

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, DECEMBER 11, 2008**

Commissioner Jan Gardner, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, December 11, 2008, at 9:30 a.m. Present were Commissioners Kai Hagen, Charles Jenkins and John Thompson, Jr. Also present were Ron Hart, County Manager and Mary Baker, Recording Secretary. Commissioner David Gray, *Vice President*, was absent.

*(Official minutes of the Board of County Commissioners' meetings are kept on file in the County Manager's Office; the meetings are also video recorded. Approved minutes are available on the county's website. To receive a copy of meetings recorded on videotape or DVD, please contact the Board of County Commissioners at 301-600-1100 or visit the county's website at [www.co.frederick.md.us](http://www.co.frederick.md.us))*

**NOTE: Copies of all staff reports are available in the OnBase system. If you need assistance with the OnBase system, please contact the recording secretary.**

**PLEDGE OF ALLEGIANCE**

The meeting began with the Pledge of Allegiance.

**COMMISSIONERS COMMENTS**

It was noted Commissioner Hagen was delighted President-Elect Obama appointed Steven Chen as Secretary to the Department of Energy.

Commissioner Gardner wished to remind staff and residents the county's canned food drive and Toys for Tots program would end Monday, December 16, 2008.

**AGENDA BREIFING**

Staff briefed the Board on the following public hearing items scheduled for Tuesday, December 16, 2008:

- Twelfth Amendment to the Frederick County Employees Retirement Plan - Tracy Lobuts, Human Resources Division.

**CONSENT AGENDA**

The following items were on the consent agenda:

**BID AWARDS**

1. Purchasing Memo #09-105 – FY 09 Replacement and Additional Purchase of Five (5) Toyota Hybrid Compact Sedans - Piggybacking the State of Maryland  
Award to: Beltway Toyota Inc.  
Estimated Award amount: \$111,795.00

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2. Purchasing Memo #09-109 – Award Recommendation of RFP #09-06, Employee Assistance Program Services  
Award to: Deer Oaks EAP Services  
Award amount: \$168,120.00 base period plus three (3) possible renewals

**BUDGET TRANSFERS**

1. BT-09-095, Fire and Rescue Services Division
2. BT-09-096, Fire and Rescue Services Division

**GRANTS**

1. FFY 2008 Homeland Security Grant Program and Associated Budget Transfers - Seamus Mooney, Emergency Management Division
2. FFY 2007 State Homeland Security Program Subgrant to Middletown - Seamus Mooney, Emergency Management Division
3. FFY 2007 Urban Areas Security Program Grant Application for Mass Fatalities Plan - Seamus Mooney, Emergency Management Division

**EASEMENT**

1. The Fred Luchsinger Family Trust Partial Forest Resource Ordinance (FRO) Release

**CHANGE ORDER**

1. New Design Water Treatment Plant Expansion, Contract 2, Construction Change Order No. 06

**MISCELLANEOUS**

1. Metropolitan Washington Council of Governments (WashCOG) Contract for Employer Outreach Services – Nancy Norris, Transit Services Division

Commissioner Hagen moved to approve the consent agenda as presented. Commissioner Jenkins seconded the motion that passed 4-0 with Commissioner Gray absent.

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**ADMINISTRATIVE BUSINESS**

**Recognition of Transit Services Division - Drivers of the Year and "Best Fixed Route System" - Sherry Burford, Transit Services Division**

Commissioner Gardner presented the certificate of recognition to Wayne Smith and Carol Put man for being awarded drivers of the year by the Transportation Association of Maryland.

**Continuation of the Triennial Update of the Frederick County Water and Sewerage Plan (Public Hearing Held Tuesday, November 18, 2008) - Carole Larsen, Planning Division**

Ms. Larsen, Jim Gugel and Eric Soter, Planning Division, presented updates to the Board.

Commissioner Jenkins moved to retain W-5/S-5 in the Woodbourne Manor Subdivision lots 191, 192, 193 and a remainder including the community park. This motion failed due to lack of a second.

Commissioner Thompson called a point of order stating the motion conflicted with applicable laws.

There was consensus to approve staff's recommendation regarding the Demmitt property to maintain the W4/S4 classification on parcel 2 which would be expected to develop as an MXD project. Staff objected to retaining a "3" classification on parcel 4 currently zoned resource conservation and was not expected to be intensely developed.

There was consensus to support the change to the Alcoa, Inc. property to no planned service as recommended by staff.

Wendy Kearney, Deputy County Attorney, noted on page 3 – 41, Fountaindale/Braddock Heights Water System was factually inaccurate.

The Board directed staff to redraft the sentence naming Maryland Department of the Environment and not the Maryland Public Service Commission.

Commissioner Hagen moved to approve the triennial update of the Frederick County Water and Sewerage Plan including the updates and amendments presented today including the maps. Commissioner Thompson seconded the motion that passed 4-0 with Commissioner Gray absent.

**COMMISSIONERS COMMENTS**

None.

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**PUBLIC COMMENTS**

None.

**QUESTIONS – PRESS**

None.

**ADJOURN**

The meeting adjourned at 11:30 a.m.

Respectfully submitted,

Mary E. Baker  
Recording Secretary