

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**September 10, 2013**

**IN ATTENDANCE**

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

*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 were no additions or deletions to the Public Meeting Agenda for September 10, 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 September 10, 2013.
2. The Board of County Commissioners, on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, and made unanimous by Chairman Gatto, approved the Public Meeting Minutes for September 3, 2013 and Executive Session Minutes of September 3, 2013, and Executive Session Minutes of September 4, 2013.
3. 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.
4. The Board of County Commissioners executed a Proclamation designating September 20 to 22, 2013 as "Casselman River Bridge Bicentennial Days".
5. The Purchasing Department presented the Board of County Commissioners with the following recommendations of bid award:
  - a) Deferred of Recommendation made during the September 3, 2013 Public Meeting. Mountain Lake Park and Loch Lynn Heights Water Line Replacement (bid #13-0808). On this date the Board, with a motion by Commissioner Crawford which was seconded by Commissioner Raley and made unanimous by Chairman Gatto approved an award to Winters General Contractor, Inc. for a total bid award of \$155,793.50. Commissioner Raley asked that County staff monitor all work on this project.
  - b) Recommendation for bid award – ASCI Pump Repair (bid #13-0822). The Board, on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, and made unanimous by Chairman Gatto, awarded a bid to RAM Industrial Services, LLC for a total price of \$69,600.00. This recommendation and award includes a rejection for the transportation bid price of \$4,000.00 requested as part of the bid. Funding for this repair will be appropriated from the County line of credit which will be reimbursed by Deep Creek 2014 sponsorship revenue.

- c) Recommendation for Award – Request for Proposals – Mountain Maryland Energy Advisory Committee Consultant (RFP #13-0723). The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, awarded a contract to Downstream Strategies, LLC for a total price of \$64,227.00. Funding will be provided from approved Fiscal Year Budget appropriation to the Department of Economic Development – marketing and consulting services.
6. The Board of County Commissioners announced official action to establish the Garrett County Department of Public Works. This new County department will consolidate the Department of Public Utilities and Roads Department.

Director of the Department of Public Utilities Linda Lindsey informed County Administrator Monty Pagenhardt of her retirement on October 31, 2013 as Director of the Department of Public Utilities. Ms. Lindsey has 32 years of public service beginning with supervision of all administrative requirements with the Garrett County Sanitary District, starting the County Government Risk Management Office, and serving as Director of Public Utilities since 2006. Her value and dedication to public service all these years should be acknowledged and appreciated.

At that time Mr. Pagenhardt initiated an organizational restructure proposal of the Department of Public Utilities and County Roads Department and a draft of the plan was presented to the Board of County Commissioners. After an extensive review the Board approved a final reorganizational plan that established the Department of Public Works. This Department will be comprised of 2 Divisions – Roads and Utilities. Jay Moyer, formally General Superintendent with the County Roads Department has been appointed to the position of Director of the Department of Public Works and he will oversee all operations and administrative requirements. Paul Harvey, formally General Roads Foreman will assume the position of Division Chief – Roads, Rick Shoemaker, formally Superintendent with the Department of Public Utilities will be Division Chief – Utilities Division – Operations and Maintenance, and Jeff Broadwater, who previously was Assistant Director with the Department of Public Utilities, has been appointed as Division Chief – Utilities – Administration and Environmental. Other personnel staffing changes have been finalized and others are pending at this time. This restructure plan when complete will result in an estimated savings of \$170,000

7. Tucker County Community Foundation Development Director Diane Hinkle presented the Board of County Commissioners with an overview of 2013 “Run For It” event. The Foundation explained that Garrett County has a number of teams that will participate in the event. A request for financial assistance to assist with support of the Garrett County teams was made. Ms. Hinkle noted that other County Commissions participate in this funding and proceeds are sent back to that respective jurisdiction. The Board agreed to appropriate \$500 to the event with these funds to be taken from the approved budget special promotions account.
8. 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.
9. Public Commentary.
  - a) Eric Robison representing Citizen Shale expressed his input on the reconvening of the Garrett County Marcellus Shale Natural Gas Advisory Committee and Senate Bill 370 – Wind Energy Conversion Systems.
  - b) Richard Helbig voiced his opinion on the protection of property rights and land use control regulations as it relates to wind turbine and other structure placement.

- c) The Board spoke on the change in form of government from Commissioner to Code Home Rule that would allow points of public commentary on this date to be legislated by the Board of County Commissioners without legislation to amend current codes and laws by the State of Maryland General Assembly.
- d) Jerry Plauger expressed his opinion on the same issues voiced by Mr. Robison and Mr. Helbig.

10. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for September 3, 2013 and September 4, 2013 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners.

The Board of County Commissioners, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to discuss personnel matters. These will be no public disclosure of this session. The same motion ended the Executive Session.

**ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of administrative, personnel, and managerial matters under his authority and jurisdiction with the Board of County Commissioners.
2. The Board of County Commissioners discussed reappointment of members of the Garrett County Marcellus Shale Natural Gas Advisory Committee. The Committee had been suspended at the recommendation and consensus of the members but appointments end on October 14, 2013. The Board agreed to re-solicit names from interested persons who will want to serve on this committee. The sector and member composition will be determined after interested persons intent has been received and reviewed by the Board.
3. The Board of County Commissioners discussed the use of available office space in the basement of the M&T Bank Building that is owned by the County. Scott Weeks, Assistant Director, Department of Financial Services and Edgar Uphold, Supervisor, Department of Facilities and Maintenance were in attendance for this session. Mr. Pagenhardt and Mr. Weeks will continue take this matter under advisement and apprise the Board.
4. The Board of County Commissioners discussed a number of financial matters related to the Garrett County Public School System. Mr. Weeks and Wendy Yoder, Director, Department of Financial Services were in attendance for this session. These nonspecific topics included non-recurring costs, maintenance of effort calculations, undesignated/unreserved fund balances and the Board’s opinion that the Garrett County Public School System/Board of Education need to look at a strategic long term plan.

**Attest:**

**By Order of the Board,**

\_\_\_\_\_  
R. Lamont Pagenhardt,  
County Administrator

\_\_\_\_\_  
Robert G. Gatto, Chairman  
Board of County Commissioners

\_\_\_\_\_  
Date