

***BOARD OF GARRETT COUNTY COMMISSIONERS  
PUBLIC MEETING  
NOVEMBER 16, 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 were no additions or deletions to the agenda.
2. Minutes of the Public Meeting of November 9, 2004 and Executive Session November 9, 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 motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, issued a Proclamation that designated November as "National Home Care Month".
4. The Board of County Commissioners, on motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, issued a Proclamation designating December 1, 2004 as "World Aids Day". A brief performance by Pandora's Box was presented to the Board and the public in attendance.
5. The Board of County Commissioners, on motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, issued a Proclamation that designated November 21 through 27, 2004 as "Garrett County National Family Week".
6. Staff from Garrett County Community Action Committee, Inc. were in attendance to review required updates and secure approval from the Board of County Commissioners for the Community Development Block Grant Citizen Participation Plan and Residential

Anti-Displacement and Relocation Assistance Plan. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, approved all plan document updates as presented.

7. Bradley Frantz, Director, Department of Emergency Management updated the Board of County Commissioners on the following issues:
  - a) County winter operations meeting, to include all responsible departments and offices, is scheduled for November 17, 2004.
  - b) Briefing on Region I EMS Advisory Council meeting with the Board of County Commissioners on November 18, 2004.
  - c) Ongoing training courses for fire and rescue personnel.
  - d) Homeland Security programs to include grant funding and grant expenditure approval.
  - e) AED equipment funding and placement in County buildings.
  - f) Hazard Mitigation Plan and Emergency Operations Plan have been sent to all County municipalities for their review and inclusion. Mr. Frantz will proceed with presenting an official plan for adoption by the Board of County Commissioners.
  - g) Animal Control issues including promotional report of adoptable animals to be published in local newspapers and a project partnership with the Humane Society for the construction of an outdoor fenced area at the shelter.
8. Carol Riley, Executive Assistant 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 November 9, 2004 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 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 legal matters with State's Attorney Lisa Thayer Welch. The same motion moved back into Public Session.

Ms. Thayer Welch informed the Board that the District Court Case involving Charles Wamsley and the Board of County Commissioners held on November 8, 2004, whereby Mr. Wamsley has been charged with theft, was granted a continuance. This means that legal counsel for Mr. Wamsley, who has filed for chapter 11 bankruptcy, may seek a negotiated repayment settlement. Mr. Pagenhardt stated that this matter involves public dollars that were paid to Mr. Wamsley and also the Heron Cove LLC. Ms. Thayer Welch will continue with the investigation and conviction in this matter and also expand

the investigation of questionable payments authorized by former Sanitary District Director Ronald Petrella. The Board of County Commissioners agreed with this direction.

### **ADMINISTRATIVE SESSION**

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. Chairman Gregg, on behalf of the Board of County Commissioners executed Close Out Agreements between the Board, on behalf of Garrett County Community Action Committee, Inc. and the Maryland Department of Housing and Community Development Community Development Block Grant Program for Projects MD-99-CD-35 Home Repair Program, MD-97-CD-40 Microenterprise Business, MD-00-CD-42 Home Repair Program, and MD-00-FL-21 Shallmar/Crellin Flood Project.
3. Chairman Gregg and Mr. Pagenhardt executed an amendment to Maryland Community Development Block Grant Program Project Number MD-03-ED-70 Microworks between the Board of County Commissioners and the Maryland Department of Housing and Community Development.
4. Gary Mullich, Director, Department of General Services and Mr. Pagenhardt requested the Board of County Commissioners review selling the White Face Farm. This property is located next to the Garrett County Airport. The Board unanimously agreed to not consider selling this property.
5. Chairman Gregg executed the deed of transfer from the Board of County Commissioners to the Board of Governors of the Garrett County Memorial Hospital. This property will be used for the construction of a physicians office condominium on the Hospital Campus.
6. Chairman Gregg and Mr. Pagenhardt executed an agreement by and between the Board of County Commissioners and Garrett Mine Service, LLP for certain outdoor lighting fixtures located in the Southern Garrett Industrial Park.
7. Mr. Pagenhardt reviewed a recommendation to consolidate all County permit, inspection, planning, zoning, and licensing services under the Department of Planning and Zoning. The Board of County Commissioners had initially discussed this matter on November 9, 2005 at which time the recommendation was taken under advisement. A recommendation to include reassigning staff duties and office location with the condition, as suggested by Commissioner Holliday, that the County Junkyard Ordinance be revised to include blighted property was also discussed. Mr. Pagenhardt will request John Nelson, Director, Department of Planning and Zoning, who was in

attendance for this session, and the county attorney to review the legality of this action.  
The Board will continue to discuss this organizational change.

**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

\_\_\_\_\_  
Date