

November 7, 2019

The regular meeting of the County Commissioners of Allegany County was held in the Commissioners' Meeting Room, Allegany Room 100, 701 Kelly Road, Cumberland, at 5:00 p.m. on the above date. The following were present: Commissioner Jacob C. Shade; Commissioner Creade V. Brodie, Jr.; Commissioner David J. Caporale; County Administrator Brandon S. Butler; and Assistant County Attorney T. Lee Beeman, Jr. The following business was transacted:

The Pledge of Allegiance was led by Mr. Floyd Wigfield, World War II and D-Day Veteran.

MOTION

There were no additions or deletions to the Agenda.

MOTION

Upon Motion by Commissioner Brodie, seconded by Commissioner Caporale, and Motion carried, the Commissioners approved the Minutes of the October 24, 2019, public business meeting.

PRESENTATION

Item 1 – 2019 Veteran's Day Observance – Recognition of the Service of Allegany County Government Employees and Members of the General Public – Kristi D. Liller, Supervisor of Human Resources, read a list of current Allegany County employees who have identified themselves as veterans who served in the United States Armed Forces. She remarked that these individuals served the nation with honor and at a great personal sacrifice. Mrs. Liller asked those named veterans present in the audience at this meeting to stand at the calling of their name and remain standing. The list of names as read by Mrs. Liller is set forth on the Allegany County Government News Release entitled "Allegany County Government Honors Veterans" dated November 7, 2019, a copy of which is attached to and made a part of these Minutes.

Following recognition of veterans employed by Allegany County Government, Mrs. Liller invited all veterans present at the meeting to stand and be recognized. There was a round of applause.

Mrs. Liller made additional brief remarks in honor of these veterans, followed by another round of applause.

Item 2 – D-Day 75th Anniversary Observance – World War II and D-Day Veteran – Floyd Wigfield. Commissioner Shade announced that a short video would be presented in honor of Mr. Floyd Wigfield, a long-time resident of Allegany County. The video was then shown to those present at this meeting. Following the video, Mr. Wigfield made brief remarks, then Commissioner Shade read and presented him with an official Citation in honor of his patriotic service to the United States of America during World War II, including landing on Utah Beach in Normandy, France on D-Day, June 6, 1944. A round of applause followed this presentation.

Item 3 – Too Toxic to Trash Event Follow-Up and Announcement of the America Recycle Day Shred Event on November 15, 2019 – Siera N. Wigfield, Recycling Coordinator, reported on the recent Too Toxic to Trash event held by Allegany County Recycling on October 5, 2019. Mrs. Wigfield reported that this event was very successful. She presented some brief statistics concerning the event, which are set forth on the summary attached to and made a part of these Minutes. Mrs. Wigfield named some of the other sponsors of the event: The City of Cumberland; the City of Frostburg; and NEFCO, as well as grants from the Chesapeake Bay Trust and Keep Maryland Beautiful, and some in-kind contributions from the Landfill and Burgmeier's Hauling. Mrs. Wigfield expressed the County's appreciation for these sponsors.

Mrs. Wigfield also provided some recycling suggestions and recommendations.

Next, Mrs. Wigfield announced that November 15, 2019 is "America Recycles Day", which she explained is part of "Keep America Beautiful". She explained that both she and Raquel Ketterman of the City of Cumberland would be on hand at the Recycling Center that day from 11 a.m. to 3 p.m. She provided some details about this event, as set forth on the flyer attached to and made a part of these Minutes.

Commissioner Shade thanked Mrs. Wigfield for her efforts in putting on the recycling events multiple times a year and remarked that the events are very popular and are appreciated by the community.

