

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**APRIL 20, 2004**

**IN ATTENDANCE**

Chairman Ernest J. Gregg  
Commissioner David C. Beard  
Commissioner Frederick A. Holliday  
County Administrator R. Lamont Pagenhardt

**CALL TO ORDER OF PUBLIC SESSION**

**PRAYER & PLEDGE OF ALLEGIANCE**

**PUBLIC SESSION**

1. Additions/deletions to Public Meeting Agenda. Mr. Pagenhardt indicated that there was one addition and no deletions to the Public Meeting of April 20, 2004. The Procurement Office will recommend a bid award for the Garrett County Health Center generator.
2. Minutes of the Public Meeting of April 13, 2004 and Executive Session of April 13, 2004 were read and approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
3. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, proclaimed May 6, 2004 as "A Day of Prayer in Garrett County Upon the Occasion of National Day of Prayer Day".
4. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, proclaimed April 25, 2004 as "Red Hat Gals of Garrett County Day".
5. The Board of County Commissioners conducted a Public Hearing to receive public commentary on community development and housing needs and review the status of existing Community Development Block Grant programs. These are MD-03-ED-70 (Micro-business), MD-03-CD-11 (Community Legacy), and MD-04-CD-35 (Child Care). The Board of County Commissioners, by appropriate action, concluded the Public Hearing based on the fact that there was no commentary on this issue. Garrett County Community Action Committee, Inc. will be responsible for the administration of these programs.
6. As stated on the agenda for this Public Meeting, the Board of County Commissioners had been requested to move into Executive Session under section 10-508 of the

Maryland Open Meetings Law on this date to address financial and public utility matters. After a review of the specifics of the issue, the Board determined that the subject would not constitute the provisions of an Executive Session.

In attendance for this session were Mark Tonkovich, Director, Department of Public Utilities, senior Department of Public Utilities staff, Wendy Yoder, Director, Department of Financial Services, Duane Yoder, President, Garrett County Community Action Committee, Inc., and principals with Garrettland Property Management Company. The conceptual point of concern and purpose of this session was to allow Community Action and Garrettland an opportunity to be provided with an explanation on the proposed water and sewer rate structure and how it would apply to rental properties. The cost of the expansion and upgrade of infrastructure and facility capital improvements was address by Mr. Tonkovich. It was the agreement of all parties to review the points addressed prior to any final action of approval by the Board. Mr. Pagenhardt requested that Community Action and Garrettland submit an official letter for the public record.

7. The Board of County Commissioners, in furtherance of a Public Hearing conducted on April 6, 2004 for consideration of adoption of revised water and sewer rates and also annexation of parcels into the Deep Creek Sanitary District, conducted a session on this date.
  - ⇒ The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved a Resolution that documented the annexation of the Shingle Camp, Stockslager Road, Sandy Shores, and Penelac area into the Deep Creek Sanitary District.
  - ⇒ The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, agreed to extend the public commentary period for an additional two (2) weeks to consider an adoption of a new water and sewer rate structure. A number of residents were in attendance for this session with questions addressed and answered by the Board, Mr. Pagenhardt, and Mark Tonkovich, Director, Department of Public Utilities. A draft plan will be reviewed during the Public Meeting on May 4, 2004 with final action/adoption to be taken no later than May 11, 2004.
8. Carol Riley, Secretary to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.
9. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for April 6, 2004 is hereby documented on this date, the next open/public meeting of the Board of County Commissioners. The Board discussed personnel matters, specific documentation that will remain confidential. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to address law enforcement and personnel matters. The same motion moved back into

Public Session. This session was conducted with Sheriff Richard Sanders to address a request from the Mayor and Town Council of Oakland to change the current policy on dispatching of police calls.

10. The Board of County Commissioners and the Procurement Office conducted a bid opening for the Table Rock Water System Well Control Cable Replacement (bid #04-0420). The Board referred all bids received to the Procurement Office for review and recommendation of award.
11. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved a rejection of bid for Tandem Axle Off Road Dump Truck (bid # 04-0323DT) based on needed revisions in specifications.
12. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved a recommendation of bid award for Garrett County Health Center Generator (bid #04-0323) to Garner & Sons Electrical & Plumbing Contractors, LLC for a total cost of \$98,750.00.

#### **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. Chairman Gregg and Mr. Pagenhardt executed an "Adopt-A-Lot" Agreement between the Board of County Commissioners and Barbara Dalton.
3. The Board of County Commissioners reviewed the current Agreement between the County and the Northern Garrett Recreation Committee for the Finzel Park.
4. The Board of County Commissioners met with Department of Economic Development Director Jim Hinebaugh to discuss and update on several business prospects and other matters.
5. The Board of County Commissioners, Mr. Pagenhardt, and Department of Financial Services staff reviewed the preliminary Fiscal Year 2005 Budget. The adoption of Fiscal Year 2005 Budget will be set on June 1, 2004.
6. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, approved amendments to Fiscal Year 2004 Budget as presented and recommended by Wendy Yoder, Director, Department of Financial Services

**ADJOURNMENT**

**Attest:**

**By Order of the Board,**

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R. Lamont Pagenhardt,  
County Administrator

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Ernest J. Gregg, Chairman  
Board of County Commissioners

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Date

