

# BOARD OF GARRETT COUNTY COMMISSIONERS

## PUBLIC MEETING

### Tuesday, November 19, 2024

Meeting was also Live Streamed at <https://www.facebook.com/garrettcountygovernment/>

#### IN ATTENDANCE

Chairman Paul C. Edwards  
Commissioner Ryan S. Savage  
Commissioner S. Larry Tichnell  
  
County Administrator Kevin G. Null

#### CALL TO ORDER OF PUBLIC SESSION at 4:07 PM

#### PRAYER & PLEDGE OF ALLEGIANCE – Invocation by Commissioner Tichnell

#### PUBLIC SESSION

1. Mr. Null indicated there was no addition or deletion to the Public Meeting Agenda. The Board of County Commissioners, on a motion by Commissioner Savage, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved the Public Meeting Agenda for November 19, 2024.
2. The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Savage, and made unanimous by Chairman Edwards, approved the Public Meeting Minutes of November 4, 2024.

#### 3. RESOLUTIONS:

- ❖ **Resolution 2024-11-19:** United States Department of Agriculture (USDA) – Rural Development Grant – Utilities Infrastructure Equipment Project for the Department of Public Works – Utilities Division for a Vacuum Excavator Truck. The total cost for this equipment is \$700,000.00. Through this Grant, USDA will pay \$525,000 and the County will be responsible for \$175,000.00.

The Board of County Commissioners, on a motion by Commissioner Savage, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, approved Resolution 2024-11-19 (attached).

- ❖ **Resolution 2024 – 16:** Sale of County Property – 176 Spring Glade Road, Grantsville, Maryland 21536 to the Town of Grantsville.

The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Savage, and made unanimous by Chairman Edwards, via Resolution 2024 – 16 approved the sale of property for the sum of One Dollar (\$1.00)(attached).

- ❖ **Road Name Resolution RN24-2:** Garrett County Department of Community Development of Planning & Land Development – GIS Division. Siera Wigfield, Senior Planner, requested approval of a road name change and additions listed below.

<u>Former Name</u>	<u>New Road Name</u>
ClosetMaid Drive	Corporate Drive
N/A	Rowland Hill
N/A	Lion Hart Lane

The Board of County Commissioners, on a motion by Commissioner Savage, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, adopted Resolution RN24 – 02 (attached).

4. **PUBLIC COMMENTS:**

- ❖ Senator McKay offered that the Delegation would be willing to meet with individuals to discuss potential legislative, concerns, or issues.
- ❖ Swallow Falls Bridge update – The bridge design is at 60% and is currently being reviewed by the Maryland Department of Natural Resources.
- ❖ Proposed Youghiogheny River Advisory Board – Question was asked if the Board of County Commissioners would support to establish this Board?
- ❖ Request for copy of original design/engineering for the existing Youghiogheny River Bridge – Information will be provided

5. **ANNOUNCEMENTS:**

- ❖ The Board of Garrett County Commissioners announced that the next Public Meeting will be held on Monday, December 2, 2024, at 4:00 p.m. at the Garrett County Courthouse.

**MOTION TO CLOSE PUBLIC MEETING AND OPEN PUBLIC HEARING**

On a motion by Commissioner Tichnell, which was seconded by Commissioner Savage, and made unanimous by Chairman Edwards, the Public Meeting was closed and the Public Hearing opened at 4:15 p.m.

6. The Board of County Commissioners conducted a **Public Hearing** to review and receive public commentary on the adoption of the Ten-Year Solid Waste Management Plan for Garrett County. No public comment was received.

**MOTION TO CLOSE PUBLIC HEARING AND OPEN PUBLIC MEETING**

On a motion by Commissioner Savage, which was seconded by Commissioner Tichnell, and made unanimous by Chairman Edwards, the Public Hearing was closed and the Public Meeting reopened at 4:18 p.m.

7. Resolution 2024 – 17 – Garrett County Department of Public Works – Solid Waste & Recycling Division - Adoption of the Ten-Year Solid Waste Management Plan 2024 – 2034.

