

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
November 4, 2019

IN ATTENDANCE

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

County Administrator Kevin G. Null

ADMINISTRATIVE SESSION

The Administrative Session was opened at 3:00 P.M.

1. Cheryl DeBerry, Natural Resources Business Specialist, Garrett County Department of Economic Development, presented an update on her review of the **Bee City USA** County Designation. There are currently a number of activities that support the bee population. Garrett County Department of Public Works – Roads Division works closely with the Maryland Department of Natural Resources to preserve native plants when mowing and the University of Maryland Cooperative Extension provides educational programs concerning bees. Ms. DeBerry will help to coordinate additional educational outreach programs.
2. Brian Bowers, Purchasing Agent, Garrett County Purchasing Department, provided the Board of County Commissioners with a list of Garrett County Government vehicles and equipment recommending that these be designated as surplus and sold on govdeals.com. 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 vehicles and equipment as surplus and authorized the sale.
3. Mr. Null reviewed a number of administrative, non-privileged personnel, and managerial matters under his authority and jurisdiction with the Board of County Commissioners as well as the calendar of events and meeting schedule for the month.
4. County Administrator updated the Board of County Commissioners on recent personnel changes.

The Administrative Session ended at 3:55 P.M.

CALL TO ORDER OF PUBLIC SESSION at 4:00 PM

PRAYER & PLEDGE OF ALLEGIANCE - Invocation by Commissioner Tichnell

PUBLIC SESSION

1. Mr. Null indicated there was no addition or deletion to the Public Meeting Agenda. 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 November 4, 2019.

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 of October 15, 2019.

3. **Community Resource Team - Introduction**

Wayne Tiemersma, Chief of Garrett County Department of Emergency Services and Robert Stephens, Garrett County Health Officer, introduced the Community Resource Team. This Team will provide public educational information and resources on opioid addiction and treatment options as well as outreach and follow-up with patients treated for an overdose. Members of the Team are: Garrett County Health Department - Jenny Hesse; Garrett County Emergency Services - Jessica Canan, Chris Shue, and Nathan Ford.

MOTION TO CLOSE PUBLIC MEETING AND OPEN PUBLIC HEARING – 4:12 P.M.

The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Hinebaugh, and made unanimous by Chairman Edwards, closed the Public Meeting and opened the Public Hearing

4. **PUBLIC HEARING:** Garrett County Department of Planning & Land Development

The Board of County Commissioners conducted a Public Hearing on a proposed update to the sign chapter within the Deep Creek Watershed Zoning Ordinance. This update will address concerns from a Supreme Court decision, LED and temporary signage, as well as sign height concerns.

There were no public comments received. The record will remain open until November 19, 2019.

MOTION TO CLOSE PUBLIC HEARING AND OPEN PUBLIC MEETING – 4:20 PM

The Board of County Commissioners on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, closed the Public Hearing and Opened the Public Meeting.

5. **2020 LEGISLATIVE REQUESTS – SENATOR GEORGE EDWARDS AND DELEGATE WENDELL BEITZEL**

Garrett County Liquor Control Board presented a list to the Senator and Delegate of its 2020 Legislative Requests (attached).

The Board of County Commissioners presented a list to the Senator and Delegate of its 2020 Legislative Requests (attached).

6. **Public Commentary:** None.

7. **Board of County Commissioners Comments:** Kirwan Commission Proposal

- Chairman Edwards stated that the Board of County Commissioners is concerned with the cost of the Kirwan Commission proposal. Based upon the numbers available, there could possibility be an increase in property taxes by .25 cents just for Kirwan. Commissioner Hinebaugh stated that the proposal will cost the County an additional \$1.2 million per year - \$12.5 million by 2030 – this does not include school construction projects.
- The Board of County Commissioners plan to hold community meetings to educate the public on the potential cost of the Kirwan proposal and the impact on Garrett County.
- Senator Edwards and Delegate Beitzel stated that they are working to revise the school construction formula and there was no chance of the wealth formula being changed.

8. The Board of Garrett County Commissioners announced that the next Public Meeting will be held on Tuesday, November 19, 2019 at 4:00 p.m. at the Garrett County Courthouse.

ADJOURNMENT: The Board of County Commissioners, on a motion by Commissioner Hinebaugh, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, adjourned the Public Meeting at 4:48 P.M.

Attest:

By Order of the Board,

KEVIN G. NULL
County Administrator

PAUL C. EDWARDS, Chairman
Board of County Commissioners

LIST OF SURPLUS VEHICLES & EQUIPMENT

In accordance with Section 8-105, Disposition of Surplus Property, of the Purchasing Policy, the Board of County Commissioners must declare items as surplus prior to disposition/sales.

