

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, OCTOBER 30, 2008**

Commissioner David Gray, Vice *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, October 30, 2008, at 9:35 a.m. Present were Commissioners Charles Jenkins and John Thompson, Jr. Also present were Ron Hart, County Manager and Mary Baker, Recording Secretary. Commissioners Jan Gardner, *President* and Kai Hagen were 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

None.

CONSENT AGENDA

The following items were on the consent agenda:

BID AWARDS

1. Purchasing Memo #09-89 – FY 2009 Replacement Vehicle Purchase Ten 2009 Dodge Chargers and Six Ford Crown Victoria Sedans, Piggybacking the State of Maryland
Award to: Hertrich Fleet Services
Award amount: \$355,429.40
2. Purchasing Memo #09-90 – FY 2009 Replacement Vehicle Purchase, Two Small Phoenix Transit Buses, Piggybacking the Maryland Transit Administration
Award to: Coach and Equipment Bus Sales, Inc.
Award amount: \$103,950.00
3. Purchasing Memo #09-92 – Carpet Purchase for Health Department and Court House, Piggybacking the State of North Carolina
Award to: Lee's Carpet
Award amount: \$86,461.83

BUDGET TRANSFERS

1. BT-09-073, Citizens Services Division

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2. BT-09-074, Citizens Services Division
3. BT-09-075, Montevue Home

GRANT

1. FY 2010 Grant Application for Transit Services Division – Sherry Burford and Nancy Norris, Transit Services Division

CHANGE ORDER

1. Pinecliff Park Paving Contract No. 07-CP-56, Change Order No. 9 – Charles Nipe and Dave Ennis, Public Works Division

Commissioner Gray had a question regarding Purchasing Memo #09-89 – FY 2009 Replacement Vehicle Purchase Ten 2009 Dodge Chargers and Six Ford Crown Victoria Sedans, Piggybacking the State of Maryland. Hal Good, Finance Division and Pat Hannah, Management Services Division, presented the requested information to the Board.

Commissioner Jenkins moved to approve the consent agenda as presented. Commissioner Thompson seconded the motion that passed 3-0 with Commissioners Gardner and Hagen absent.

ADMINISTRATIVE BUSINESS

Approval of Board of County Commissioners Meeting Minutes

Commissioner Jenkins moved to approve the meeting minutes as presented. Commissioner Thompson seconded the motion that passed 3-0 with Commissioners Gardner and Hagen absent.

Purchasing Memo #09-93, Sole Source Award to Verizon Maryland, Inc., for Patriot Telephone System – Hal Good, Finance Division

Mr. Good, presented information regarding Purchasing Memo #09-93 regarding the emergency 911 system.

Commissioner Jenkins moved to approve staff's recommendation as presented in the staff report. Commissioner Thompson seconded the motion that passed 3-0 with Commissioners Gardner and Hagen absent.

FY 2008 Annual Report of the Development Road Improvement Fund – John Kroll, Finance Division

Mr. Kroll presented information regarding Ordinance #01-22-296 requiring the submission of an annual report for the Development Road Improvement Fund by October 31 of each year.

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At this time, there is no requirement for formal action by the board, only acknowledgement of receipt of the annual report.

The Board took no action.

Frederick County Government Legislative Package Update – John Mathias, County Attorney

Mr. Mathias and Mike Marschner, Utilities and Solid Waste Management Division, presented information to the Board regarding a legislative package issue regarding Resolution #08-35, FC BOCC to Petition the Administrator of the US Environmental Protection Agency to Amend & Revise the 40CFR 503.12 to Include Standards for the Land Application of Sewage Sludge Containing Endocrine Disruptors, effective October 30, 2008 and Resolution #08-36, FC BOCC to Petition the MD Dept. of Environment to Amend & Revise COMAR 24.04.06.02B (4) to Add Standards for the Land Application of Sewage Sludge Containing Endocrine Disruptors, effective October 30, 2008.

There was unanimous consent for Mr. Mathias to add Resolutions #08-35 and #08-36 to the legislative package.

(A copy of Resolutions #08-35 and #08-36 can be obtained in the County Manager's office or from the county's website, www.co.frederick.md.us)

WORKSESSION

Appointments to Boards, Commissions, Committees – Joyce Grossnickle, County Manager's Office

Affordable Housing Council

There was no public comment.

Commissioner Jenkins moved to appoint Mr. Frank Lucician to fill an unexpired term to expire June 30, 2009. Commissioner Thompson seconded the motion that passed 3-0 with Commissioners Gardner and Hagen absent.

Electrical Board

There was no public comment.

Commissioner Jenkins moved to support the staff recommendation to appoint Mr. Paul "P.J." Donaghue to serve an unexpired term to expire June 30, 2010. Commissioner Thompson seconded the motion that passed 3-0 with Commissioners Gardner and Hagen absent.

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Historic Preservation Commission (HPC)

There was no public comment.

Ms. Janet Davis, staff liaison to the HPC, presented information.

Commissioner Jenkins moved to support the staff recommendation to appoint Mr. Donald Briggs to serve an unexpired term to expire June 30, 2009, and Ms. Whitney Cruvey to fill an unexpired term to expire June 30, 2011. Commissioner Thompson seconded the motion that passed 3-0 with Commissioners Gardner and Hagen absent.

Substance Abuse Council

There was no public comment.

It was noted Commissioner Thompson had a conflict of interest regarding one of the applicants. However, he would remain in position as it pertained to the code of ethics.

Commissioner Jenkins moved to support the staff recommendation to appoint Ms. Debra Campbell-Addison to serve an unexpired term to expire December 31, 2011. Commissioner Gray seconded the motion that passed 3-0 with Commissioners Gardner and Hagen absent.

COMMISSIONERS COMMENTS

None.

PUBLIC COMMENTS

None.

QUESTIONS – PRESS

None.

ADJOURN

Meeting adjourned at 10:25 a.m.

Respectfully submitted,

Mary E. Baker
Recording Secretary