PUBLIC HEARING

Item 4 – Road Closing Petition –The Bowling Green Volunteer Fire Company, Inc. – The road closing petition is for a certain portion of an unnamed alley at the intersection with Hickory Avenue

(formerly Walnut Street) and runs in a southeasterly direction alongside one of Petitioner's properties for a distance of approximately 200 feet and then alongside another of Petitioner's properties for a distance of approximately 126 feet, Election District 6, Allegany County, Maryland. The total area of the unnamed alley to be closed is 3,239 square feet – Michael A. Llewellyn, Attorney, Geppert, McMullen, Paye & Getty, thanked the Commissioners for hearing his client's matter this evening. Mr. Llewellyn reminded the Commissioners that he and his client, the Bowling Green Fire Department, were present at a previous meeting, in September 2019, to petition them to open the subject paper street for the purpose of closing. He thanked the Commissioners for granting the petition to open. Mr. Llewellyn acknowledged a member of the Bowling Green Fire Department present with him at this meeting.

Mr. Llewellyn explained that the road to be closed is a paper road, and that there have been no objections received to its closing. He added that the closing of the road will benefit the Bowling Green Fire Department. Mr. Llewellyn said that he would be happy to answer any questions.

Commissioner Shade acknowledged that all the proper forms had been submitted. He then opened the public hearing and asked if there were any other public comments on the road closing petition. No one offered any public comment. Hearing closed.

Commissioner Shade told the Commissioners that they could take action on the road closing at this evening's meeting.

Upon Motion made by Commissioner Caporale, and seconded by Commissioner Brodie, the Board of County Commissioners granted the petition to close a certain portion of an unnamed alley at the intersection with Hickory Avenue (formerly Walnut Street) running in a southeasterly direction alongside one of Petitioner's properties for a distance of approximately 200 feet and then alongside another of Petitioner's properties for a distance of approximately 126 feet, Election District 6, Allegany County, Maryland, with the total area of the unnamed alley closed to be 3,239 square feet.

ACTION AGENDA

Item 5 – Allegany County Board of Education Fiscal Year 2020 Budget Amendment – Board of County Commissioners to approve the FY 2020 Board of Education budget amendment to hire four additional licensed clinical social workers and/or clinical professional counselors, and four additional school security personnel. This amendment increases the total amount of the budget approved in June by \$564,000 and does not change the level of the county appropriation – Lawrence S. McKenzie, CPA, Chief Financial Officer, told the Commissioners that before them was a request for a budget amendment to the FY-2020 Board of Education budget. Mr. McKenzie provided background and details about the proposed budget amendment, as set forth on his letter to County Administrator Brandon Butler dated October 9, 2019, a copy of which is attached to and made a part of these Minutes. He asked the Commissioners if they had any questions.

Commissioner Shade thanked everyone involved for putting these new positions into the budget and remarked on their importance to the school system.

Commissioner Shade moved that the Board of County Commissioners approve the FY 2020 Board of Education budget amendment to hire four additional licensed clinical social workers and/or clinical professional counselors, and four additional school security personnel. Commissioner Brodie seconded the Motion. Motion carried to approve the FY 2020 Board of Education budget amendment as presented.

Item 6 – Resolution 19-15* – Maryland Department of Housing and Community Development (DHCD) Community Development Block Grant (CDBG) Application for Garden City Mobile Home Park Partial Acquisition Project – Board of County Commissioners to approve Resolution 19-15* and authorize the President of the County Commissioners to sign the CDBG application for the Garden City Mobile Home Park Partial Acquisition Project, and for the application to be submitted by the Allegany County Department of Economic and Community Development. The Resolution also authorizes the President to sign the CDBG agreement and any amendments to this agreement related to the project – David K. Nedved, Economic & Community Development Representative, referred to the public hearing held two weeks ago on the Garden City Mobile Home Park Partial Acquisition Project as required by the CDBG application. Mr. Nedved added that another requirement for the CDBG application, before the application can be completed, is that there has to be a Resolution authorized by the County Commissioners. He explained that the Resolution also covers the Grant Agreement to be signed in the future, as well as any amendments to the Grant Agreement. Mr. Nedved asked the Commissioners to authorize and pass the Resolution to authorize the President of the Board of County Commissioners to sign the application, and authorize Mr. Nedved to submit the application.

Upon Motion by Commissioner Brodie, seconded by Commissioner Caporale, and duly carried, the Board of County Commissioners approved, authorized and passed Resolution 19-15* and authorized the President of the County Commissioners to sign the CDBG application for the Garden City Mobile Home Park Partial Acquisition Project, and to sign the CDBG Agreement and any amendments to this agreement related to the project; and also authorized the application to be submitted by the Allegany County Department of Economic and Community Development.

