

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
September 3, 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 and no deletions to the Public Meeting Agenda for September 3, 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 3, 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 August 20, 2013 and Executive Session Minutes of August 20, 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. Chairman Gatto announced that he and the Board of Education President will be meeting to establish a date and time to meet to continue dialog on a number of financial and long term plan issues. The two Boards will then set a public meeting date.
4. The Board of County Commissioners executed a Proclamation designating the week of September 17 -23, 2013 as "Constitution Week".
5. The Board of County Commissioners were presented with departmental/agency updates by:
 - a) Garrett County Community Action Committee. Brief agency overview of the Agency to include list of 2013 Board of Directors, Agency participant characteristics from October 1, 2012 to August 1, 2013, program participation by category, Agency income and expense summary, Head Start Experience statistical report, new areas of Agency emphasis, program areas of concern for the Agency, First Time Homeowners Program, and other exhibits and attachments. The handout is available for public review with the Office of the Board of County Commissioners. New areas of action planned were also presented.

- b) Dove Center. Presentation of client data, review of client programs, public awareness, prevention, and outreach focus, review of historical trends, program fiscal projections, fund raising plans, and other advocacy services.
 - c) Department of Public Safety and Emergency Management. Update of Emergency Operations Center (EOC) completion, installation of broadband availability at the EOC, essential staff designation policy, countywide alert system for fire and rescue associations, notice of "Public Safety Day" planned for October 19, 2013, communication improvement plans, other departmental matters.
6. The Purchasing Department presented the Board of County Commissioners with the following recommendations of bid award:
- a) Single Axel Dump Trucks (bid #13-0822DT). The Board, on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, and made unanimous by Chairman Gatto, approved an award to Frieghtliner of Hagerstown for a unit price of \$151,2638.00 for 3 units with a total price of \$453,804.00. The bid award also waiver the bid from Western Star Trucks of Delmarva due to a failure to meet the bid specifications.
 - b) Casselman Valley Soccer Association AYSO Soccer Complex Improvements (bid #13-0822S). The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, approved an award to JD Excavating and Land Developers for a total contract amount of \$38,502.50 with the funding to be paid by Program Open Space funds.
 - c) Mountain Lake Park and Loch Lynn Heights Water Line Replacement (bid #13-0808). Winters General Contractors, Inc. was in attendance and presented the Board with a protest of the bid recommendation and intent to award. Commissioner Crawford entered a motion to defer approval on or before the September 24, 2013 Public Meeting. This motion was seconded by Commissioner Raley and made unanimous by Chairman Gatto.
 - d) Digital Cellular Telephone Service (RFP # 13-0806C). The Board, on a motion by Commissioner Crawford, which was seconded by Commissioner Raley, and made unanimous by Chairman Gatto, approved an award to US Cellular for an estimated monthly expense of \$2,514.30.
7. The Board of County Commissioners conducted a legislative review of Senate Bill 370 – Wind Energy Conversion Systems. The Board of County Commissioners addressed the legal issues raised by the Attorney General relevant to SB 370. The Board believes that the existing legislation should be revised to remove the opportunity for variance relief altogether from the existing legislation. In other words the set-back standards contained within the current statute should be mandatory and no opportunity for a variance should be available to reduce these set-backs. This revision is the preference of the County and could easily be accommodated by deleting paragraph 236G.(C)(2) under Article 25A and paragraph 13-706.(C)(2) under the Local Government Article. Mr. Pagenhardt will convey this decision to Senator George Edwards, Delegate Wendell Beitzel, and the Maryland Department of Legislative Services.
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. None on this date.

10. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for August 20, 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 and economic development matters. There will be not public disclosure of this session. The same motion ended the Executive Session.

11. The Board of County Commissioners, on a motion by Commissioner Raley, which was seconded by Commissioner Crawford, 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. 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 decided schedule a Public Meeting for September 10, 2013. This meeting will include a decision on the bid recommendation for Mountain Lake Park and Loch Lynn Heights Water Line Replacement, an administrative work session, and executive session to discuss personnel matters.

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Robert G. Gatto, Chairman
Board of County Commissioners

Date