

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
May 15, 2012

IN ATTENDANCE

Chairman James M. Raley
Commissioner Gregan T. Crawford
Commissioner Robert G. Gatto

County Administrator R. Lamont Pagenhardt

PUBLIC SESSION

CALL TO ORDER OF PUBLIC SESSION

PRAYER & PLEDGE OF ALLEGIANCE

1. Additions/deletions to public meeting agenda. Mr. Pagenhardt indicated there was one addition and no deletions to the Public Meeting Agenda for May 15, 2012. The Board of County will review and will be requested to take official action on a number of matters related to the Maryland Community Development Block Grant Program Citizen Participation Program and Residential Anti-Displacement and Relocation Assistance Plan. The Board of County Commissioners, on a motion by Commissioner Crawford, which was seconded by Commissioner Gatto, and made unanimous by Chairman Raley, approved the Public Meeting Agenda for May 15, 2012. Mr. Pagenhardt also noted matters to be discussed during the administrative session.
2. The Board of County Commissioners, on a motion by Commissioner Crawford, which was seconded by Commissioner Gatto, and made unanimous by Chairman Raley, approved the Public Meeting Minutes for May 1, 2012.
3. The Purchasing Department presented a recommendation of contract award for Corona Bayard Bridge (Contract #GA604ZM2, F.A. Project # BRO – 1(764) E). The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Gatto, and made unanimous by Chairman Raley, approved an award to Carl Belt, Inc. for a total bid price \$1,246,205.75. Project is \$44,974.75 (3.48%) below the engineer's estimate of \$1,291,180.00. The project is funded by Federal Bridge Funding (80%) in the amount of \$996,964.60, West Virginia Department of Transportation in the amount of \$124,620.57, and County in the amount of \$124,620.58.
4. David Baker, Supervisor, Department of Solid Waste and Recycling presented the following matters to the Board of County Commissioners. Department of Financial Services staff were also in attendance for this session.
 - a) Public discussion and recommendation for approval by the Board to increase the landfill tipping fee (from \$35 per ton to \$45 per ton) and collection site user sticker fee (from \$25 to \$50). A power point presentation was reviewed that showed comparable fees for parallel service in the region/surrounding area. The Board of County Commissioners is proposing to reduce the Landfill Ad Valorem tax from \$0.0400 to \$0.0200 which will

result in additional general fund revenue without an increase the total real property tax rate of \$0.9900. An approval of the tipping fee and collection site sticker fee is required to direct funds to the debt service obligations of the County Landfill. Kenny Harding of Deep Creek Refuse was in attendance and provided his commentary on these proposed increases.

- b) Review and adoption of Resolution that would approve and amend the 10 Year Solid Waste Management Plan (2004 to 2014). The County currently operates a landfill and six refuse collection sites for disposal of solid waste and collection of recyclables. Permitted Cells 1-4 at the Landfill are projected to provide waste disposal capacity through 2019. The County plans to expand waste disposal capacity at the current Landfill facility by developing Cell 5 that will be located between permitted Cells 1-2 and Cells 3-4. In order to accomplish this, the County will seek approval of necessary modifications to the Refuse Disposal Permit and cell design. The County has submitted an application to the Maryland Department of the Environment for permit modification approval to expand waste disposal areas at the current Landfill facility. In 2012, the County will continue to pursue permit modification approval and, upon such approval, will immediately proceed with construction of Cell 5.

The Board will take this matter of increasing both fees under advisement. A final determination will be part of the approval of Fiscal Year 2013 Budget.

5. The Board of County Commissioners, on a motion by Commissioner Gatto, which was seconded by Commissioner Crawford, and made unanimous by Chairman Raley, appointed Judy Carbone to the Garrett County Commission for Women. An official letter of appointment will be sent to Ms. Carbone under the signature of Chairman Raley outlining the term of this appointment.
6. Peggy Jamison, Resources Director with Garrett County Community Action Committee, Inc. presented the Board of County Commissioners with a review and request for official action on the following matters:
 - a) Adoption of Citizen Participation Plan for Community Development Block Grant (CDBG). The Board, on a motion by Commissioner Gatto, which was seconded by Commissioner Crawford, and made unanimous by Chairman Raley, approved the Plan and authorized Chairman Raley and Mr. Pagenhardt to execute on behalf of the Board.
 - b) Adoption of Residential Anti-Displacement and Relocation Assistance Plan. The Board, on a motion by Commissioner Gatto, which was seconded by Commissioner Crawford, and made unanimous by Chairman Raley, approved the Plan and authorized Chairman Raley and Mr. Pagenhardt to execute on behalf of the Board.
7. Friends of Deep Creek Lake (FDCL) requested and were granted an audience with the Board of County Commissioners to discuss the State of Maryland Department of Natural Resources Phase II Deep Creek Lake Sediment Study. Members of FDCL offered to become a partner in future preservation of the Lake and also asked that additional funds be directed to Deep Creek Lake for long-term planning. Public commentary from other persons was taken.
8. The Board of County Commissioners discussed the proposed increase in hotel rental tax. The Board had requested and secured authority from the Maryland General Assembly to increase the rate to a percentage not to exceed 6%. Wendy Yoder, Director, and Scott Weeks, Assistant Director, Department of Financial Services were in attendance for this session. The Board, on a

motion by Commissioner Crawford, which was seconded by Commissioner Gatto, and made unanimous by Chairman Raley, enacted and adopted the execution of Resolution by Chairman Raley and Mr. Pagenhardt that would impose a hotel rental tax rate of 6%.

There was also public commentary on the notification to all rental agencies whereby all contracts and confirmed reservations made prior to the receipt of the notification (May 9, 2012) will be honored at the 5% rate. All contracts and reservations after the receipt of the notification would be calculated at the new rate of 6%. The Board will take this matter under review and will advise if amendment to the policy should be revisited.

9. John Nelson, Director, Department of Planning and Land Development presented the Garrett County 2012 Land Preservation and Recreation Plan Resolution for review and adoption by Board. This is an update that is required every 6 years as written in the Annotated Code – Natural Resources Article. This Plan was reviewed on May 9, 2012 during a joint Public Hearing conducted by the Planning Commission and Board of County Commissioners. The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Gatto, and made unanimous by Chairman Raley, approved the Resolution and authorized execution by Chairman Raley and Mr. Pagenhardt.
10. Carol Riley-Alexander, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming weeks.
11. Public Commentary. Troy Ellington, President, Deep Creek Lake Property Owners Association (POA) commended the Board of County Commissioners for their financial commitment and support for the Phase II Deep Creek Lake Sediment Study. Chairman Raley expressed the appreciation of the Board of County Commissioners for the financial commitment from the POA directed to the Study.

ADMINISTRATIVE MATTERS

Mr. Pagenhardt reviewed informational, administrative and pending issues with the Board of County Commissioners.

The Board of County Commissioners conducted an information session at Garrett College to preview and receive public commentary on the Draft Fiscal Year 2013 Budget.

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

James M. Raley, Chairman
Board of County Commissioners

Date