

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR TUESDAY, FEBRUARY 17, 2009**

Commissioner David Gray, *Vice President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Tuesday, February 17, 2009, at 8:30 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 Jan Gardner, *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).

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

Commissioner Jenkins noted he recently attended the All County Music Concert, which was performed by Frederick County middle school students.

PUBLIC HEARING

To Consider an Ordinance to Amend the Frederick County Zoning Ordinance Permit “Structures Destroyed by Catastrophic Event” to be Reconstructed in Certain Circumstances without Full Site Plan Review - Mark Depo and Larry Smith, Planning Division

A public hearing was held, as duly advertised, to consider a proposed ordinance that would create a new section (§1-19-2.160 (D)) to allow, at the discretion of the Zoning Administrator, a structure damaged by a catastrophic event to be approved without complying with the full site plan approval process before the Frederick County Planning Commission and amend §1-19-11.100 by adding a definition for “catastrophic event.”

Commissioner Thompson swore in all present to testify on this matter.

Staff presented information regarding a proposed text amendment regarding permitting issues as it pertained to reconstruction of a site following a catastrophic event.

It was noted a catastrophic event referred to fire, explosion, flood, hurricane, tornado or other disaster not caused by the property owner or his or her agent.

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Staff recommended Zoning Text Amendment ZT-09-01 be approved as presented in the staff report.

There was no public comment.

Commissioner Hagen moved to approve staff's recommendations as presented and make the text amendment retroactive to July 1, 2008. Commissioner Thompson seconded the motion that passed 4-0 with Commissioner Gardner absent.

(A copy of Ordinance #09-05-509 can be obtained in the County Manager's office or from the county's website, www.co.frederick.md.us)

WORKSESSION

Memorandum of Understanding between Maryland State Board of Elections and Frederick County - Wayne Roach, Management Services Division

Mr. Roach presented information to the Board regarding approval of a Memorandum of Understanding (MOU) with the State Board of Elections for the warehousing of state owned voting systems and related supplies.

Commissioner Hagen moved to approve the MOU as presented in the staff report. Commissioner Jenkins seconded the motion that passed 4-0 with Commissioner Gardner absent.

Second Quarter Financial Analysis - Reporting Financial Results for the Six Months Ended December 31, 2008 - Erin White, Finance Division

Staff presented the financial results to the Board as outlined in the staff report.

No action was taken by the Board.

Request to Discuss the Final Report Submitted by Cornell University's College of Veterinary Medicine - Harold Domer, Animal Control Division

Mr. Domer presented findings to the Board resulting from the evaluation performed by Cornell University's College of Veterinary Medicine.

On Friday, September 5, 2008, Dr. Brenda Griffin, Cornell University, provided a verbal debriefing of the findings discovered during the two-day evaluation of the shelter.

Dr. Griffin's topics included appreciation for the professionalism and openness of the staff and dedication of the volunteers. A specific issue discussed was a major deficiency in cleaning and disinfecting protocol and the use of a specific cleaning agent. Medicine intake protocol

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issues were addressed; feline population management and euthanasia were also among the topics discussed.

Staff took corrective measures to change their cleaning and disinfecting procedure and removed the cleaning agent in question. Staff was taking the necessary steps to implement the corrective procedures as outlined in the recommendations by Dr. Griffin and planned to have her return for a follow up evaluation in the future.

Public comment was heard from:

- Peggy Kelley, Chairperson, Companion Animal Welfare Advisory Committee (CAWAC)
- Carol Webber
- Mary Hyatt, President, Animal Welfare League of Frederick
- Allen Schaeffer, Frederick
- Dan Hayward
- Sandy Whitmire, Member, CAWAC
- Claudia Prather

No action was taken by the Board.

COMMISSIONERS COMMENTS

None.

PUBLIC COMMENTS

- Donald Lee

QUESTIONS – PRESS

None.

ADJOURN

The meeting adjourned at 12:30 p.m.

Respectfully submitted,

Mary E. Baker
Recording Secretary