The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Savage, and made unanimous by Chairman Edwards, via Resolution 2024 – 17, adopted the Ten-Year Solid Waste Management Plan 2024 – 2034. (attached)

**ADJOURNMENT:** The Board of County Commissioners, on a motion by Commissioner Tichnell, which was seconded by Commissioner Savage, and made unanimous by Chairman Edwards, adjourned the Public Meeting at 4:28 P.M.

8. **2025 LEGISLATIVE REQUESTS – SENATOR MICHAEL MCKAY AND DELEGATE JAMES HINEBAUGH**

Garrett County Liquor Control Board presented a list to the Senator and Delegate of its 2025 Legislative Requests (attached).

The Board of County Commissioners presented a list to the Senator and Delegate of its 2025 Legislative Requests (attached).

**Attest:**

**By Order of the Board,**

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**KEVIN G. NULL**  
County Administrator

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**PAUL C. EDWARDS**, Chairman  
Board of County Commissioners

# THE BOARD OF GARRETT COUNTY COMMISSIONERS

203 South Fourth Street - Courthouse - Room 207 Oakland, Maryland 21550  
www.garrettcounty.md.gov countycommissioners@garrettcounty.md.gov  
301-334-8970 301-895-3188 FAX 301-334-5000

## Board of Commissioners

Paul C. Edwards  
Ryan S. Savage  
S. Larry Tichnell

County Administrator  
Kevin G. Null

County Attorney  
Gorman E. Getty III

## RESOLUTION NO. 2024-11-19

A resolution of the Board of County Commissioners of Garrett County, Maryland authorizing the County to apply for financial assistance with the United States Department of Agriculture, Rural Development to finance the Utilities Infrastructure Equipment Project – a Vacuum Excavator Truck for the Garrett County Department of Public Works – Utilities Division. The total cost for this project is \$700,000.00. Through this Grant, USDA will pay \$525,000 and the County will be responsible for \$175,000.00.

Be it further resolved that the Board of County Commissioners of Garrett County, Maryland authorizes the Chairman, Paul C. Edwards and/or County Administrator, Kevin G. Null to sign all documents relating to the USDA Rural Development loan and/or grant. The applicant's point of contact shall be Cheryl DeBerry at [cdeberry@garrettcounty.md.gov](mailto:cdeberry@garrettcounty.md.gov) or 301.334.6968.

PASSED and APPROVED this 19<sup>th</sup> day of NOVEMBER 2024.

  
\_\_\_\_\_  
PAUL C. EDWARDS  
Chairman

Attest:

  
\_\_\_\_\_  
KEVIN G. NULL  
County Administrator

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### County Administrator

Kevin G. Null

### County Attorney

Gorman E. Getty III

## RESOLUTION NO. 2024-16

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GARRETT COUNTY, MARYLAND, A BODY POLITIC AND CORPORATE AND A POLITICAL SUBDIVISION OF THE STATE OF MARYLAND (THE "COUNTY"), AUTHORIZING THE SALE OF REAL PROPERTY KNOWN AS ALL THAT PIECE OR PARCEL OF LAND SITUATE, LYING AND BEING IN ELECTION DISTRICT NO. 3, GARRETT COUNTY, MARYLAND, KNOWN AND DESIGNATED AS 176 SPRINGS ROAD, GRANTSVILLE, MARYLAND, CONTAINING 5.26 ACRES OF LAND, MORE OR LESS (THE "PROPERTY"), TO THE TOWN OF GRANTSVILLE, A BODY CORPORATE LOCATED IN GARRETT COUNTY, MARYLAND ( THE "TOWN"), FOR THE SUM OF ONE DOLLAR AND NO CENTS (\$1.00)

CIR CT GARRETT CO. MD  
2024 NOV 20 AM 11:11

### Explanation

The County desires to sell and convey the Property to the Town for the sum of One Dollar (\$1.00) (the "Purchase Price"). The County, in the exercise of its powers, believes that the sale and conveyance of the Property to the Town will promote the economic interests of, and is in the best interest of, the County, the Town, and the citizens of Garrett County, Maryland.

In accordance with the provisions of Title 5, Subtitle 3, Sections 5-301 through 5-332, inclusive, of the Economic Development Article of the Annotated Code of Maryland (the "State Act"), the County has caused this Resolution to be prepared to reflect the terms and conditions relating to the County's authorization to sell the Property to the Town .

