

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, OCTOBER 1, 2009**

Commissioner, Jan Gardner, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, October 1, 2009, at 10:20 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](http://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 Gardner noted at 2:00 p.m. today the Board would be attending the ground breaking ceremony for the Catoctin Creek Park and Nature Center.

Commissioner Gardner noted her displeasure over The City of Frederick's comments regarding the annexation letter that went out to city residents this week.

**CONSENT AGENDA**

**BID AWARDS**

1. Purchasing Memo #10-61- Bid #10-CP-67, Patching and Repairs of Various Frederick County Roadways, FY 2010  
Award to: C. William Hetzer, Inc.  
Award amount: \$844,925.00
2. Purchasing Memo #10-62 - Purchase of Reflective Sign Sheeting (Piggyback)  
Award to: 3M Corporation  
Award amount: \$54,000.00
3. Purchasing Memo #10-63 - Repair and Installation of Traffic Barriers (Second and Final)  
Award to: Pen Line Service, Inc.  
Award amount: \$250,000.00
4. Purchasing Memo #10-64 - Traffic Signal Maintenance (First of Two Renewals)  
Award to: Pennsylvania Percs, Inc.  
Award amount: \$37,028.00

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5. Purchasing Memo #10-66 - Request to Approve GSA Quotation CTCQ5095 for VMware Software Maintenance  
Award to: Convergence Technology Consulting  
Award amount: \$30,124.40
6. Purchasing Memo #10-67 - Panasonic Rugged Mobile Data Computers (Piggyback)  
Award to: Pelican Mobile  
Award amount: \$150,404.00
7. Purchasing Memo #10-69 - Request to Purchase and Process Library Materials for Brunswick Library (Piggyback)  
Award to: Brodart Co.  
Award amount: \$250,000.00
8. Purchasing Memo #10-70 - Award of Quote for Testing and Inspection for Citizens Care and Rehabilitation Center and Montevue Home Project  
Award to: Specialized Engineering  
Award amount: \$103,520.00

Commissioner Gray moved approval of the consent agenda as presented. Commissioner Jenkins seconded the motion that passed 4-0 with Commissioner Hagen absent.

**ADMINISTRATIVE BUSINESS**

**Bid Award - Purchasing Memo #10-58, Approval of Contract with Miriam Liddle, M.A., CCC-SLP, for Speech Language Therapy Services, Developmental Center – Hal Good, Finance Division**

Mr. Good presented the purchasing memo.

Commissioner Gray moved approval of Purchasing Memo #10-58 as presented. Commissioner Jenkins seconded the motion that passed 4-0 with Commissioner Hagen absent.

**Bid Award - Purchasing Memo #10-65, Sole Source Request to Purchase Digital Information Management System Software (DIMS) – Hal Good, Finance Division**

Mr. Good presented the purchasing memo.

Commissioner Jenkins moved approval of Purchasing Memo #10-65 as presented. Commissioner Gray seconded the motion that passed 3-1 with Commissioner Thompson opposed and Commissioner Hagen absent.

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**Agricultural Preservation - Installment Purchase Agreements - Timmy Ruppertsberger,  
Esquire, Venable LP and Tim Blaser, Planning Division**

Mr. Blaser and Ms. Ruppertsburger presented the following properties for the installment purchase agreements and proposed resolutions:

- Hope/Green/Kanode – Resolution #09-26
- Myers Trust – Resolution #09-27
- Myers Property – Resolution #09-28
- Lakin (Thrasher Farm) – Resolution #09-29
- Lakin (Home Farm) – Resolution #09-30

Commissioner Gray move approval of all five proposed resolutions as presented. Commissioner Thompson seconded the motion that passed 4-0 with Commissioner Hagen absent.

(A copy of Resolution #09-26, Resolution #09-27, Resolution #09-28, Resolution #09-29 and Resolution #09-30 can be obtained in the County Manager’s Office or from the county’s website, [www.co.frederick.md.us](http://www.co.frederick.md.us))

**Fire and Rescue Companies Operating Appropriation Distribution Policy - Mike Gastley,  
Finance Division**

Mr. Gastley, Steve Leatherman and Doug Orner, Fire and Rescue Services Division, presented the current county appropriation regulations for receipt and expenditure of the State Senator William H. Amoss Funds and county appropriations policy. The current policy would disperse 25% on July 15; 25% on August 15; 50% on October 1. The proposed change would distribute 25% October 1 and the remaining 25% would be released once the annual report and supporting schedules/documentation was in order.

Commissioner Gray moved approval to allow public comment on this topic. Commissioner Jenkins seconded the motion that passed 3-1 with Commissioner Thompson opposed and Commissioner Hagen absent.

Public comment was taken from:

- Frank Davis, Trustee, Frederick County Volunteer Fire and Rescue Association

Commissioner Gray moved to distribute 12.5% now and the final 37.5% on or around February 1, 2010. Commissioner Jenkins seconded the motion that tied 2-2 with Commissioners Gardner and Jenkins opposed and Commissioner Hagen absent.

Commissioner Jenkins moved to distribute 25% now and 25% on or around February 1, 2010. Commissioner Gardner seconded the motion that passed 3-1 with Commissioner Thompson opposed and Commissioner Hagen absent.

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Commissioner Jenkins moved to freeze the housing initiative funds for the current FY 2010 with the exception of those projects already in progress. Commissioner Thompson seconded the motion that passed 4-0 with Commissioner Hagen absent.

**FY 2011 Operating Budget Calendar and Preliminary Budget Direction - Mike Gastley,  
Finance Division**

Mr. Gastley presented the proposed FY 2011 budget calendar.

Commissioner Thompson moved that on the day staff presented the base budget, for the Board to remain in session until the budget was balanced. Commissioner Jenkins seconded the motion that  tied 2-2 with Commissioners Gardner and Gray opposed and Commissioner Hagen absent.

Commissioner Gray moved adoption of the proposed budget calendar and approval of staff's recommendations as presented. Commissioner Jenkins seconded the motion that passed 4-0 with Commissioner Hagen absent.

The Board requested staff change the calendar to reflect only  one (1) public hearing being scheduled on the FY 2011 operating budget instead of two (2) (there would be no separate public hearing on the Board of Education's 2011 operating budget) and change the start time to  6:00 p.m. instead of 7:00 p.m. with the constant yield tax rate public hearing listed last on the agenda for that evening. Staff also noted to be specific about the state budget cuts as it pertained to Oakdale High School.

**COMMISSIONERS COMMENTS**

None.

**PUBLIC COMMENTS**

- Claire Ebersole, Jr., President, Brunswick Rescue and Ambulance Company

**QUESTIONS – PRESS**

None.

**ADJOURN**

The meeting adjourned at 12:05 p.m.

Mary E. Baker  
Recording Secretary

**(NOTE: Please refer to the minutes of Thursday, April 15, 2010, for the corrections made to the minutes regarding the Fire and Rescue Companies Operating Appropriation Distribution Policy agenda item.)**