** After the meeting, it was realized that an incorrect Resolution number, 19-13, had been assigned and that this Resolution passed should actually be numbered 19-15. This will be addressed and corrected at the next Commissioners Public Business Meeting on November 21, 2019.*

Item 7 – Futures Fund Policy – Board of County Commissioners to approve a policy to establish a Futures Fund to incentivize business investment and growth in the community – Jacob C. Shade, President, explained that this Item is concerning a fund policy that will be created in the next few months. Commissioner Shade pointed out that this is something the Commissioners have been working on, and that in economic development, there is a need to be quick and mobile and, when an opportunity is seen, to not get stuck in bureaucratic red tape such as in a lot of the tax incentive programs the County works with currently.

Commissioner Shade explained that this fund, to be called the “Allegany County Futures Fund”, would be run by Allegany County initially, and within a few months private investors would be involved. Money from the fund would be used to invest in new businesses looking to locate in Allegany County, or in existing Allegany County businesses looking to expand. Commissioner Shade added that the fund is to be as flexible as possible, with the money to move as quickly as possible. He remarked that establishing this fund would set Allegany County apart from other jurisdictions. Commissioner Shade concluded by saying that further details about the Futures Fund will be forthcoming.

Commissioner Brodie moved that the Board of County Commissioners approve a policy to establish a Futures Fund to incentivize business investment and growth in the community. Commissioner Caporale seconded the Motion. Motion carried to approve the policy to establish a Futures Fund.

CONSENT AGENDA

As recommended by the County Administrator

Upon Motion by Commissioner Caporale, seconded by Commissioner Brodie, and Motion carried, the Board of County Commissioners adopted the Consent Agenda as recommended by the County Administrator.

Item 8 – Resolution 19-14 – Fiscal Year 2019-2022 Cumberland Area Transportation Improvement Program – Board of County Commissioners, acting as the Metropolitan Planning Organization, authorized and adopted Resolution 19-14, the Cumberland Area Fiscal Year 2019-2022 Amended Transportation Improvement Program.

Item 9 – Western Maryland Works Makerspace Facility Equipment – Board of County Commissioners authorized the Office of Community Services to advertise for bids for the purchase of equipment for the makerspace facility located at 37 Lane Avenue, LaVale, Maryland.

Item 10 – Fiscal Year 2020 Opioid Operational Command Center Award – Board of County Commissioners accepted and authorized the Fiscal Year 2020 Opioid Operational Command Center Grant to support Combating Opioids and Providing Services (COPS), in the amount of \$205,246.

Item 11 – School Traffic Safety Enforcement Grant Agreement – Board of County Commissioners accepted and authorized the School Traffic Safety Enforcement Grant in the amount of \$22,371. This grant will help to enforce the number of pedestrian contacts, vehicle stops, citations issued, written warnings issued, Safety Equipment Repair Orders issues, Field Observation Reports made, number of arrests, civil charges, and criminal charges.

Item 12 – Travel Request Approval – Board of County Commissioners authorized the Sheriff's Office approved the travel request for personnel to travel to Scranton, Pennsylvania regarding the Federal Government, from November 11-22, 2019.

Item 13 – 2019-2020 Hazardous Materials Emergency Preparedness Grant Acceptance – Board of County Commissioners accepted and authorized the 2019-2020 Hazardous Materials Emergency Preparedness Grant in the amount of \$15,312.50, for hazardous materials planning and training as well as modification to budget 1440 to reflect this grant. This grant is provided through the Maryland Emergency Management Agency.

Item 14 – Fiscal Year 2020 Maryland Heritage Areas Authority Grant Agreement – Board of County Commissioners authorized the President of the County Commissioners to sign the Grant Agreement for the Frostburg Railroad Depot Painting Project and sign the Assurance of Compliance with the EEO, Civil Rights, and Drug and Alcohol-Free Workplace Requirements.