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Garrett County, Maryland, as follows:


1. The Explanation set forth above is incorporated as a substantive provision of this Resolution.
2. The County authorizes the sale of the Property to the Town for the sum of One Dollar (\$1.00).
3. The Chairman of the Board of County Commissioners of Garrett County, Maryland, be and is hereby authorized to execute any and all documents as may be necessary or required in conjunction with the sale and conveyance of the Property to the Town.
4. This Resolution shall be effective upon its adoption.

**ADOPTED** this 19<sup>TH</sup> day of **NOVEMBER, 2024**, by the Board of County Commissioners of Garrett County, Maryland, by its Chairman, Paul C. Edwards, and attested by Kevin G. Null, County Administrator.

ATTEST:

  
\_\_\_\_\_  
KEVIN G. NULL  
County Administrator

THE BOARD OF COUNTY COMMISSIONERS  
OF GARRETT COUNTY, MARYLAND

  
\_\_\_\_\_  
PAUL C. EDWARDS  
Chairman (SEAL)



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# THE BOARD OF GARRETT COUNTY COMMISSIONERS

203 South Fourth Street - Courthouse - Room 207, Oakland, Maryland 21550

www.garrettcountry.org • countycommissioners@garrettcountry.org

301-334-8970

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## Board of Commissioners

Paul C. Edwards

Ryan S. Savage

S. Larry Tichnell

## County Administrator

Kevin G. Null

## County Attorney

Gorman E. Getty III

CIR CT GARRETT CO, MD  
2024 NOV 20 AM 11:12

Resolution #RN24-02

November 19, 2024

## RESOLUTION

**WHEREAS**, Article 41 of the Annotated Code of Maryland empowers the County to provide for an Enhanced 911 Emergency Telephone System; and,

**WHEREAS**, the Board of County Commissioners of Garrett County has formally adopted the Garrett County Address Ordinance as the initial step to enhance the 911 system; and,

**WHEREAS**, the Ordinance requires the establishment of the Garrett County Road Name Index that shall include the names of all streets and/or roads within the County; and,

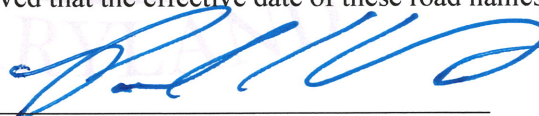
**WHEREAS**, the Board of County Commissioners have duly adopted said Garrett County Road Name Index; and,

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Garrett County does hereby adopt the following changes to road names within the County to be included on the Garrett County Road Name Index:

<u>Tax Map</u>	<u>Former Name</u>	<u>New Road Name</u>
18	CLOSETMAID DRIVE	N/A CORPORATE DRIVE
58	N/A	ROWLAND HILL
42	N/A	LION HART LANE

Duly adopted by unanimous vote of the Board of County Commissioners of Garrett County, Maryland this **19<sup>th</sup>** day of **November 2024**; and it is further resolved that the effective date of these road names shall be November 19, 2024.

BY




Paul C. Edwards, Chairman

BY



Ryan S. Savage, Commissioner

BY



S. Larry Tichnell, Commissioner

Attest:



Kevin G. Null  
County Administrator

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S. Larry Tichnell

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Kevin G. Null

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## RESOLUTION 2024 – 17

### Ten Year Solid Waste Management Plan 2024 – 2034

RESOLUTION of the Board of County Commissioners of Garrett County, Maryland adopting the Ten Year Solid Waste Management Plan (2024-2034): as approved by The Maryland Department of Environment

