

**BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
MAY 21, 2002**

IN ATTENDANCE

Chairman Ernest J. Gregg, Jr.
Commissioner Wendell R. Beitzel
Commissioner Frederick A. Holliday
County Administrator R. Lamont Pagenhardt

EXECUTIVE SESSION

The Board of County Commissioners, on a motion by Chairman Gregg, which was seconded by Commissioner Holliday, and made unanimous by Commissioner Beitzel, moved into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to meet with County Attorney Gorman Getty, Fred Polce, General Superintendent of the Garrett County Roads Department, and Linda Gnegy, County Risk Manager to discuss personnel issues. The same motion moved to public session.

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 additions and no deletions to the agenda for May 21, 2002. Mr. Pagenhardt will request that the Board of County Commissioners execute a settlement agreement with the Mayor and Town Council of Oakland that will resolve and settle the issue of pending tax differential setoffs and dismiss pending civil action filed against the County by Mayor and Town Council.
2. Minutes of the Public Meeting of May 14, 2002 were read and approved on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg.
3. The Board of County Commissioners, on a motion by Chairman Gregg, which was seconded by Commissioner Holliday, and made unanimous by Commissioner Beitzel, moved back into Executive Session under section 10-508 of the Maryland Open Meetings Law on this date to meet with County Attorney Gorman Getty, Jim Hinebaugh, Director of the Department of Economic Development, and Meg Ellis, Economic Development Project Manager to discuss the Northern Garrett Industrial Park water project and the construction of the ClosetMaid facility. The same motion moved back to public session.
4. The Board of County Commissioners conducted a public hearing for the purpose of reviewing an Agricultural Land Preservation District application for Kenneth P. Brenneman. Both the Agriculture Advisory Board and the Garrett County Planning Commission reviewed this application. The Board of County Commissioners recommended the application, which met all requirements for consideration and is

consistent with county plan, for approval. The Board of County Commissioners, on a motion by Commissioner Beitzel, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved this application.

5. In furtherance of prior discussion on the Adopt-A-Lot policy addressed during the Board of County Commissioners Public Meeting on May 7, 2002 and May 14, 2002, Gary Mullich, Director of the Department of General Services was in attendance to answer specific questions and to present a map and list of all adjacent property owners, that included a definition of usage by community-based organizations that may be interested in participating and utilizing these properties for public recreation use. After a lengthy discussion, the Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded and carried by Chairman Gregg, approved the adoption of the policy that will be applied to the communities of Crellin and Shallmar with the condition that community based organizations be given priority. Commissioner Beitzel voted in opposition to this action.
6. Sheriff Dick Sanders and Chief Deputy Gary Berkebile updated the Board of County Commissioners on a number of issues to include the following:
 - ∇ Weapons confiscation by the Garrett Bureau of Investigation
 - ∇ The small aircraft fatality at Jennings Randolph Lake on May 19, 2002
 - ∇ Drug arrests on May 17, 18, and 19, 2002
 - ∇ The pending retirement of Deputy Charles Nolan
 - ∇ A number of other issues related to this department
7. The Board of County Commissioners attended the "Reality" luncheon at the Oakland Elks Lodge that recognizes a number of local officials who contribute to this educational drug awareness program.
8. The Procurement Office conducted bid openings for the following:
 - ∇ Fuel (bid #02-0521F)
 - ∇ Motor Oil (bid (02-0521)
 - ∇ Site Work - Lions Club Park (bid #02-0521S)

All bids will be reviewed by Brian Bowers, Procurement Officer prior to an official recommendation of bid award to the Board of County Commissioners.

9. Previous official action by the Board of County Commissioners had agreed to specific terms of a settlement agreement with the Mayor and Town Council of Oakland that will resolve and settle the issue of pending tax differential setoffs and dismiss pending civil action filed against the County by Mayor and Town Council. Chairman Gregg and Mr. Pagenhardt, on behalf of the Board of County Commissioners, executed this agreement that will be forwarded to the Town for their execution.
10. The Board of County Commissioners attended a groundbreaking ceremony for the new Phenix Technologies facility at the Central Garrett Industrial Park.

ADMINISTRATIVE SESSION

1. The Board of County Commissioners, on a motion by Commissioner Holliday, which was seconded by Commissioner Beitzel, and made unanimous by Chairman Gregg,

approved an appropriation of \$1,000 to the Garrett County Forest Conservancy District for Fiscal Year 2003.

2. Chairman Gregg, on behalf of the Board of County Commissioners, executed the final Community Development Block Grant report for the Savage River Bridge.
3. The Board of County Commissioners, on a motion by Chairman Gregg, which was seconded by Commissioner Beitzel, and made unanimous by Commissioner Holliday, approved a request from the Mayor and Town Council of Oakland to classify the pending annexation area outlined in a letter to the Board dated May 16, 2002. This waiver will allow for a change in zoning classification for these specific properties.
4. Chairman Gregg, on behalf of the Board of County Commissioners, executed documentation for the Maryland Community Development Block Grant Program project number MD 02-CD-45 - Mountain Village Acquisition.
5. The remainder of the day was spent in administrative session.

ADJOURNMENT

Attest:

By Order of the Board,

18 _____
R. Lamont Pagenhardt,
County Administrator

72 _____
Ernest J. Gregg, Jr., Chairman
Board of County Commissioners

Date