Item 15 – Leadership Allegany Rising Class of 2020 – Board of County Commissioners authorized the County Finance Department to remit \$750 budgeted from the Community Promotions Account to support Leadership Allegany Rising to promote positive change in our community.

County Attorney – Commissioner Shade acknowledged that Assistant County Attorney Lee Beeman was filling in for County Attorney Bill Rudd at this evening's meeting. He asked Attorney Beeman if he had any comments.

Attorney Beeman remarked that it was a great opportunity to be present in observance of Veterans Day and expressed thanks to the veterans who make local government, and all government, possible for citizens in the United States.

County Administrator – Administrator Brandon Butler said that he seconded Attorney Beeman's comments, and also commended and thanked the Commissioners for their leadership on the Futures Fund policy. Mr. Butler remarked that the Fund is absolutely needed.

Commissioners' statements, comments, recognition –

Commissioner David J. Caporale said that he wished to address false accusations and misrepresentations being spread by opposition to economic development to mislead and purposely incite fear in the community. He pointed out that there is a big difference between a bribe and a campaign contribution; and that to suggest that individuals were paid \$500 to help a project move along is shameful and ridiculous. Commissioner Caporale expressed his opinion that it shows Ms. Park will say or do anything to stop economic development in Allegany County. Commissioner Caporale pointed out that if a company is looking to invest millions of dollars and generate almost a million dollars in revenue in your county annually, that is economic development. He remarked on the ongoing conflict regarding economic development in Allegany County.

Commissioner Caporale added that the wind power projects in neighboring Garrett County, which are held to the same compliance, rules and regulations as Allegany County, reported first-year revenue of over \$3,000,000, and no radio interference and no decrease in property values, as well as no decrease in tourism, which continues to grow and thrive in Garrett County.

Commissioner Creade V. Brodie, Jr. thanked and acknowledged Chief Wayne Rounds from Barton Fire Department and Chief Danny Williams from Mount Savage, present in the audience at this meeting.

Commissioner Brodie also commented on the false statements that Commissioner Caporale discussed. He said that he does not live in Vale Summit, but in Loartown, in one of the closest houses to the wind power project. Commissioner Brodie added that his family has been in Allegany County for 270 years, and remarked that it is shocking to him that someone would say that he would move because of the project. He addressed some additional false statements made about him related to the project.

Commissioner Jacob C. Shade stated that the Commissioners "signed up for this", but for people to attack individuals whom the Commissioners appointed to the Zoning Board, like Ben Wolters, Dave Dickerhoof, and Brian Alderton, who have so much respect and integrity and are good people in the community, and to call them into question is something he can't stand by and watch. Commissioner Shade explained that the former members of the Zoning Board had served since the 1990's, and were appointed by previous Boards of County Commissioners; and that occasionally the County Commissioners need to make changes to the people making decisions for the County, or nothing will change. He also confirmed that the Board of County Commissioners, from the very beginning, was always going to stand by the decision made by the members of the Zoning Board.

Commissioner Shade also reported that the Board of County Commissioners met today with the Western Maryland Delegation. He remarked that they (the Delegation) have been very supportive and are working with the Commissioners on a few issues with the Department of Natural Resources, including some funding priorities for next year. Commissioner Shade expressed appreciation on behalf of the Commissioners for the Delegation's support and friendship, and commented that it makes it easy when the Commissioners don't have to fight with their representatives in Annapolis.

Constituents – In order of sign-up sheet – No one signed up to speak at this meeting.

Reminders/Upcoming Meetings –

Next Public Business Meeting – Thursday, November 21, 2019, 5:00 p.m.

Commissioner Brodie thanked Mr. Kenneth Wilmont, one of the County's veterans, for his service, as did Commissioner Caporale.

ADJOURNMENT:

There being no further business to come to the attention of the Board, the meeting was adjourned at 5:40 p.m.

