

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, NOVEMBER 5, 2009**

Commissioner David Gray, *Vice President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, November 5, 2009, at 9:35 a.m. Present were Commissioners Kai Hagen and John L. Thompson, Jr. Also present were Ron Hart, County Manager and Mary Baker, Recording Secretary. Commissioners Jan Gardner, *President* and Charles Jenkins 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.frederickcountymd.gov)

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.

AGENDA BRIEFING

Staff briefed the Board on the following public hearing items scheduled for:

Tuesday, November 10, 2009 at 8:30 a.m.

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

Tuesday, November 10, 2009, at 7:00 p.m.

- Adequate Public Facilities Ordinance Text Amendment #AT-09-04 – To Apply School Adequacy Testing Countywide, Including Municipalities – Commissioner John L. Thompson, Jr.

CONSENT AGENDA

BID AWARDS

1. Purchasing Memo #10-74 - Bid #10-CP-53, Pinecliff Park Stream Restoration
Award to: JHG Contractors, Inc.
Award amount: \$257,217.00
2. Purchasing Memo #10-86 – RFP#10-04, PeopleSoft Tax and Regulatory Updates
Award to: Rimini Street, Inc.
Award amount: \$22,500.00 (initial term of contract November 1, 2009 – July 31, 2010)
Renewal contracts: \$30,000 per year (4 years)

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3. Purchasing Memo #10-88 – Extension of Existing General Services Administration Verizon Wireless Contract (Piggyback)
Award to: Verizon Wireless Communications Services
Award amount: \$125,400.00 (5 month extension)

GRANTS

1. FY 2010 Child Support Enforcement Cooperative Reimbursement Agreement – Marty Gallagher, Sheriff's Office
2. Head Start Application for United Way's Early Learning Scholarship Grant – Pat Rosensteel, Citizens Services Division
3. Rideshare Grant Application – Nancy Norris, Transit Services Division

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

ADMINISTRATIVE BUSINESS

Bid Award – Purchasing Memo #10-84, Fire and Rescue Impact Fee Study – Hal Good, Finance Division

Mr. Good presented the purchasing memo.

Commissioner Hagen moved to delay the study for six months (May 1, 2010). Commissioner Thompson seconded the motion that passed 3-0 with Commissioners Gardner and Jenkins absent.

Should the Board of County Commissioners Authorize and Direct the County Attorney's Office to Commence an Action for Judicial Review of the Frederick County Planning Commission's Determination that Proposed Amendments to the County's Solid Waste Management Plan are Inconsistent with the Frederick County Comprehensive Plan – Commissioner John L. Thompson, Jr.

Commissioner Thompson and John Mathias, County Attorney, presented the information.

Commissioner Thompson moved to authorize and direct the County Attorney's Office to commence on an action for judicial review of the Frederick County Planning Commission's determination that the proposed amendments to the county's solid waste management plan are inconsistent with the county's comprehensive plan. Commissioner Gray seconded the motion that passed 2-1 with Commissioner Hagen opposed and Commissioners Gardner and Jenkins absent.

Commissioner Gray noted this item would be rescheduled for discussion next week.

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PUBLIC COMMENTS

None.

QUESTIONS – PRESS

Jackie Cutler - NBC 25 News

ADJOURN

The meeting adjourned at 10:40 a.m.

Mary E. Baker
Recording Secretary