



Board of County Commissioners of Washington County, Maryland

Open Session Minutes

October 25, 2022

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 Jeffrey A. Cline called the regular meeting of the Board of County Commissioners of Washington County, Maryland, to order at 10:00 a.m. at 100 West Washington Street, Hagerstown, Maryland, with the following members present; Vice President Terry L. Baker; Commissioner Wayne K. Keefer; Commissioner Charles A. Burkett; and Commissioner Randall E. Wagner.

APPROVAL OF MINUTES

Commissioner Keefer, seconded by Commissioner Burkett, moved to approve the minutes of October 11, 2022; Commissioner Baker abstained due to an absence.

COMMISSIONER COMMENTS

The Commissioners provided a brief overview of events attended throughout Washington County.

Commissioner Baker discussed the blasting occurring near Downsville Pike/Sterling Road and issues with neighboring homes; he requested that staff follow up with the matter. Mr. Martirano shared that the matter is handled by the State of Maryland, Fire Marshall; he will ensure it is handled.

Commissioner Keefer concurred with Commissioner Baker. Additionally, he thanked staff for their involvement in the recent groundbreaking for Hitachi Rail, as well as Meritus School of Osteopathic Medicine grand opening.

Commissioner Wagner echoed Commissioner Keefer's comments regarding upcoming businesses to Washington County.

President Cline discussed the great week for Washington County.

STAFF COMMENTS

Department of Solid Waste

Dave Mason, Deputy Director, requested approval of a budget transfer in the amount of \$49,958 for the exploration of construction of a pretreatment facility at the 40 West Landfill.

Commissioner Baker, seconded by Commissioner Wagner, moved to approve the budget transfer, as presented.

County Attorney

Kirk Downey presented a request from the Washington County Humane Society to approve an amendment to extend the Animal Control Agreement until a time at which the agreement can be rewritten and approved.

Commissioner Baker, seconded by Commissioner Wagner, moved to approve the request as presented.

County Administrator

John Martirano shared that Susan Grimes, Director, Business Development, will be leaving her position as of October 28th. He further requested approval to promote Jonathan Horowitz to the position of Director, Business Development (Grade 18, Step 5, \$85,384).

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

CITIZEN PARTICIPATION

Carol Mowen, representative of the Washington County Teachers Association, discussed the funding allocation for the Washington County Public Schools.

Dave Williams, 11 West Water Street, Smithsburg, Maryland, discussed the requirement for evening meetings.

Stephanie Phillips, citizen discussed voting processes.

HAGERSTOWN COMMUNITY COLLEGE HYGIENE PROGRAM – RECOGNIZING DENTAL HYGIENE MONTH

Doctor James Klauber, Hagerstown Community College (HCC), presented the Board with information surrounding the success of the HCC Dental Hygiene program, to include the cost savings to Washington County residents who use the clinic for their dental needs. Dr. Klauber encouraged the citizens to visit the clinic for basic dental care.

HOTEL RENTAL TAX FUNDING REQUEST – CLEAR SPRING DISTRICT HISTORICAL SOCIETY

Susan Buchanan, Director, Office of Grant Management; and Christy Hixon, Town of Clear Spring, presented a request for use of Hotel Rental Tax Funding in the amount to \$31,650 for the direct expenses associated with Plumb Grove Water Service project.

Commissioner Wagner, seconded by Commissioner Baker, moved to approve the funding request in the amount of \$31,650 from the Hotel Rental Tax Fund, as presented. The motion passed unanimously.

HOTEL RENTAL TAX FUNDING REQUEST – CLEAR SPRING DISTRICT HISTORICAL SOCIETY

Ms. Buchanan; Dan Spedden, Hagerstown/Washington County Convention and Visitors Bureau; and Russ Hodge, 3 Roads Communications, Inc., presented a request for use of Hotel Rental Tax Funding in the amount to \$50,000 for the direct expenses associated with the “House on Jonathan Street” Documentary.

Commissioner Wagner, seconded by Commissioner Keefer (as second; however, declined project, with comment recommended that the Doleman Black Heritage Museum be contacted and the City of Hagerstown), moved to approve the funding request in the amount of \$50,000 from the Hotel Rental Tax Fund, as presented. The motion failed 2-3 with Commissioners Baker, Keefer, and Burkett voting “NAY”.

GRANT GUIDELINES – NONPROFIT SURPLUS FUNDING

Ms. Buchanan presented guidelines for distribution of the surplus funding for non-profits and recommended approval of said guidelines, to include authorization for Grant Management to move forward with solicitation of applications. Ms. Buchanan proposed an option for a maximum distribution and requested guidance.

Commissioner Wagner, seconded by Commissioner Burkett, moved to approve the guidelines, to include a \$100,000 maximum, and to authorize the Office of Grant Management to proceed with solicitation of applications, as presented. The motion passed unanimously.

INTERGOVERNMENTAL PURCHASE (INTG22-0098): RENTAL OF ELECTRONIC MONITORING EQUIPMENT/SERVICES

Rick Curry, Director, Purchasing, and Major Craig Rowe, Washington County Detention Center, recommended authorizing by resolution, the Intergovernmental Cooperative Purchase (INTG22-0098) for the rental of electronic monitoring equipment/services from BI Correctional Services, Inc. of Boulder, Colorado, at unit prices of: \$2.80 per unit/day per LOC8/LOC8 XT (GPS); \$6.20 per unit/day per TAD Cellar; and \$3.95 per unit/day per SL2 and SL3 (Alcohol); and \$.50 per unit/day per SmartLINK Verify, based on the contract awarded by OMNIA Partners of City of Mesa, Arizona (RFP#2022118, Contract #2022118OMNIA Partners). Funding is budgeted in FY'23 as follows: \$20,000 in 535055-10-11321 (Day Reporting Center) and \$4,800 in 535055-10-11320 (Detention Center).