Jacob C. Shade, President

True Copy
Attest:

Cynthia A. Young
Recording Secretary

**ALLEGANY COUNTY GOVERNMENT
NEWS RELEASE
NOVEMBER 7, 2019**

ALLEGANY COUNTY GOVERNMENT HONORS VETERANS

The Allegany County Commissioners, Jacob C. Shade, Creade V. Brodie, Jr., and David J. Caporale, honored all veterans during their public business meeting on November 7, 2019.

Allegany County Government is privileged to have current employees who served in the military. Current employees of Allegany County Government who identified themselves as veterans of service in the United States Armed Forces were recognized for their service to the nation. Kristi Liller, Supervisor of Human Resources, read the names of the employees. Other veterans who were in the audience joined with them to stand and be recognized.

Eleven current employees of Allegany County Government with a total of Ninety-Seven years of military service were honored. The employees are:

Roger L. Bennett, Emergency Services, U.S. Navy, 23 Years
Richard J. Blahut, Public Works - Roads, U.S. Air Force, 24 Years
Randy D. Cutter, Sheriff - Patrol, U.S. Marine Corps, 2 Years
James D. Filer, Public Works, U.S. Army, 8 Years
Charles E. Goldstrom, State's Attorney's Office, U.S. Navy, 4 Years
Tanya L. Gomer, Office of Community Services, U.S. Army, 2 Years
U.S. Army Reserve, 8 Years
Raymond W. Parry, Transit, U.S. Navy, 2 Years, U.S. Navy Reserve, 4 Years
William W. Propst, Transit, U.S. Army Reserve, 3 Years
Michael R. Salvadge, Emergency Services, U.S. Navy, 7 Years
J. Edward Stanley, Sheriff's Office - Judicial, U.S. Army, 4 Years
David L. Sweitzer, Emergency Services, U.S. Navy, 4 Years
U.S. Navy Reserve, 2 Years

Allegany County Government offers 15 days of paid military leave every year for required training to current employees who are members of the U.S. Army Reserve, Army National Guard, Navy Reserve, Air Force Reserve, Air National Guard, U.S. Marine Corps Forces Reserve, or Coast Guard Reserve.

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For Information Contact:
Bretta Reinhard
Public Information Officer
Allegany County Government
701 Kelly Road
Cumberland, MD 21502
T 301-777-2526 X 124
F 301-724-6970
breinhard@alleganygov.org
<https://www.alleganygov.org>

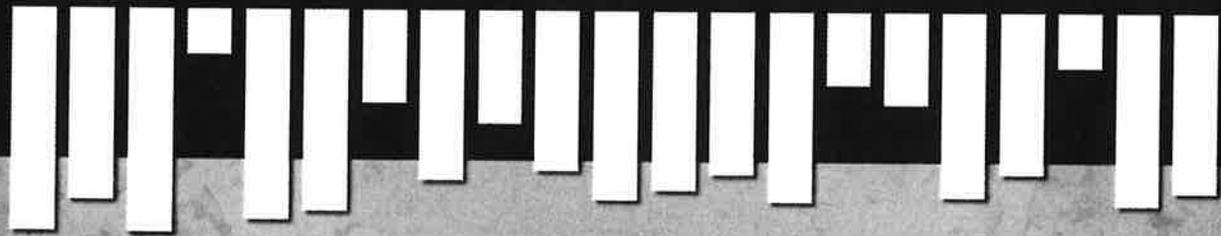


America Recycles Day
Free Community

SHRED DAY

Friday, November 15, 2019

11 AM - 3 PM



Allegany County Recycling Center
975 Kelly Road | Cumberland, MD 21502

Limit two boxes ♻️ Residential shredding only
Shredding accepted until shred truck reaches capacity

Bring your own mug for \$1 off Hot Cocoa ☕ Refreshments for Sale by
Three Season Delights



