

BOARD OF COUNTY COMMISSIONERS' MEETING
THURSDAY, OCTOBER 9, 2014 – 9:30 A.M.
FIRST FLOOR HEARING ROOM

AGENDA

I. CALL TO ORDER

- A. Invocation and Pledge of Allegiance
- B. Business Recognition – Wells Fargo
- C. National Procurement Institute (NPI) Achievement of Excellence Award for the Department of Procurement and Contracting
- D. Proclamation – National Business Women's Week
- E. Commissioner Comments
- F. Update of Board of County Commissioners' Administrative Actions – Commissioner Blaine R. Young and Lori L. Depies, County Manager
- G. Approval of Minutes

II. PUBLIC COMMENTS (Three-Minute Presentation)

III. CONSENT AGENDA (See Attached Separate Agenda)

IV. 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. Presentation of Ordinances for Signature Purposes – Kathy Mitchell, Office of the County Attorney
 - a. [Rezoning Case R-12-01\(A\)](#) - Oakdale Planned Unit Development (PUD) Ordinance - (Public Hearing Held 8/26/14)
 - b. [Rezoning Case R-14-01](#) - Ratley PUD Ordinance (Public Hearing Held 7/22/14)
 - c. [Farm Lot Impact](#) Fee Waiver Ordinance (Public Hearing Held 9/25/14)

V. PUBLIC HEARINGS

- A. [Amendment of the List](#) of Exempt Employees – Linda Thall, Office of the County Attorney
Public comments will be limited to three minutes for individual speakers.
The Board may act on this item after a 10-day period. This item is scheduled for action on Thursday, October 23.
- B. [FY 2015/2016 Maryland](#) Agricultural Land Preservation Fund (MALPF) Easement Acquisition Program – Anne Bradley, Community Development Division
Public comments will be limited to three minutes for individual speakers.
The Board may take action following the public hearing.

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- C. [Development Rights](#) and Responsibilities Agreement (#DRRA 14-02) Rayburn Planned Unit Development Property and Determination of Adequacy for the Adequate Public Facilities Ordinance Review and Approval of the Letter of Understanding – Kathy Mitchell, Office of the County Attorney

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

The Board may take action following the public hearing.

- D. [Development Rights](#) and Responsibilities Agreement (#DRRA 14-03) Ratley Planned Unit Development Property and Determination of Adequacy for the Adequate Public Facilities Ordinance Review and Approval of the Letter of Understanding – Kathy Mitchell, Office of the County Attorney – Kathy Mitchell, Office of the County Attorney

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

The Board may take action following the public hearing.

- E. [Development Rights and Responsibilities](#) Agreement (#DRRA 14-07) Hogan Property – Kathy Mitchell, Office of the County Attorney

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

The Board may take action following the public hearing.

VI. **AGENDA BRIEFING**

Thursday, October 23 at 9:20 a.m.

- Petition to Remove Covell Road from the Rural Roads Program – Dave Olney, Public Works Division
- Frederick County Affordable Housing Land Trust Request for Real Property Tax Exemption – Kelly Hammond, Office of the County Manager

VII. **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. [Appointments/Reappointments](#) to Boards/Commissions – Joyce Grossnickle, Office of the County Manager
(10 Minutes - Board Decision)

VIII. **ADMINISTRATIVE BUSINESS**

- A. [BOCC Support for Priority](#) List of FY 2016 Funding Request to the State – Ray Barnes, Frederick County Public Schools
(10 Minutes - Board Decision)
- B. [Request for Public Hearing](#) Regarding Proposed Ordinance to Revise the General Conditions and Standard Specification for Water Mains, Sanitary Sewers and Related Structures – Robert Creighton, Utilities and Solid Waste Management Division
(10 Minutes - Board Decision)
- C. [Northeast Maryland Waste](#) Disposal Authority (NMWDA) Waste Transportation and Disposal Request for Proposals (RFP) Results/Recommendations – Mike Marschner, Office of the County Manager
(30 Minutes - Board Decision)

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D. Updates from County Commissioners' Liaison – Dave Dunn, Community Development Division
(10 Minutes - Board Information)

IX. **COMMISSIONERS COMMENTS**

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

XI. **QUESTIONS - PRESS**

XII. **CLOSED SESSION**

- Maryland Annotated Code General Provisions Article §3-305(b)(7) To consult with counsel to obtain legal advice on a legal matter and (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

Topic – To discuss with the county's attorneys and staff the anticipated MS4 permit action by Maryland Department of the Environment and county options.

- Maryland Annotated Code General Provisions Article §3-305(b) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals.

Topic – To consider an appeal under the County Personnel Rules.

XIII. **ADJOURN**

<p>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.</p>

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CONSENT AGENDA DETAIL

BID AWARDS

1. [Purchasing Memo #15-063](#) – Construction Management and Inspection Services for Water and Sewer Facilities for Various Projects (IDQ Contract)
Award to: Rummel, Klepper and Kahl; Dewberry and Davis; and Development Facilitators, Inc.
Award amount: Varies by Fiscal Year
2. [Purchasing Memo #15-068](#) – Supervisory Control and Data Acquisition Infrastructure Support
Award to: M. C. Dean, Inc.
Award amount: \$160,000.00 (Year 1 but not to exceed appropriation)

BUDGET TRANSFER

1. [BT-15-058](#), Child Advocacy Center, Citizens Services Division (\$0)

BOARD OF EDUCATION SCHOOL CONSTRUCTION AMENDMENT

1. [#15-05](#) (No county budget transfer required) (\$0)

CHANGE ORDER

1. [Change Order No. 1](#) – Boyers Mill Road Replacement Bridge over Lake Linganore – Jennifer Bohager, Public Works Division

GRANTS

1. [FY 2015 Child Support](#) Collaborative Reimbursement Agreement (CRA) Grant for Sheriff's Office – Marty Gallagher, Sheriff's Office
(County Match = \$18,284.00; Grant Funding = \$30,116.00)
2. [FY 2015 Child Support](#) CRA Grant for State's Attorney's Office – Ann Morgan, State's Attorney's Office
(County Match = \$587,594.00; Grant Funding = \$967,802.00)