#### RECITALS

CIR CT GARRETT CO, MD  
2024 NOV 20 AM 11:12

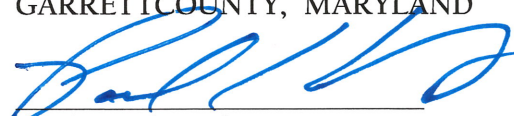
1. The Garrett County Department of Public Works – Solid Waste & Recycling Division, in accordance with § 9-503(a) of the Environmental Article, Annotated Code of Maryland and (COMAR)26.03.03, Counties are required to prepare and adopt a Ten Year Solid Waste Management Plan that describes and implements a strategy for the collection, processing, and disposition of solid waste and recyclable materials generated by its citizens.
2. The Plan was prepared with review, guidance and approval from the Maryland Department of the Environment.
3. A Public Hearing was conducted on November 19, 2024 at 4:00 p.m. in the Commissioner’s meeting room in the Garrett County Courthouse to accept comments. Notice of the public hearing was published in The Republican, a newspaper of general circulation in Garrett County, Maryland on October 31, 2024, and again on November 7, 2024.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF GARRETT COUNTY: Based upon completion and approval of the 10 Year Solid Waste Management Plan and consideration of comments received at the Public Hearing, The Board of County Commissioners of Garrett County approves and adopts the Ten Year Solid Waste Management Plan (2024–2034): This Resolution shall be effective upon its adoption and the County Administrator shall immediately file an executed copy of this Resolution with the Clerk of Circuit Court for Garrett County.

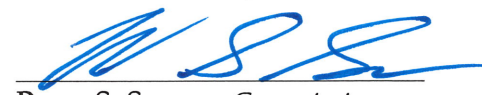
Adopted and certified this 19<sup>TH</sup> day of NOVEMBER, 2024.

THE BOARD OF COUNTY COMMISSIONERS,  
GARRETT COUNTY, MARYLAND

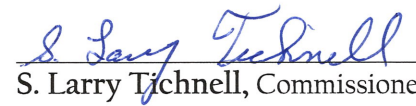
(SEAL)



Paul C. Edwards, Chairman

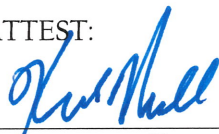


Ryan S. Savage, Commissioner



S. Larry Tichnell, Commissioner

ATTEST:



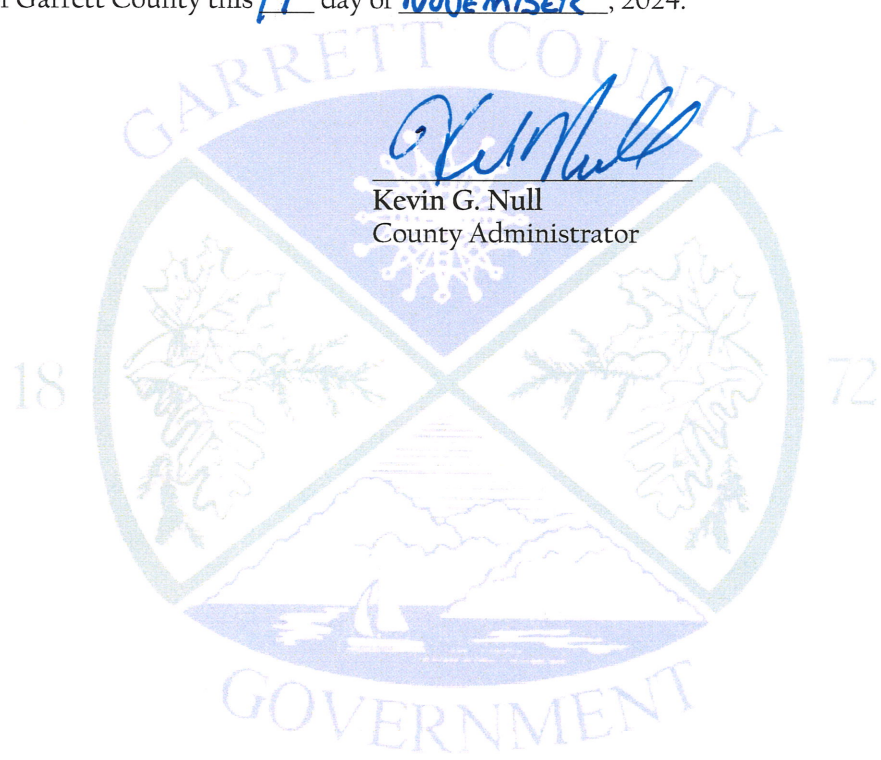
Kevin G. Null  
County Administrator



CERTIFICATE

I, Kevin G. Null, the duly appointed, qualified and acting County Administrator to the Board of County Commissioners of Garrett County, do hereby certify that, (i) the foregoing Resolution adopted by the Board of County Commissioners of Garrett County after a public hearing held on November 19, 2024, is true, correct and complete, (ii) a copy of said Resolution has been filed with the Clerk of the Circuit Court for Garrett County, (iii) said Resolution has not been amended, modified or repealed and remains in full force and effect as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Board of County Commissioners of Garrett County this 19 day of NOVEMBER, 2024.



