

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
June 4, 2013

IN ATTENDANCE

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

County Administrator R. Lamont Pagenhardt

ADMINISTRATIVE SESSION

1. The Board of County Commissioners met with staff from the Purchasing Department and Department of Solid Waste and Recycling to discuss the solicitation of bids and recommendation of award to be made on this date for Refuse Hauling. This matter is scheduled for the public meeting agenda on this date. County Attorney Gorman Getty participated via teleconference.
2. Mr. Pagenhardt reviewed a number of administrative, personnel, and managerial matters under his authority and jurisdiction with the Board of County Commissioners.

PUBLIC SESSION

CALL TO ORDER OF PUBLIC SESSION

PRAYER & PLEDGE OF ALLEGIANCE

1. Additions/deletions to public meeting agenda. Mr. Pagenhardt indicated there were no additions or deletions to the Public Meeting Agenda for June 4, 2013. The Board of County Commissioners, on a motion by Commissioner Raley, which was seconded by Chairman Gatto, and made unanimous by Commissioner Crawford, approved the Public Meeting Agenda for June 4, 2013.
2. Mr. Pagenhardt introduced Nicholas Finagin to the Board of County Commissioners and those in attendance for the public meeting. Mr. Finagin is a junior political science major at Frostburg State University and is a summer intern with County Government.
3. The Board of County Commissioners, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, approved the Public Meeting Minutes for May 21, 2013 and Executive Session Minutes of May 21, 2013.
4. The Board of County Commissioners provided an update of the boards, committees, and commission meetings they have attended and participated in since the last public meeting.
5. The Board of County Commissioners executed a Proclamation designating June 14, 2013 as "Flag Day".
6. Sheriff Robert Corley presented a Resolution and Commitment on the Maryland's Firearm Safety Act of 2013 to the Board of County Commissioners. Attached to these public meeting minutes as **Exhibit 1** is

a prepared statement outlining Sheriff Corley's justification for requesting said official action by the Board that requests support by the Board for Sheriff Corley in the exercise of his sound discretion. Sheriff Corley explicitly asked that the Board:

- Support the law abiding, gun owning citizens of Garrett County
- Support Sheriff Corley and County law enforcement officers in their discretionary enforcement of the Firearm Safety Act of 2013. Such enforcement will greatly reduce the likelihood of criminalizing law abiding citizens.
- Adopt a similar resolution that protects the Second Amendment Rights of the citizens of Garrett County.

Commissioner Crawford and Chairman Gatto voiced their support for Sheriff Corley and what he presented on this date. Commissioner Raley was not in favor. The Board will take under advisement and consideration the execution of a Resolution that would officially demonstrate the "Board of Garrett County Commissioners support for Sheriff Corley's Second Amendment Commitment Regarding Maryland Firearms Safety Act of 2013 to Citizens of Garrett County Maryland".

7. Updates from the following departments and agencies were presented to the Board of County Commissioners:

a) Department of Planning and Land Development.

- Presentation of Program Open Space Funding Requests for Fiscal Year 2014. The Board will take these projects under advisement and review total allocations for past years. Final approval will be made at the June 18, 2013 Public Meeting
- Notice to the Board that the Fiscal Year 2014 Maryland Department of Transportation (MDT) Consolidated Transportation Plan Priority List for Garrett County will need to be approved and submitted to MDT. For Fiscal Year 2013, the US 219 North Project was designation by the Board as the number one capital project with the Oakland Bypass – Realignment of 219 in Oakland as number 2.
- Building Permit Summary Year-to-Date
- Update on County Floodplain Management FEMA Map
- Update of wind turbine project applications that are pending at this time
- Review of request for reimbursement for Harbor Community Association under the Shoreline Stabilization Incentive Policy. This project does not meet the eligibility criteria of the Policy. The Board will take this matter under advisement.
- Other departmental issues

b) County Roads Department.

- Update on winter operations
- Project work scheduled for the summer of 2013
- Recognition of County Roads Bridge Crew for their work at the Adventure Sports Center International
- Notice from Maryland Department of the Environment that enforcement by State inspectors focus on County roads where culvert replacement and maintenance was undertaken.
- Other departmental issues

c) Ruth Enlow Library of Garrett County

- Status of electronic resources and download services at all branches

- Grant funds have been secured
- Cost share and combined purchasing with other jurisdictions
- Status of expansion and renovation of Friendsville Library Branch
- Other matters of interest

d) Department of Public Safety and Emergency Management.

