

BOARD OF COUNTY COMMISSIONERS' MEETING  
THURSDAY, OCTOBER 31, 2013 – 9:30 A.M.  
FIRST FLOOR HEARING ROOM

Revised  
10/29/13

AGENDA

**Please note the change in start time:**

**I. 9:30 A.M. - CALL TO ORDER**

- A. Invocation
- B. Pledge of Allegiance
- C. Maryland Clean Energy Center Excellence in Public Service Award to Lisa Orr, Community Development Division
- D. Commissioner Comments
- E. Update of Board of County Commissioners' Administrative Actions – Commissioner Blaine R. Young and Lori L. Depies, County Manager
- F. Approval of Minutes

**II. PUBLIC COMMENTS (Three-Minute Presentation)**

**III. CONSENT AGENDA (See Attached Separate Agenda)**

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**IV. 10:00 A.M. - PUBLIC HEARINGS**

- A. Proposed Bond Resolution – Buckingham's Choice – Jim Cumbie, Esquire, Venable LLP (County Bond Counsel)  
**Public comments will be limited to three minutes for individual speakers.** **The Board may take action following the public hearing.** **2**
- B. Proposed Bond Resolution – Brook Lane Health Services, Inc. – Jim Cumbie, Esquire, Venable LLP (County Bond Counsel)  
**Public comments will be limited to three minutes for individual speakers.** **The Board may take action following the public hearing.** **3**
- C. Keller Property Memorandum of Understanding – Jason Stitt, Public Works Division  
**Public comments will be limited to three minutes for individual speakers.** **The Board may take action following the public hearing.** **4**
- D. Zoning Text Amendment #ZT-13-01 through ZT13-08 (Priority 4 Text Amendments) - Proposed Ordinance to Amend Certain Sections of the Frederick County Code – Eric Soter and Shawna Lemonds, Community Development Division  
**Public comments will be limited to three minutes for individual speakers.**  
**The Board may take action following the public hearing but the ordinance may not become effective until 10 days after the public hearing.** **5**

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E. [Zoning Text Amendment](#) #ZT-13-09 (Waterbody Buffer) – Proposed Ordinance to Amend Certain Sections of the Frederick County Code – Eric Soter and Tim Goodfellow, Community Development Division

Public comments will be limited to three minutes for individual speakers.

The Board may take action following the public hearing but the ordinance may not become effective until 10 days after the public hearing.

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V. **AGENDA BRIEFING**

Thursday, November 7 at 10:00 a.m.

- Petition to Close a Portion of Ridge Road in Blue Ridge Summit – Dave Olney, Public Works Division
- Proposed Amendments to the Frederick County Water and Sewerage Plan (Summer 2013 Cycle) – Tim Goodfellow, Community Development Division

VI. **WORKSESSION** *(Following the staff report presentation and discussion, public comments will be accepted for each worksession item. Comments should not exceed three (3) minutes.)*

A. [Proposed Amendments](#) to the Frederick County Ethics Ordinance – Linda Thall, Office of the County Attorney  
**(10 Minutes - Board Decision)** 7

B. [Modification of the Loan](#) Assumption Request (Frederick Arts Council) Previously Approved by the Board of County Commissioners – Renee Lopez, Ausherman Family Foundation  
**(10 Minutes - Board Decision)** 8

C. [Proposed Frederick](#) County Transfer Tax – Erin White, Finance Division  
**(10 Minutes - Board Guidance)** 9

VII. **ADMINISTRATIVE BUSINESS** *(Public comments are not received for administrative business items, but will be accepted at the beginning and the end of the meeting.)*

A. [Resolution](#) to Set Policies for the Maryland Smart Energy Communities Initiative – Shannon Moore, Community Development Division  
**(5 Minutes - Board Decision)** 10

This item was rescheduled to the BOCC meeting on November 7, 2013:

- Fleet Utilization Study, Phase 2 – Patrick Hannah, Public Works Division

VIII. **COMMISSIONERS COMMENTS**

IX. **PUBLIC COMMENTS (Three-Minute Presentation)**

X. **QUESTIONS - PRESS**

XI. **ADJOURN**

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**CONSENT AGENDA DETAIL**

**BID AWARD**

1. [Purchasing Memo #14-061](#) - Bid #14-061, Promotional Testing Services (Piggyback Contract)  
Award to: Fields Consulting Services  
Award amount: Additional \$30,000 (Total - \$70,000)

The County's Ethics Ordinance (Chapter 1-7.1-8) requires the registration of individuals and entities that qualify as lobbyists. If you will be testifying before the Board of County Commissioners, the Ordinance may require that you register as a lobbyist. If you have a question as to the applicability of this Ordinance, please contact the County Attorney's Office at (301) 600-1030.