Commissioner Burkett, seconded by Commissioner Wagner, moved to authorize by resolution the Intergovernmental Cooperative Purchase (INTG22-0098) relating to the rental of Electronic Monitoring Equipment/Services, from BI Correctional Services, Inc., as presented. The motion passed unanimously.

(Resolution No. RS-2022-33 is recorded among the Acts, Ordinances, and Resolutions of Washington County and the original is in the County Commissioners' Office.)

INTERGOVERNMENTAL COOPERATIVE PURCHASE (INTG22-0099): RADIO EQUIPMENT FOR THE WASHINGTON COUNTY DETENTION CENTER

Mr. Curry and Major Rowe recommended authorizing by resolution, the Intergovernmental Cooperative Purchase (INTG22-0099) for the purchase and installation of a radio system and all related equipment/hardware from Tactical Public Safety, LLC, West Berlin, New Jersey, at the contracted unit prices totaling \$172,500.95, based on the contract awarded by Metropolitan Washington Council of Governments ("COG" contract #21-070). Funding is budgeted in the department's Capital Improvement Plan 30.11320.BLD089.

Commissioner Burkett, seconded by Commissioner Baker, moved to authorize by resolution the Intergovernmental Cooperative Purchase (INTG22-0099) relating to the purchase and installation of a radio system and equipment/hardware from Tactical Public Safety, LLC, as presented. The motion passed unanimously.

(Resolution No. RS-2022-34 is recorded among the Acts, Ordinances, and Resolutions of Washington County and the original is in the County Commissioners' Office.)

CONTRACT AWARD: FACILITIES DESIGN SERVICES (PUR1481) PATROL AND DETENTION CENTER

Scott Hobbs, Director, Engineering; and Sheriff Mullendore, recommended award of the contract for Facility Design services for the Washington County Patrol Division and Detention Center

renovations to the responsive, responsible proposer, L.S. Grim, Inc., Hagerstown, Maryland with the lowest total fee of \$1,673,567.00. Funding is budgeted in the Capital Improvement Plan BLD113; and assumes the use of speed camera revenue of \$500,000 per year.

Commissioner Wagner, seconded by Commissioner Keefer, moved to approve contract PUR1481, as presented. The motion passed unanimously.

DISCUSSION OF ZONING PROCESSES

Jill Baker, Director, Planning and Zoning, presented items for discussion surrounding the process of how zoning is implemented in Washington County.

Commissioner Keefer shared his concerns and noted two (2) changes that he would like to see written in the Zoning Ordinance, remove Section 19.3 truck stops from special exception use and add Section 19.2 exception for warehouse size over 1,000,000 square feet.

Commissioner Keefer, seconded by Commissioner Baker, moved to instruct staff to present the proposed amendments to the Zoning Ordinance to the Planning Commission and return with Planning Commission recommendations. The motion passed 3-2, Commissioners Cline and Wagner voted "NAY".

AGRICULTURE – FACES OF FARMING PRESENTATION

Leslie Hart, Agricultural Business Development Specialist, Business Development, presented the Commissioners with a presentation on the Faces of Farming.

2022 - 2023 FARM OF THE YEAR PRESENTATION

Ms. Hart presented Baker Farms LLC with the award of 2022-2023 Farm of the Year. A plaque was awarded, and the Commissioners congratulated the Martin family for the achievement.

ECONOMIC DEVELOPMENT WEEK (OCTOBER 24-28) PROCLAMATION

The Commissioners presented staff of the Department of Business Development with a proclamation recognizing October 24, 2022, through October 28, 2022, as "Economic Development Week".

CLOSED SESSION

Commissioner Baker, seconded by Commissioner Burkett, moved to convene in closed session at 12:00 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; 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 Sections 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 personnel assignments and compensation, and Board and Commission appointments. Additionally, the Commissioners discussed public security, including the provision of EMS services and legal issues related thereto.

Present during closed session were Commissioners Jeffrey A. Cline; Terry L. Baker; Wayne K. Keefer; Charles A. Burkett; and Randall E. Wagner; also, present were John M. Martirano, County Administrator; Kirk C. Downey, County Attorney, and Krista L. Hart, County Clerk; and at various

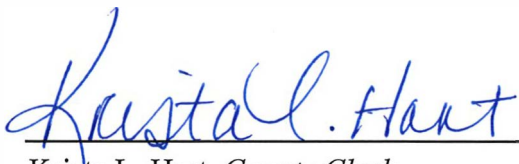
times, Deb Condo, Interim Director, Human Resources; Dave Hays, Director, Emergency Services; Susan Buchanan, Director, Office of Grant Management; Dave Chisholm, Deputy Director, Emergency Management, Robert Buck, Deputy Chief, Community Rescue Services; Tiffany Rexrode, Interim Director, Department of Social Services; and Daniel Wait, Acting Deputy State Secretary.

RECONVENE IN OPEN SESSION

Commissioner Wagner, seconded by Commissioner Baker, moved to reconvene in open session at 12:49 p.m. The motion passed unanimously.

ADJOURNMENT

Commissioner Burkett, seconded by Commissioner Wagner, moved to adjourn the meeting 12:49 p.m. The motion passed unanimously.



Krista L. Hart, *County Clerk*