- Emergency Operation Center update to include equipment, GIS mapping system, computer workstations, and other operational infrastructure, and identification of County and State essential employees.
- Other issues of importance

8. The Purchasing Department presented the following recommendations of bid award to the Board of County Commissioners:

- Recommendation of Bid Award – Filters (bid #13-0509F). The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, approved an award to Taz Automotive for a total of \$26,098.06. Specific filter size and other specifications are on file with the Purchasing Department.
- Recommendation of Bid Award – Crushed Stone Aggregates (bid #13-0523CS). The Board, on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, and made unanimous by Chairman Gatto, approved an award to Keystone Lime Company, Inc., Maryland Minerals, Inc., and George’s Creek Stone & Gravel, Inc. Specific product, price per ton, County location, and other requisites is on file with the Purchasing Department.
- Recommendation of Bid Award – Culvert Pipe (bid #0530C). The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, approved an award to Chemung Supply Company. Specific size and other specifications are on file with the Purchasing Department.
- Recommendation of Bid Award – Hauling of Refuse and/or Recycled Materials (bid #13-0523H). Prior to the vote, comments were offered by Perry’s Solid Waste Disposal, Sunrise Sanitation Services, Inc., and Purchasing Department staff. The recommendation on this date was to reject all bids. The Board did not accept this recommendation. Based on the review of this matter earlier with staff and the County Attorney, the Board, on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, and made unanimous by Chairman Gatto, approved an award for Section A Part 1 of the Bid – Refuse Hauling to Perry’s Solid Waste Disposal and directed the Purchasing Department to Rebid Section A Part 2, B and C of the Bid – Recycling.
- Recommendation of Bid Award – Uniform and Mat Rental Service (bid #13-0509). The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, approved an award to Unifirst Corporation. Specific uniform and mat sizes and prices are on file with the Purchasing Department.

9. The Board of County Commissioners presented the Fiscal Year 2014 Operating and Capital Budget and all applicable tax rates. Official action by the Board was taken as follows:

- The Landfill Bond Ad Valorem Tax - \$0.0200*

Tax rate approved on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto.

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

- 1) Bloomington Sanitary District – Water - \$0.1400
- 2) Chestnut Ridge Sewer Sanitary District - \$0.2300
- 3) Deep Creek Lake Sewer Sanitary District - \$0.0700
- 4) Deer Park Sewer Sanitary District - \$0.1500
- 5) Deer Park Water Sanitary District - \$0.1500
- 6) Friendsville Water Sanitary District - \$0.0700
- 7) Friendsville Sewer District - \$0.0900
- 8) Jennings Sewer Sanitary District - \$0.2200
- 9) Keyser’s Ridge Water Sanitary District - \$0.5000
- 10) McHenry Water Sanitary District - \$0.0500
- 11) Meadow Mountain Sewer Sanitary District - \$0.0600
- 12) Mountain Lake Park – Loch Lynn Sewer Sanitary District - \$0.0400
- 13) Mountain Lake Park – Loch Lynn Water Sanitary District - \$0.0500
- 14) Thayerville Water District - \$0.2000

All tax rates approved on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, and made unanimous by Chairman Gatto.

c) 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 - \$0.927
- 2) All other areas - \$0.990

All tax rates approved on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto.

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

1. Mountain Lake Park - \$2.3175
2. All other areas - \$2.4750

All tax rates approved on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto.

e) Fiscal Year 2013 Operating and Capital Budget - \$78,368,128

A motion by Commissioner Crawford to approve the total Fiscal Year 2013 Operating and Capital Budget of \$78,368,128 with an amendment that \$582,400 appropriated in the Capital Budget for the renovation of Southern Garrett Middle School be restricted in capital

reserves with no expenditure of funds to occur at this time. This motion was seconded by Chairman Gatto. However, there was discussion and the motion was retracted by Commissioner Crawford. Commissioner Raley stated that he wanted to support the Budget but he wanted to proceed with leaving the design of the Southern Middle School Renovation Project Design in the budget for Fiscal Year 2014 and then discuss with the Elected School Board to possibly complete the rest of the project in phases. That decision would only be made after the meeting with the Elected School Board. A motion was then entered by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto to approve Fiscal Year 2014 Budget as presented and that funding for the design phase of the Southern Middle School Renovation Project Design would remain intact in the Fiscal Year 2014 budget with a condition that no funds would be spent until further discussion with the Elected School Board took place. At the present time, the \$582,400 will remain in the budget as part of the Capital Outlay for the Board of Education and earmarked for the Southern Middle School Renovation Project Design.

Each Commissioner made comments on the budgetary review and approval process. In addition, public commentary was provided by James Stanton, Jerry Plauger, and Paul Mullen.

10. Public Commentary.

11. The Board of County Commissioners, on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, and made unanimous by Chairman Gatto, approved a real property tax abatement – exemption of charitable property for Catholic Charities – Backbone Housing, Inc. and Accident Community Housing Corporation. These approvals of exemption are for the Tax Year 2013 to 2104.
12. The Board of County Commissioners, on a motion Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, appointed Stephen Putnam to the Garrett County Health Planning Council. An official letter of appointment under the signature of Chairman Gatto will be sent to Mr. Putnam outlining the terms of appointment.
13. Carol Riley-Alexander, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the Board’s meeting and committee schedule for the forthcoming weeks.

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Robert G. Gatto, Chairman
Board of County Commissioners

Date