1. 2006 Chevy 3500 Crewcab – VIN #1GBHK33U96F141950-Mileage 178,765
2. 2004 Ford F-250 Truck – VIN #1FTNF21L94ED64662 – Mileage 239,988
3. 2002 Dodge 3500 Cab & Chassis – VIN #3B6MF365X2M278333 – Mileage 90,783
4. 2006 Chevy Silverado Truck – VIN #1GCEK14X66Z123089 – Mileage 87,722
5. 1998 Chevrolet 3500 Crewcab – VIN #1GBHK33R3WF059627 – Mileage Unknown
6. 2000 Chevrolet 3500 Crewcab – VIN #1GBHK33R4YF445993 – Mileage Unknown
7. 2003 Chevy Truck – VIN #1GCEK14X43Z355198 – Mileage: Unknown
8. 2003 Chevy Impala Sedan – VIN #2G1WF52E139436695 – Mileage: Unknown
9. 2005 Ford Explorer – VIN #1FMZU72K45ZA75575 – Mileage: Unknown
10. 2009 Dodge Durango – VIN #1D8HB38P09F712925 – Mileage: Unknown
11. 2008 Ford Expedition – VIN #1FMFU16528LA84920 – Mileage: Unknown
12. 2006 Jeep Liberty – VIN #1J4GL48K66W123708 – Mileage: 82,078
13. 2012 Ford Truck – VIN #1FTFX1EF9CFD01909 – Mileage: 101,849
14. 2009 Ford Truck – VIN #1FTRX14W59FB38960 – Mileage: 82,598
15. 2008 Chevy Colorado S-10 – VIN #1GCDT199988171505 – Mileage: Unknown
16. 2005 Ford Expedition – VIN #1FMFU16565LA81552 – Mileage: 106,978
17. 2006 Caterpillar D5N LGP Dozer – Serial Number BMA 32025 – Hours 6,590+ -
(GovDeals Auction)

GARRETT COUNTY 2020 ALCOHOL LEGISLATIVE REQUESTS

AMEND – *strike out election day*

AB § 21-402. Hours and days of sale or delivery

A holder of a manufacturer's license may sell or deliver alcoholic beverages to a holder of a retail license from 6 a.m. to midnight on every day except Sunday ~~or an election day~~.

AMEND – *add or equivalent license in another jurisdiction*

AB § 21-804. Class BDR beer and wine license

- (a) **Established.** -- There is a Class BDR (deluxe restaurant) beer and wine license.
- (b) **Authorized holder.** -- The license may be issued to a holder of a Class B beer license, ~~or~~ a Class B beer and wine license **OR EQUIVALENT LICENSES ISSUED BY DIFFERENT LOCAL LICENSING BOARDS ONLY FOR RESTAURANTS.**

AMEND – *add or equivalent license in another jurisdiction / change seating requirement*

AB § 21-903. Class BDR beer, wine, and liquor license

- (a) **Established.** -- There is a Class BDR (deluxe restaurant) beer, wine, and liquor license.
- (b) **Authorized holder.** -- The Board may issue the license to a holder of:
- (1) a Class B beer and wine license;
 - (2) a Class B beer, wine, and liquor license; ~~or~~
 - (3) a Class B Resort beer, wine, and liquor license; **OR**
 - (4) **EQUIVALENT LICENSES ISSUED BY DIFFERENT LOCAL LICENSING BOARDS ONLY FOR RESTAURANTS.**
- (c) **Scope of authorization.** --
- (1) The Board may issue the license for use by a deluxe restaurant as defined by the Board with:
 - (i) seating at tables, not including seats at bars or counters, for at least ~~85~~ **20** individuals; and

CREATE – *Wine Growler Permit like the Draft Beer Growler Permit AB § 21-1104*

AB § Title 21 - Subtitle 11 – Additional License Privileges

Proposal to create language in the Alcoholic Beverages Article to establish and set a fee for Wine Growler Permit. THE BOARD MAY ISSUE A REFILLABLE CONTAINER PERMIT FOR WINE TO A HOLDER OF A LICENSE THAT ENTITLES THE HOLDER TO SELL WINE FOR OFF-PREMISES CONSUMPTION. FEES FOR THE ANNUAL PERMIT WILL BE \$75. THE BOARD SHALL CHARGE A ONE-TIME ISSUING FEE FOR A NEW PERMIT IN AN AMOUNT EQUAL TO THE ANNUAL PERMIT FEE. (exact bill language will be drafted by the Legislative Services Office)

CREATE – *On-Site Consumption Permit for Class 1 Distillery*

AB § Title 21 - Subtitle 4 – Manufacturer's License

Proposal to create language in the Alcoholic Beverages Article to establish and set a fee for an On-Site Consumption Permit for a Class 1 Distillery. This was a result of HB 549 last session that authorizes a local licensing board to grant an on-site consumption permit for use at the location of the Class 1 Distillery. THE PERMIT AUTHORIZES THE PERMIT HOLDER TO SELL MIXED DRINKS MADE FROM LIQUOR THAT THE HOLDER PRODUCES THAT IS MIXED WITH OTHER NONALCOHOLIC INGREDIENTS FOR ON-PREMISES CONSUMPTION AT THE LOCATION OF THE CLASS 1 DISTILLERY. (exact bill language will be drafted by the Legislative Services Office)

Request legislation to be effective July 1, 2020.

2020 LEGISLATIVE REQUEST
BOARD OF GARRETT COUNTY COMMISSIONERS

1. A request by the Board of County Commissioners that the Delegation introduce legislation in Maryland General Assembly to provide the Board with enabling authority to amend provisions of Section 14-603, et seq., of the Maryland Tax-Property Code authorizing the Board of County Commissioners of Garrett County, Maryland to impose a rate of interest for each month or fraction of a month that the county or municipal corporation property tax or taxing district property tax is overdue to 1.50%.

Pursuant to the provisions of Section 14-603 of the State Code, Garrett County may not charge an interest rate greater than one (1) percent (1%).

The Board is requesting enabling legislation to allow the Board of County Commissioners to increase the interest rate for unpaid property tax bills to 1.50% percent.

Contact Person(s): Kevin G. Null, County Administrator
 Scott Weeks, Director, Department of Financial Services

⇒ **BOARD OF COUNTY COMMISSIONERS ACTION: Approved Request**