

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR TUESDAY, JULY 7, 2009**

Commissioner Jan Gardner, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Tuesday, July 7, 2009, at 8:30 a.m. Present were Commissioners David Gray, *Vice President*; Charles Jenkins and John L. Thompson, Jr. Also present were Ron Hart, County Manager and Mary Baker, Recording Secretary. Commissioner Kai Hagen 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 attended the Charter Presentation of Southern Frederick County Rotary Club.

WORKSESSION

Briefing on the National Fallen Firefighters Memorial Weekend (October 2-4, 2009) – Chief Ronald Jon Siarnicki, National Fallen Firefighters Foundation

Chief Siarnicki, National Fallen Firefighters Foundation staff, and Fire and Rescue Services Division staff presented information regarding the memorial weekend.

There was no public comment.

The Board took no action.

Request for Co-Holder of Agriculture Preservation Easement – Tim Blaser, Planning Division

Mr. Blaser presented the request for the easement. Partners of Bear Gardens L.P., Sarah and Peter Pearre, submitted an application for the Installment Purchase Program (IPP). Staff met with the Pearre's along with the Maryland Environmental Trust (MET) concerning the possibility of MET co-holding an easement with the county should the Pearre's receive an offer under the FY 2009 IPP Program.

Commissioner Thompson moved approval of the MET as a co-holder of the property with the understanding, that permitting legal staff approval, MET could not block a

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condemnation. Commissioner Gray seconded the motion that passed 3-1 with Commissioner Jenkins opposed and Commissioner Hagen absent.

ADMINISTRATIVE BUSINESS

**Homelessness Prevention and Rapid Re-Housing (HPRP) Grant Request – Jenny Short,
Citizens Services Division**

Ms. Short presented information regarding the grant request. Under HPRP, Maryland Department of Housing and Community Development received funding from the United States Department of Housing and Urban Development to provide assistance and services to prevent individuals and families from becoming homeless or help those experiencing homelessness to be rapidly re-housed and stabilized.

Commissioner Gray moved approval for staff to submit the HPRP grant application in the amount of \$200,000.00 and if approved, authorized the associated budget transfers. Commissioner Jenkins seconded the motion that passed 3-1 with Commissioner Thompson opposed and Commissioner Hagen absent.

**Request for Real Property Tax Credit – 217 Dill Avenue, Frederick – Richard McCain,
Office of the County Attorney**

Mr. McCain noted on Tuesday, May 26, 2009, the Board requested a summary of a possible tax credit for 217 Dill Avenue, which was previously denied by the Board on October 7, 2008.

Commissioner Gray moved to reconsider the tax credit. Commissioner Jenkins seconded the motion that passed 3-1 with Commissioner Thompson opposed and Commissioner Hagen absent.

Commissioner Jenkins moved to take the request for tax credit for 217 Dill Avenue to public hearing. Commissioner Gray seconded the motion that passed 3-1 with Commissioner Thompson opposed and Commissioner Hagen absent.

COMMISSIONERS COMMENTS

None.

PUBLIC COMMENTS

- Rocky McIntosh
- Donald Lee

(Commissioner Thompson left the meeting.)

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QUESTIONS – PRESS

None.

CLOSED SESSION

Commissioner Gray moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a)(3) To consider the acquisition of real property for a public purpose and matters directly related thereto. Commissioner Jenkins seconded the motion that passed 3-0 with Commissioners Hagen and Thompson absent.

(Commissioner Thompson entered the meeting.)

ADJOURN

The meeting adjourned at 10:45 p.m.

Respectfully submitted,

Mary E. Baker
Recording Secretary

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**FORM OF STATEMENT FOR
CLOSING THE MEETING OF TUESDAY, JULY 7, 2009**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

(3) To consider the acquisition of real property for a public purpose and matters directly related thereto.

Motion:

Commissioner Gray moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a)(3) To consider the acquisition of real property for a public purpose and matters directly related thereto. Commissioner Jenkins seconded the motion that passed 3-0 with Commissioners Hagen and Thompson absent.

Topic to be Discussed:

To discuss the acquisition of real property for public parkland.

Mary E. Baker
Recording Secretary

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**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING
ON TUESDAY, JULY 7, 2009,
FOLLOWING THE CLOSED MEETING OF TUESDAY, JULY 7, 2009**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

(3) To consider the acquisition of real property for a public purpose and matters directly related thereto.

Motion:

Commissioner Gray moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a)(3) To consider the acquisition of real property for a public purpose and matters directly related thereto. Commissioner Jenkins seconded the motion that passed 3-0 with Commissioners Hagen and Thompson absent.

Others in Attendance:

J. Mathias, R. Hart, M. Chomel, C. Chamberlain, P. Dial, B. Hicks, R. Santangelo and M. Baker

Topic Discussed:

To discuss the acquisition of real property for public parkland.

Action Taken:

Staff was directed to take the appropriate action.

Mary E. Baker
Recording Secretary