



## **Board of County Commissioners of Washington County, Maryland**

### ***Open Session Minutes***

**March 28, 2023**

#### **MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE**

A moment of silence was observed, followed by the Pledge of Allegiance to the Flag by the full assemblage.

#### **CALL TO ORDER**

President John F. Barr called the regular meeting of the Board of County Commissioners of Washington County, Maryland, to order at 9:31 a.m. with the following members present: Vice-President Jeffrey A. Cline, Commissioner Derek Harvey, Commissioner Wayne K. Keefer, and Commissioner Randall E. Wagner.

#### **APPROVAL OF MINUTES**

Commissioner Harvey, seconded by Commissioner Cline, moved to approve the minutes of March 21, 2023. The motion passed unanimously.

#### **COMMISSIONERS' REPORTS AND COMMENTS**

Commissioner Wagner attended the Premier Spine and Sports Medicine grand re-opening at their new location on Pennsylvania Avenue. Commissioner Wagner congratulated the recruits and candidates who graduated from Fire Recruitment Class No. 4, as well as three Communication Specialists for the Dispatch Center who also graduated. Commissioner Wagner noted that the Board of County Commissioner meetings will be re-broadcast on Wednesday evenings at 6:00 p.m. on Antietam Cable. Commissioner Wagner noted that Wednesday, March 29<sup>th</sup> is National Vietnam War Veterans Day and to honor the occasion a ceremony will be held at noon at 181 North Walnut Street at the Vietnam War Monument.

Commissioner Keefer requested that staff research and clarify what level of involvement the Board is to have with the thirty-five various Boards and Commissions throughout the County, more specifically as it relates to voting capacity.

Commissioner Cline attended the graduation ceremony held at the Public Safety Training Center and gave a shoutout to Jason Neil, top firefighter at Smithsburg, who graduated with the recent class. Commissioner Cline attended the grand re-opening of Premier Spine and Sports Medicine and recognized their fine service. Commissioner Cline encouraged all to attend the Vietnam War Veterans ceremony on March 29<sup>th</sup>.

Commissioner Harvey commented on the budget process and noted a rise in advocacy, whether through emails, social media posts, or Letters to the Editor, regarding proposed changes throughout the County as it relates to the budget. Commissioner Harvey shared his thoughts on the upcoming comprehensive budget review.

Commissioner Barr visited Eastern Elementary School with Governor Wes Moore and interacted with the Fourth-Grade class, which resulted in the class being invited to visit Annapolis to tour the State House as well as the Governor's Mansion. Commissioner Barr attended the Maryland Symphony

Orchestra Gala, held at the Maryland Theatre Saturday evening. Commissioner Barr shared various upcoming events with the Board.

### **STAFF COMMENTS**

Kendall A. Desaulniers, Deputy County Attorney/Interim Human Resources Director, presented a request for support and approval of a staff recommendation to hire Paul Luong for the Network Engineer position in the Information Systems Department.

Commissioner Wagner, seconded by Commissioner Cline, moved to approve the hiring recommendation as presented. The motion passed unanimously.

Mark Bradshaw, Director, Environmental Management, presented a request for approval of a proposed re-classification and reorganization of duties for employees at Stormwater and Watershed Services.

Commissioner Wagner, seconded by Commissioner Harvey, moved to approve the proposed re-classification and reorganization of duties as presented. The motion passed unanimously.

Michelle Priebe, Executive Assistant to the County Administrator/Interim County Clerk, appeared on behalf of the Hagerstown Airport Advisory Commission to request a consensus to approve the appointment of Austin Colby for a first, three-year term to serve from February 1, 2023, through January 31, 2026. It is not a paid Board.

Commissioner Wagner, seconded by Commissioner Keefer, moved to approve the appointment as presented. The motion passed unanimously.

Michelle Priebe also appeared on behalf of Black Rock Golf Course to request a consensus to approve the appointment of Gerald Robert Turano for a first, three-year term to serve from February 1, 2023, through January 31, 2026; to reappoint Scott Landis for a second, three-year term to serve from February 1, 2023, through January 31, 2026; and to appoint James Connolly for a first, three-year term to serve from February 1, 2023, through January 31, 2026.

Commissioner Cline, seconded by Commissioner Wagner, moved to approve the appointments as presented. The motion passed unanimously.

County Administrator John Martirano presented a request for a letter of support from Anthony Williams, CEO, Beacon House, who is seeking Federal funding to finalize the purchase and renovations of 530 Locust Street, Hagerstown, Maryland.

