	County Commissioners		<i>Difference</i>	\$ -			