

BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY
MEETING MINUTES FOR THURSDAY, APRIL 15, 2010

Commissioner Jan Gardner, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, April 15, 2010, at 10:00 a.m. Present were Commissioners David Gray, *Vice President*, Kai Hagen, John L. Thompson, Jr. and Blaine Young. 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)

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 commented on the negative comments that were made by members of the development community during the Tuesday, April 13, 2010, evening meeting with the City of Frederick.

AGENDA BRIEFING

Staff reviewed with the Board the following items scheduled for public hearing on Tuesday, April 20, at 7:00 p.m.:

- Petition to Open/Close/Alter a Portion of Ed McClain Road - Dave Olney, Public Works Division
- Proposed Contract and Sale of Land Along Clemsonville Road - Wendy Kearney, Office of the County Attorney
- Revisions to the Frederick County Code to Comply with Maryland Storm Water Management Act of 2007, Betsy Smith, Permitting and Development Review Division

CONSENT AGENDA

The following items were removed from the consent agenda:

- Purchasing Memo #10-170 – Conditional Award Recommendation, American Recovery and Reinvestment Act of 2009, Funded Bid #10-CP-66, Transit Parking Improvements
- Purchasing Memo #10-172 – Extension of Existing GSA Verizon Wireless Contract (Piggyback)

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- Workforce Investment Act Performance Incentive - Laurie Holden, Office of Economic Development

The following items were included on the consent agenda:

BID AWARDS

1. Purchasing Memo #10-167 – Recommendation to Reject Bids for Bid #10-CP-56, Point of Rocks Water Meter Replacement
Award to: JHG Contractors, Inc.
Award amount: \$410,050.75
2. Purchasing Memo #10-171 – Asphalt Testing Services (Piggyback)
Award to: DIW Group Inc. t/a Specialized Engineering
Award amount: \$75,000.00

GRANTS

1. Division of Rehabilitation Services (DORS) Year Round Youth 2010 - Laurie Holden, Office of Economic Development
2. Certified Local Government Education Set-Aside Application FY 2011 - Janet Davis, Planning Division
3. Certified Local Government Scholarship Application - National Alliance of Preservation Commissions Forum 2010 - Janet Davis, Planning Division

EASEMENT

1. Deed of Easement and Declaration to Establish and Retain Stormwater Management Easement - Meadows Water Booster Pumping Station - Beth Ramacciotti, Utilities and Solid Waste Management Division

Commissioner Hagen moved to approve the balance of the consent agenda. Commissioner Gray seconded the motion that passed 5-0.

ADMINISTRATIVE BUSINESS

Bid Awards – Hal Good, Finance Division

- Purchasing Memo #10-170 – Conditional Award Recommendation, American Recovery and Reinvestment Act of 2009, Funded Bid #10-CP-66, Transit Parking Improvements. Commissioner Gray moved to approve Purchasing Memo #10-170. Commissioner Hagen seconded the motion that passed 3-1-1 with Commissioner Thompson opposed and Commissioner Young abstained.

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- Purchasing Memo #10-172 – Extension of Existing GSA Verizon Wireless Contract. Commissioner Gray moved to approve the staff recommendation. Commissioner Hagen seconded the motion that passed 4-1 with Commissioner Young opposed.

Workforce Investment Act Performance Incentive - Laurie Holden, Office of Economic Development

Commissioner Hagen moved to approve the staff recommendation. Commissioner Gray seconded the motion that passed 4-1 with Commissioner Thompson opposed.

Approval of Board of County Commissioners' Meeting Minutes

By unanimous consent, the following minutes and corrections to approved 2009 minutes were approved:

- ◆ Correction to Approved Minutes for Thursday, September 10, 2009
- ◆ Correction to Approved Minutes for Thursday, October 1, 2009
- ◆ Tuesday, February 16, 2010
- ◆ Tuesday, February 16, 2010 - Evening
- ◆ Tuesday, February 18, 2010
- ◆ Tuesday, February 18, 2010 – Closed
- ◆ Monday, February 22, 2010
- ◆ Monday, February 22, 2010 - Afternoon
- ◆ Monday, February 22, 2010 - Evening
- ◆ Tuesday, February 23, 2010
- ◆ Tuesday, February 23, 2010 – Evening
- ◆ Wednesday, February 24, 2010 - Evening
- ◆ Thursday, February 25, 2010
- ◆ Thursday, February 25, 2010 - Afternoon
- ◆ Tuesday, March 2, 2010
- ◆ Tuesday, March 2, 2010 - Afternoon
- ◆ Tuesday, March 2, 2010 - Evening
- ◆ Thursday, March 4, 2010
- ◆ Tuesday, March 9, 2010
- ◆ Thursday, March 11, 2010
- ◆ Thursday, March 11, 2010 - Closed
- ◆ Tuesday, March 16, 2010
- ◆ Tuesday, March 16, 2010 - Evening
- ◆ Thursday, March 18, 2010
- ◆ Thursday, March 18, 2010 – Closed

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Housing Initiative Fund Report for Quarter Ended December 31, 2009 - Jenny Short, Citizens Services Division

Ms. Short presented a financial summary and activity report for the second quarter of FY 2010 and a report on the available balances as of March 15, 2010, as required by the Housing Initiative Fund Program description.

Ms. Short also gave an update on the Neighborhood Conservation Initiative.

No action was taken on this item as it was informational.

Staff was requested to bring back a recommendation on a worthwhile program for the balance of the program funding.

Request for Public Hearing Regarding Hazard Mitigation Plan (“Plan”) Update - Seamus Mooney, Emergency Management Division

Jack Markey, Emergency Management Division, commented on the Plan.

Commissioner Hagen moved to take the draft Plan through the public hearing process. Commissioner Young seconded the motion that passed 5-0.

Adoption of the Base Emergency Operations Plan (EOP) - Seamus Mooney, Emergency Management Division

Jack Markey, Emergency Management Division, commented on the EOP.

Commissioner Gray moved to adopt the 2010 revision to the county EOP and sign the associated adopted resolution. Commissioner Hagen seconded the motion that passed 5-0.

(A copy of Resolution #10-08 can be obtained in the County Manager’s Office or from the county’s website, www.FrederickCountyMD.gov)

Myersville Library - Memorandum of Understanding (MOU) for Reimbursement of Demolition Expenses - Wendy Kearney, Office of the County Attorney

Commissioner Hagen moved to approve the MOU with the Town of Myersville as amended with the removal of the first recital. Commissioner Gray seconded the motion that passed 5-0.

Legislative Issues – Regan Cherney, Office of the County Manager

Mr. Cherney briefed the Board on the issues before the Frederick County delegation members. He indicated this was the last report, as the session ended on Monday, April 12, 2010.

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DIRECTOR'S REPORT – Al Hudak, Public Works Division

Tom Meunier, Public Works Division, presented a PowerPoint presentation on the summary of the snow removal operations for the winter of 2009-2010.

Mr. Meunier introduced the following Public Works Division staff who participated in the divisionwide effort: Dennis Ennis, Bill Routzahn, Donnie Crum and Mike Ramsburg.

PUBLIC COMMENTS

None.

COMMISSIONER COMMENTS

None.

QUESTIONS – PRESS

None.

ADJOURN

The meeting adjourned at 11:55 a.m.

Patricia A. Morrow
Recording Secretary