Commissioner Cline, seconded by Commissioner Harvey, moved to provide the letter of support as presented. The motion passed unanimously.

### **CITIZEN PARTICIPATION**

Paul Ward, of Cedar Lawn, Hagerstown, Maryland, thanked the Commissioners and the residents of Washington County for participation in the recent 11<sup>th</sup> annual Maryland International Film Festival. He noted the festival's success in bringing visitors into the area.

**FY2024 RENTAL FEE SCHEDULES FOR PARKS AND RECREATION AND THE WASHINGTON COUNTY AGRICULTURAL EDUCATION CENTER – PROPOSED**

Michelle Gordon, Chief Financial Officer, and Kim Edlund, Director, Budget and Finance, presented the FY2024 Proposed General Fund budget which includes recommended rental fee increases for various buildings and facilities at various Parks and Recreation locations and at the Washington County Agricultural Education Center.

**FY2024 AIRPORT BUDGET**

Neil Doran, Airport Director, and Andrew Eshleman, Director, Public Works, presented the FY2024 Airport budget.

**MAINTENANCE AND OPERATIONS AGREEMENT FOR THE WASHINGTON COUNTY SENIOR CENTER**

Andrew Eshleman and Todd Moser, Real Property Administrator, Engineering Department, presented a request to approve the Maintenance and Operations Agreement for the Washington County Senior Center. The proposed Maintenance and Operations Agreement is for a five-year term with a renewal option.

Commissioner Wagner, seconded by Commissioner Cline, moved to approve the Maintenance and Operations Agreement for the Washington County Senior Center as presented. The motion passed unanimously.

**SEX OFFENDER COMPLIANCE AND ENFORCEMENT MARYLAND GRANT – APPROVAL TO SUBMIT APPLICATION AND ACCEPT AWARDED FUNDING**

Cody Miller, Quartermaster/Grants Manager, Washington County Sheriff's Office, and Rachel Souders, Senior Grant Manager, Office of Grant Management, presented a request to approve the submission of the grant application for the FY2024 Sex Offender Compliance and Enforcement Maryland Grant to the Governor's Office of Crime Prevention, Youth, and Victim Services in the amount of \$29,366 and accept funding as awarded.

Commissioner Wagner, seconded by Commissioner Cline, moved to approve the submission of the grant application as presented. The motion passed unanimously.

**POLICE ACCOUNTABILITY, COMMUNITY, AND TRANSPARENCY GRANT PROGRAM – APPROVAL TO SUBMIT APPLICATION AND ACCEPT AWARDED FUNDING**

Cody Miller and Rachel Souders presented a request to approve the submission of the grant application for the FY2024 Police Accountability, Community, and Transparency Grant Program to the Governor's Office of Crime Prevention, Youth, and Victim Services in the amount of \$28,600 and accept funding as awarded.

Commissioner Harvey, seconded by Commissioner Wagner, moved to approve the submission of the grant application as presented. The motion passed unanimously.

**DAY REPORTING CENTER GRANT APPLICATION TO THE OPIOID OPERATIONAL COMMAND CENTER – APPROVAL TO SUBMIT APPLICATION AND ACCEPT FUNDING AS AWARDED**

Rachel Souders and Meaghan Willis, Program Director, Day Reporting Center, presented a request to approve submission of the grant application in the amount of \$99,677, and to accept funding as awarded for the Washington County Sheriff's Office Day Reporting Center.

Commissioner Keefer, seconded by Commissioner Wagner, moved to approve the submission of the grant application as presented. The motion passed unanimously

**AMERICAN RESCUE PLAN ACT (ARPA) BUSINESS AND ENTREPRENEURIAL FUNDING**

Linda Spence, Business Specialist, Department of Business Development, and Allison Hartshorn, ARPA Grant Manager, Office of Grant Management, presented a request for a motion to approve entering into a subrecipient agreement with Hagerstown Community College to subgrant a portion of the County's ARPA funds in the amount of \$175,000 to the college to implement workforce and entrepreneurial support activities.

Commissioner Harvey, seconded by Commissioner Wagner, moved to approve entering into a subrecipient agreement with Hagerstown Community College as presented. The motion passed unanimously.