Engage with your community's
recycling programs

helpful tips ♻️ guidance ♻️ Q&A ♻️



Too Toxic To Trash

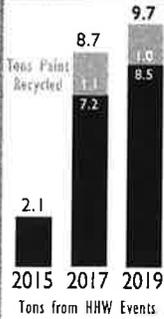
Item 3



Allegany County Recycling Collection Event

Dispose of household hazardous waste the RIGHT way

Saturday, October 5, 2019



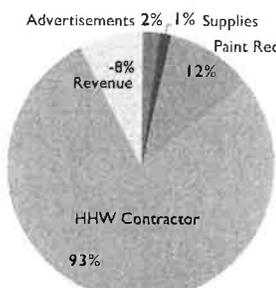
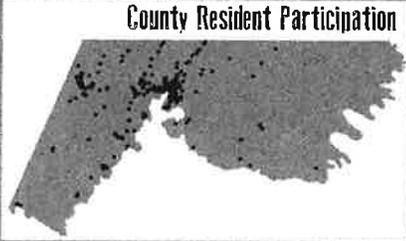
9.7 TONS = total 19,377 lbs



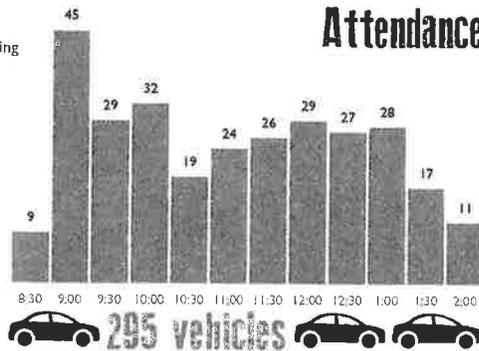
\$22,233.91 = disposal costs by category



*the average participating household disposed of 9 containers of latex paint at the event



Event Cost \$21,281



295 vehicles



Recycle Tires & Electronics TODAY!

less than half of event goers surveyed knew about the ongoing programs for tire and electronics recycling - for info visit alleganygov.org/recycle



Other Disposal Options

- 20 lb. grill propane tank disposal - retailers that sell these tanks will exchange and recycle your old tanks. Check with the attendant when you have a tank to drop-off, and do not bring tank into store.
- Use kitty litter to dry latex paint. When the paint is solid, place on the curb for trash pickup WITHOUT THE LID, or take to a County Refuse Site, without the lid to dispose of for one trash sticker per 1-gallon can.

Recycling questions? Call 301-777-5933x210 or Visit alleganygov.org



This event is made possible by the Allegany County Commissioners, Burgmeier's Hauling Inc., Chesapeake Bay Trust, City of Cumberland, City of Frostburg, Maryland Environmental Trust's Keep Maryland Beautiful, NEFCO, and Yuck Old Paint.



ALLEGANY COUNTY PUBLIC SCHOOLS

108 Washington Street • P.O. Box 1724 • Cumberland, MD 21501-1724
Telephone (301) 759-2000 • www.acpsmd.org

Item 5

Members of the
Robert S. 1
David A. Bohr
Way
Tammy M. Fraley
Debra L. Frank

Interim Superintendent of Schools
Jeffrey S. Blank.

October 9, 2019

Mr. Brandon S. Butler
County Administrator
Allegany County Complex
701 Kelly Road, Suite 405
Cumberland, Maryland 21502

Dear Brandon:

At the meeting of the Allegany County Board of Education of October 8, 2019, the Board approved the addition of four (4) Licensed Clinical Social Workers and/or Licensed Clinical Professional Counselors as well as four (4) additional Security Officers to the fiscal 2020 budget. The Board has prioritized these positions to meet the ever-increasing social emotional needs of the students within the system as well as the safety needs of students and staff within geographically diverse facilities. Moving forward, these positions would then be budgeted through the regular budget cycle for the fiscal 2021 budget.

This amendment increases the total amount of the budget approved in June by \$564,000 and thus the amendment needs approval by the County Commissioners. The budget amendment for your approval does not change the level of the county appropriation. It also does not impact any future appropriation to the school system or the district's maintenance of effort calculation. These positions would be funded internally through the use of fund balance. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Lawrence S. McKenzie, CPA
Chief Financial Officer

Attachment

- c: Mr. Jeffrey Blank, ACPS Interim Superintendent of Schools
- Mr. Jason Bennett, CPA, Director of Finance, Allegany County Government
- Ms. Linda Simpson, Administrative Assistant to the County Commissioners and County Administrator, Allegany County Government