

BOARD OF GARRETT COUNTY COMMISSIONERS
PUBLIC MEETING
OCTOBER 10, 2006

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 Public Agenda for October 10, 2006 and briefed the Board on a number of administrative matters to be addressed on this date.
2. Minutes of the Public Meeting of October 3, 2006 and Executive Session of October 3, 2006 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 was presented a Proclamation executed by Governor Robert Ehrlich designating the week of October 15 – 21, 2006 as “Forest Products Week”.
4. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, executed a Proclamation designating the week of October 22 – 28, 2006 as “Lead Poisoning Prevention Week”.
5. Gary Mullich, Director, Department of General Services and staff briefed the Board of County Commissioners on the following matters:
 - a) Update on County Airport work on Phase 2 work on runway extension; terminal building; T-hangars; sewer and water service to the Airport and adjacent properties; and taxiway project
 - b) Public Works Complex status report
 - c) Landfill Cell 3 and Recycling Center
 - d) Detention Center project status and funding appropriation
 - e) Status of County participation on cooperative committee for electricity bid

- f) Review of meeting with Mayors Association attended by Mr. Mullich and Mr. Pagenhardt that included cost for operations and current tipping and household sticker fees
 - g) Mr. Mullich will be attending the Local Government Insurance Trust annual meeting on October 11 – 13
- 6. Fred Polce, General Superintendent, County Roads Department briefed the Board of County Commissioners on the following matters:
 - a) Review of summer/fall paving operations for Fiscal Year 2007 with 27 miles of road completed year to date
 - b) Update on road conversion projects year to date Fiscal Year 2007
 - c) Bridge crew is working on Fish Hatchery Road Bridge
 - d) Line stripping on roads that were paved this season will be completed the week of October 9 – 13
 - e) Review of abrasive material to include cost and availability
 - f) Other departmental matters
- 7. The Board of County Commissioners conducted a Public Hearing to receive public commentary on a petition for the closing of a portion of old State Park Road. County Attorney Gorman Getty reviewed the matter for the record. As a matter of law, the property will revert to all adjacent property owners. The Board, on a motion by Commissioner Holliday, which was seconded by Commissioner Beard, and made unanimous by Chairman Gregg, closed the Public Hearing and executed an Order and Petition noting the formal closing of this portion of road as a public road of Garrett County, Maryland.
- 8. The Board of County Commissioners listened to commentary by Mark Proulx. Mr. Proulx expressed his opinion that Sheriff Richard Sanders and Chief Deputy Gary Berkebile violated County Procurement Policy. Based on the fact that this matter is under investigation by the State Prosecutor, the Board, under the advice of Mr. Getty and Mr. Pagenhardt, had no comment on this matter.

Lieutenant Jeffrey Murphy with the Garrett County Sheriff's Department provided comments on this issue.

The Board also reviewed a September 13, 2006 request for public information by Mr. Proulx. Mr. Proulx was provided with acknowledgement of receipt of this request noting that the County would recover all information with the condition that a deposit be secured to assure that all costs associated with the recovery would be paid. Mr. Proulx had not paid for prior recoveries for time and copies, therefore this condition was put in place. During this session, Mr. Proulx requested that he be provided all information at no cost, which would be inconsistent with past practice and policy. The Board decided to waive the deposit requirement but will not release any information to Mr. Proulx until actual costs for the recovery are paid.

9. Carol Riley, Executive Assistant to the Board of County Commissioners and County Administrator, reviewed the meeting and committee schedule for the forthcoming week.
10. In compliance with the Maryland Open Meetings Act under section 10-509, a record of the Executive Session for October 3, 2007 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 Beard, which was seconded by Commissioner Holliday, and made unanimous by Chairman Gregg, moved into Executive Session to discuss economic development issues and other matters. The same motion moved back into Public Session.

The Board and senior staff addressed issues related to the location of the Exhibit/Trade Center; location of the Community Athletic Recreation Center; utilization by the Garrett Robotics and Technology Learning Center for a portion of the County owned building in the Central Garrett Industrial Park; and acceptance by Joseph and Sandra Kim for settlement on purchase of property on Glendale Road. Memorandums, letters of legal opinion and official motions of action by the Board on all file with the Office of the Board of County Commissioners.

ADMINISTRATIVE SESSION

1. Mr. Pagenhardt reviewed a number of correspondences and communications with the Board of County Commissioners.
2. The Board of County Commissioners, on a motion by Commissioner Beard, which was seconded and carried by Commissioner Holliday, authorized the execution of a Resolution designating support for a loan application by Gary Ruddell, LLC to the Maryland Department of Business and Economic Development in the amount of \$100,000. This loan will support the expansion of Total Biz Fulfillment in the Southern Garrett Business and Technology Park.
3. The Board of County Commissioners met with James Hinebaugh, Director, Department of Economic Development to discuss the Exhibit/Trade Center location.

ADJOURNMENT

Attest:

By Order of the Board,

R. Lamont Pagenhardt,
County Administrator

Ernest J. Gregg, Chairman
Board of County Commissioners

Date