**BID AWARD (PUR-1596) LABORATORY SERVICES FOR WATER/WASTEWATER TESTING FOR THE DEPARTMENT OF WATER QUALITY**

Brandi Naugle, CPPB, Buyer, Purchasing Department, and Davina Yutzy, Deputy Director of Water Quality Operations, presented a request to award the bid for the Laboratory Services for Water/Wastewater Testing for the Department of Water Quality to the responsible, responsive bidder ALS Group USA, dba ALS Environmental, of Middletown, Pennsylvania, who submitted the lowest (annual) total sum bid in the amount of \$82,142.

Commissioner Wagner, seconded by Commissioner Keefer, moved to award the bid for the Laboratory Services as presented. The motion passed unanimously.

**INTERGOVERNMENTAL COOPERATIVE PURCHASE (INTG-23-0116) – PLAYGROUND EQUIPMENT**

Brandi Naugle and Andrew Eshleman presented a request to authorize by Resolution for the Parks and Recreation Department to purchase, and have installed, playground equipment at Washington County Regional Park from Kompan, Inc. of Austin, Texas, for the total sum amount of \$147,551, based on the Omnia Partners contract #2017001135 awarded by the City of Charlotte, North Carolina.

Commissioner Wagner, seconded by Commissioner Cline, moved to authorize by Resolution the purchase and installation of playground equipment as presented. The motion passed unanimously.

(Resolution No. RS-2023-12 is recorded among the Acts, Ordinances, and Resolutions of Washington County and the original is in the County Commissioner's Office.)

**REIMBURSING MARYLAND DEPARTMENT OF TRANSPORTATION MARYLAND TRANSIT ADMINISTRATION (MDOT/MTA) FOR THE PURCHASE OF TWO (2) TRANSIT BUSES (INTG-23-0117)**

Rick F. Curry, CPPO, Director of Purchasing, and Kevin Cerrone, Deputy Director, Transit, presented a request to authorize reimbursing Maryland Department of Transportation/Maryland Transit Administration (MDOT/MTA) \$118,565 for the County's match portion for two (2) 2022 Eldorado National EZ Rider II buses that MDOT/MTA procured on behalf of the Washington County Transit Department.



Commissioner Cline, seconded by Commissioner Harvey, moved to authorize the reimbursement as presented. The motion passed unanimously.

*\*\*Depart for Washington County Museum of Fine Arts, 401 Museum Drive, Hagerstown, Maryland 21740, at 11:05 a.m.*

**WASHINGTON COUNTY MUSEUM OF FINE ARTS – UPDATE ANNUAL SUPPORT REQUEST**

Sarah J. Hall, Director; Dr. George Manger, President; Ted Reeder, Treasurer; Daniel Fulco, PhD Agnita M. Stine Schreiber Curator; and Kellie Mele, Director of Education, Washington County Museum of Fine Arts, presented an update to the annual support request.

*\*\*Return to 100 West Washington Street, Suite 1113, Hagerstown, Maryland, 21740, at 1:35 p.m.*

**CLOSED SESSION**

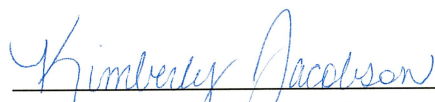
Commissioner Wagner, seconded by Commissioner Keefer, moved to convene in closed at 1:35 p.m. to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals; to consult with counsel to obtain legal advice on a legal matter; and to discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the development of fire and police services and staff; and (ii) the development and implementation of emergency plans, in accordance with Section 3-305(b) (1), (7), and (10) of the General Provisions Article of the Annotated Code of Maryland. The motion passed unanimously.

In closed session, the Commissioners discussed a personnel issue, employee benefits, a litigation matter, a contractual issue, and emergency services deployment.

Present during closed session were Commissioners John F. Barr, Jeffrey A. Cline, Derek Harvey, Wayne K. Keefer, and Randall E Wagner. Also present at various times, were: John M. Martirano, County Administrator; Kirk C. Downey, County Attorney; Michelle Priebe, Executive Administrative Assistant; Kendall Desaulniers, Deputy County Attorney/Interim Human Resources Director; Zachary Kieffer, Assistant County Attorney; Barry Downey and Tyler Downey, Smith & Downey, P.A.; Michelle Gordon, Chief Financial Officer, Budget and Finance; R. David Hays, Director, Dave Chishom, Assistant Director, Oley Griffith, Volunteer Coordinator, Dale Fishack, President, WCVRFA.

**ADJOURNMENT**

Commissioner Wagner, seconded by Commissioner Cline, moved to adjourn at 4:21 p.m. The motion passed unanimously.

  
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Kimberly Jacobson, Legal Assistant