  
Kevin G. Null  
County Administrator



**GARRETT COUNTY GOVERNMENT**  
**Board of License Commissioners - Liquor Control Board**

203 South Fourth Street, Room 208, Oakland, Maryland 21550  
garrettcourtymd.gov/liquor-control-board -  
Phone 301-334-1925 - Fax 301-334-5023  
liquorcontrolboard@garrettcourtymd.gov

**Board Members**

David L. Moe  
Michael J. Fratz  
Lisa M. Herman

## **GARRETT COUNTY 2025 LEGISLATIVE REQUESTS**

### **New legislative requests to be considered:**

- 1) Establish a Garrett County Beer & Wine Commercial Resort License
- 2) Establish a Garrett County Beer, Wine, and Liquor Commercial Resort License
- 3) Establish a Garrett County Deluxe Commercial Resort Beer and Wine License
- 4) Establish a Garrett County Deluxe Commercial Resort Beer and Wine License
- 5) Class B subcategories for hotel, banquet hall, golf, recreation and entertainment facilities

### **Corrective language requests to be considered:**

- 1) Festival license requires notice for applications one time at least 7-days prior to hearing.
- 2) Class C and Per Diem licenses to qualifying clubs and organizations
- 3) Class A Winery amend to add tasting option & limited off-premise sales for additional fees

### **NOTES:**

**Combine all requests as one cross-filed bill called the Garrett County Alcoholic Beverages Act of 2025**

**Request legislation to be effective July 1, 2025.**



## Garrett County Legislative Request 2025 Legislative Session

1. A request by the Board of County Commissioners that the Maryland General Assembly amend the Garrett County Maryland Code of Ordinance, Section 30.21 BIDS AND CONTRACTS

***FOR the purpose of authorizing the County Commissioners of Garrett County to enter into a certain contract for the purchase of an indeterminate amount of goods or services, on an as-needed basis over a period of time, without advertising for bids and authorizing the purchase of one or more vehicles without advertising for bids if the amount involved does not exceed \$100,000.***

*BY repealing and reenacting, with amendments, The Public Local Laws of Garrett County Section 30.21(A)  
Article 12 – Public Local Laws of Maryland*

Contact Person(s): Kevin G. Null, County Administrator  
Scott Weeks, Director of Finance

⇒ **BOARD OF COUNTY COMMISSIONERS ACTION:**

2. A request by the Board of County Commissioners that the Maryland General Assembly amend the Garrett County Maryland Code of Ordinance, Section 37.070 TAX IMPOSED

***FOR the purpose of altering the definition of “hotel” for the hotel rental tax in Garrett County to include transient vacation rental units; altering the definition of “transient charge” for purposes of the county hotel rental tax; adding the definition of a “short-term” rental platform; requiring certain short-term rental platforms and other persons to perform certain duties and be subject to certain penalties related to the collection and remittance of the county hotel tax.***

*BY repealing and reenacting, with amendments,  
The Public Local Laws of Garrett County Section 37.070  
Section 20-401, 20-405.1*

Add the definition of Transient Vacation Rental Unit and a Short-Term Rental Platform. By defining and including the internet based rental companies in this section, the legislation would enable the County to require internet based rental services, such as Airbnb, VBRO, etc. to collect and remit Accommodation Tax to the County when a unit is rented. Our county-based property management companies do an outstanding job of collecting and remitting the tax; however, many of the on-line rental services do not collect the tax.

Contact Person(s): Kevin G. Null, County Administrator  
Scott Weeks, Director of Finance

⇒ **BOARD OF COUNTY COMMISSIONERS ACTION:**

