

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY**  
**MEETING MINUTES FOR THURSDAY, JANUARY 28, 2010**

Commissioner Jan Gardner, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, January 28, 2010, at 9:30 a.m. Present were Commissioners David Gray, *Vice President*, Kai Hagen and John L. Thompson, Jr. Also present were Ron Hart, County Manager and Patti Morrow, Recording Secretary.

*(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](http://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.

**COMMISSIONER COMMENTS**

Commissioner Gardner acknowledged the passing of former U.S. Senator Charles McC. Mathias, Jr.

A moment of silence was held in honor of Marine Sergeant David J. Smith who died January 26, 2010, while supporting combat operations in the Helmand Province, Afghanistan.

**AGENDA BRIEFING**

Staff reviewed with the Board the following item scheduled for a public hearing on Tuesday, February 2 at 7:00 p.m.:

- Extension of Sunset Provision for the Rehabilitated Vacant Commercial Structures Tax Credit Program - Laurie Boyer, Economic Development Division.

**CONSENT AGENDA**

The following items were included on the consent agenda.

**BUDGET TRANSFERS**

1. #BT-10-105, Animal Control Division
2. #BT-10-107, Accounting, Finance
3. #BT-10-108, Accounting, Finance
4. #BT-10-109, Accounting, Finance
5. #BT-10-110, Utilities and Solid Waste Management Division
6. #BT-10-111, Aging, Citizens Services Division

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**CHANGE ORDERS**

1. 195J-S Clover Ridge Section 5 Change Order No. 1 – Sewer Line Extension and Budget Transfer – Charles Nipe, Public Works Division
2. New Design Wastewater Treatment Plant Expansion, Change Order No. 11 and Budget Transfer - Kevin Demosky, Utilities and Solid Waste Management Division

**EASEMENTS**

1. Partial Release of Easement - Urbana High School - Beth Ramacciotti, Utilities and Solid Waste Management Division
2. Declaration to Establish and Retain Easement for Forest Resource Easement - Transfer Station - Beth Ramacciotti, Utilities and Solid Waste Management Division

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

**ADMINISTRATIVE BUSINESS**

**Approval of Board of County Commissioners' Meeting Minutes**

Commissioner Gray moved to approve the minutes listed below. Commissioner Hagen seconded the motion that passed 4-0.

- Tuesday, December 15, 2009
- Tuesday, December 15, 2009 – Evening
- Thursday, December 17, 2009

**Habitat for Humanities Request to Subordinate Deferred Loan Program (DLP) Mortgages - Jenny Short, Citizens Services Division**

Commissioner Hagen moved to approve the transfer of subordination of four DLP mortgages with the Habitat for Humanities from the PNC Bank to the Blue Ridge Bank. Commissioner Gray seconded the motion.

Commissioner Thompson offered an amendment stating those commissioners voting for the transfer of subordination of the four DLP mortgages personally guarantee the repayment of the loans. The amendment died due to a lack of a second.

The vote on the motion was 3-1 with Commissioner Thompson opposed.

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**Letter of Interest to Explore a Partnership with Maryland Energy Administration (MEA) on Project Sunburst - Hilari Varnadore, Office of Environmental Sustainability**

Commissioner Hagen moved to direct the Office of Environmental Sustainability to send a letter of interest to determine the feasibility of participating in the MEA's Project Sunburst Initiative. Commissioner Gray seconded the motion that passed 4-0.

**Letter of Interest to Explore Partnership with the Maryland Energy Administration (MEA) on the Establishment of a Property Assessed Clean Energy Loan Program (CELP) - Hilari Varnadore, Office of Environmental Sustainability**

Mr. Fred Ugast, Vice-Chair, Frederick County Sustainability Commission, commented on the CELP.

Commissioner Hagen moved to direct staff to send a letter of interest to determine the feasibility of a Frederick County CELP in partnership with the Maryland Clean Energy Center.

**Legislative Issues**

Ragen Cherney, Office of the County Manager, briefed the Board on the issues before the Frederick County delegation members.

Commissioner Gardner briefed the Board on fiscal matters. She also highlighted legislation the Maryland Association of Counties (MACo) was considering to put forward.

**PUBLIC COMMENTS**

- Fred Ugast
- John Gretze

**COMMISSIONER COMMENTS**

Commissioner Gardner indicated the Board would be providing a press release regarding the agricultural preserved land in Frederick County.

**QUESTIONS – PRESS**

None.

**ADJOURN**

The meeting adjourned at 11:20 a.m.

Patricia A. Morrow  
Recording Secretary