

**BOARD OF GARRETT COUNTY COMMISSIONERS**  
**PUBLIC MEETING**  
**MAY 13, 2003**

**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 (1) addition to the public agenda for May 13, 2003. Legal counsel for the Adventure Sports Center Institute has requested time to meet with the Board of County Commissioners to review a lease agreement between the Board and the Institute.
2. Minutes of the Public Meeting of May 6, 2003 and Administrative Session for May 8, 2003 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, issued a proclamation designating May as "Mental Health Month".
4. Fred Polce, General Superintendent of the Garrett County Roads Department and Dwight Emory, County Engineer reviewed a number of issues with the Board of County Commissioners to include the following:
  - Status of Bayard Corona Bridge replacement
  - Flooding cleanup for May 9, 10 and 11
  - The Department had completed fifty-seven (57) miles of paving for the period of April 2002 through April 2003
  - Mr. Emory briefed the Board on his attempts to communicate with Marvin Warnick on a previously addressed issue related to his residence in Jennings
  - Status of access road off of Hoyes Run Road for the development by Deep Creek Development and the Adventure Sports Center
  - Glendale Road realignment
  - A meeting is scheduled for May 28 with utility companies to discuss permit fees

- Status of Town of Oakland/CSX Bridge with a commitment of \$250,000 from CSX for the project
5. The Board of County Commissioners met with Mr. Pagenhardt and Department of Financial Services staff to review the presentation of the Fiscal Year 2004 Budget approval presentation.
  6. The Board of County Commissioners presented a brief overview of the Fiscal Year 2004 Operating and Capital Budget. A number of County department heads and agency supervisors were in attendance. The Board took official action to approve the following matters:

- Supplemental Levy - Ad Valorem Tax for the Garrett County Landfill of \$0.04 was approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
- Supplemental Levy - Ad Valorem Tax for Garrett County Sanitary District, as noted, was approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.

Bloomington Water Sanitary District	\$0.19
Chestnut Ridge Sewer Sanitary District	\$0.18
Deer Park Sewer Sanitary District	\$0.15
Friendsville Sewer Sanitary District	\$0.13
Friendsville Water Sanitary District	\$0.09
Jennings Sewer Sanitary District	\$0.21
Kitzmiller Water Sanitary District	\$0.16
Mtn. Lake Park-Loch Lynn Sewer Sanitary District	\$0.04
Mtn. Lake Park-Loch Lynn Water Sanitary District	\$0.01
McHenry Water Sanitary District	\$0.04
Meadow Mountain Sewer Sanitary District	\$0.10
Keyser's Ridge Water Sanitary District	\$0.60

- Real Property tax rates for the Town of Mountain Lake Park at \$0.984, the Town of Oakland at \$0.961, and all other areas at \$1.036, was approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
- Personal Property and Public Utility tax rates for the Town of Mountain Lake Park at \$2.460, the Town of Oakland at \$2.402, and all other areas at \$2.590, was approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.
- The Fiscal Year 2004 Operating and Capital of \$52,496,839 was approved on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg.

7. Cris Kepple Sweitzer, legal counsel for Adventure Sports Center Institute (ASCI) reviewed a lease agreement between the County and ASCI for property to be conveyed. The Board of County Commissioners agreed to have Ms. Sweitzer complete a draft agreement to convey five hundred and fifty (550) acres to ASCI with a hold harmless clause and the condition that any agents or contractors, employed by ASCI will have personal liability insurance. Final approval of the agreement will be reviewed by Gorman Getty, County Attorney prior to any official execution by the Board.

### **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a recommendation from John Nelson, Director of the Department of Planning and Zoning to appoint Edward Glotfelty as building codes inspector. The Board, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved this appointment. Mr. Pagenhardt will prepare an official letter of appointment specifying all terms and conditions of employment for Mr. Glotfelty.
2. The Board of County Commissioners read a letter from Mountain Top Mental Health Associates, Inc. stating that the agency would be experiencing budget shortfalls for Fiscal Year 2004 that would result in personnel layoffs, unbudgeted unemployment expenditures, and a long-term office lease. The agency requested that the Board consider funding assistance. Previous discussion had taken place between the Board, Mr. Pagenhardt, and County Health Officer Rodney Glotfelty on incorporating this agency within the Health Department, therefore dissolving the non-profit status and allowing for more efficient administrative management. The Board decided not to provide funding but requested that Mr. Pagenhardt and Mr. Glotfelty continue to discuss the consolidation of this office within the Health Department.
3. 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 declaration of County property, outlined in a memorandum from the Department of General Services dated May 12, 2003, as surplus.
4. Chairman Gregg, on behalf of the Board of County Commissioners, executed a change order for engineering work with Phenix Technology in the Central Garrett Industrial Park.
5. 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 certificate of environmental assessment/request for release of funds for Community Development Block Grant (MD-02-CD-45 – Mountain Village Project).

6. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, reappointed Bradley Frantz to the Region I Emergency Medical Services Advisory Council. An official letter of appointment will be sent to Mr. Frantz under the signature of Chairman Gregg.
  
7. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, appointed the following individuals to the Equivalent Residential Unit (ERU) Transfer Committee:
  - Thomas Janes                      Attorney at Law
  - Edward King                        Real Estate Community
  - John Nelson                         Department Of Planning and Zoning
  - James Hinebaugh                 Department of Economic Development
  - Steve Sherrard                     Garrett County Health Department
  - Mark Tonkovich                    Department of Public Utilities
  - Tommy Thayer                      Real Estate Community
  - Karen Myers                        Developer
  
- Official letters of appointment will be sent to each individual under the signature of Chairman Gregg.
  
8. The Board of County Commissioners reviewed a letter from the Board of Election Supervisors pertaining to the relocation of offices to the GW Plaza. Each issue was reviewed by the Department of General Services and a response by Mr. Pagenhardt will be sent addressing each item.
  
9. 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 real property tax service charge rate of 1.65%. This rate will be effective on July 1, 2003.
  
10. The remainder of the day was spent in administrative session.

**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