

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JUNE 17, 2010**

Commissioner Jan Gardner, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, June 17, 2010, at 9:35 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 Mary Baker, 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.

COMMISSIONERS COMMENTS

None.

AGENDA BRIEFING

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

Tuesday, June 22, 2010, at 8:30 a.m.

- Spring 2010 Water and Sewerage Plan Amendments - Tim Goodfellow, Planning Division

CONSENT AGENDA

BID AWARDS

1. Purchasing Memo #10-210 – Renewal Contract Dental Plan
Award to: United Concordia
Award amount: \$100,380.00
2. Purchasing Memo #10-211 – Renewal Contract for County Employees Medical and Prescription Drug Plans
Award to: United HealthCare
Award amount: \$29,071,880.00
3. Purchasing Memo #10-214 – Purchase Avaya Modular Messaging System (Piggyback)
Award to: Carousel Industries
Award amount: \$127,944.98

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4. Purchasing Memo #10-216 – Purchase and Installation of Classroom and Office Furniture for the Public Safety Training Facilities Building (Piggyback)
Award to: BK Office Supply, Inc.
Award amount: \$506,660.55
5. Purchasing Memo #10-217 – Bid #07-11, Mowing Turf Surfaces
Award to: Various vendors
Award amount: \$179,432.00

BUDGET TRANSFERS

1. #BT-10-183, Accounting, Finance Division
2. #BT-10-184, Family Partnership, Citizens Services Division
3. #BT-10-185, Family Partnership, Citizens Services Division
4. #BT-10-186, Transit Services Division

EASEMENTS

1. Ballenger Creek Park Declaration to Establish and Retain Easement – Sue Barthol, Public Works Division
2. Conservation Reserve Enhancement Program (CREP) Easement - Tim Blaser, Planning Division

GRANTS

1. Administrative Office of the Courts Security Funding and Memorandum of Understanding - Barbara Domer, Circuit Court
2. FFY 2010 Justice Assistance Grant (JAG) Interlocal Agreement Between The City of Frederick and County of Frederick - Marty Gallagher, Sheriff's Office

Commissioner Thompson requested to split the motion to vote on Purchasing Memo #10-216 separately.

Commissioner Gray moved approval of the consent agenda as presented with the exception of Purchasing Memo #10-216. Commissioner Hagen seconded the motion that passed 5-0.

Commissioner Gray moved approval of Purchasing Memo #10-216 as presented. Commissioner Hagen seconded the motion that passed 3-2 with Commissioners Thompson and Young opposed.

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ADMINISTRATIVE BUSINESS

**Bid Award - Purchasing Memo #10-215, Purchase of 800MHz Portable Radios for the
City of Frederick and Budget Transfer – Hal Good, Finance Division**

Mr. Good and Jack Markey, Emergency Management Division, presented the proposed purchasing memo.

(Commissioner Thompson left the meeting.)

Commissioner Young moved approval of Purchasing Memo #10-215 as presented. Commissioner Gray seconded the motion that passed 4-0 with Commissioner Thompson absent.

(Commissioner Thompson re-entered the meeting.)

**Bid Award - Purchasing Memo #10-222, Contract with the Scott Key Center, Inc. for
Custodial Services (Sole Source) – Hal Good, Finance Division**

Mr. Good presented the proposed purchasing memo.

Commissioner Hagen moved approval of Purchasing Memo #10-222 as presented. Commissioner Young seconded the motion that passed 5-0.

**Bid Award - Purchasing Memo #10-223, Change Order to Include Fire Alarm System –
Independent Hose Company – Hal Good, Finance Division**

Mr. Good presented the proposed purchasing memo.

Commissioner Hagen moved approval of Purchasing Memo #10-223 as presented. Commissioner Gray seconded the motion that passed 5-0.

**Adoption of the Frederick County Board of Education FY 2011 Operating and Capital
Budgets - Hal Keller, Frederick County Public Schools**

Mr. Keller, Dr. Linda Burgee, Frederick County Public Schools (FCPS), and Kathryn Groth, Frederick County Board of Education (BOE), presented the FY 2011 BOE operating and capital budgets.

Commissioner Young moved to table this item until Tuesday, June 29, 2010. Commissioner Gray seconded the motion that passed 5-0.

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Adoption of Iran/Sudan Divestiture Ordinance - John Mathias, Office of the County Attorney

Mr. Mathias presented the proposed ordinance.

Commissioner Gray moved approval of the proposed ordinance to become effective July 1, 2010. Commissioner Young seconded the motion that passed 5-0.

(A copy of the approved/adopted ordinance can be obtained in the County Manager's Office or from the county's website, www.FrederickCountyMD.gov)

Agriculture Preservation - Installment Purchase Agreement - Bear Gardens, Limited Partnership - Tim Blaser, Planning Division and Jim Cumbie, Esquire, Venable LLP (County Bond Counsel)

Commissioner Thompson recused himself from this topic.

Mr. Blaser and Mr. Cumbie presented the proposed agreement and resolution.

Commissioner Hagen moved approval of the proposed agreement and resolution as presented. Commissioner Gray seconded the motion that passed 4-0 with Commissioner Thompson recused.

(A copy of the approved/adopted resolution can be obtained in the County Manager's Office or from the county's website, www.FrederickCountyMD.gov)

Change to Transportation Services Advisory Council (TSAC) Bylaws – Nancy Norris, Transportation Services Division and Rick Stup, TSAC

Ms. Norris and Mr. Stup presented the proposed changes to the bylaws.

Commissioner Gray moved approval of the proposed changes to the bylaws as presented. Commissioner Hagen seconded the motion that passed 4-0 with Commissioner Young abstaining.

Stream Buffer Requirements for Agricultural Leases on County Parkland – Tim Goodfellow, Planning Division

Mr. Goodfellow presented the requirements.

Paul Dial and Earl Eyler, Parks and Recreation Division, also presented information specific to certain parkland properties.

Commissioner Hagen moved approval of the requirements as presented. Commissioner Young seconded the motion that passed 5-0.

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**Septage Disposal Fees and Bulk Water Rate Ramping Considerations - Mike
Marschner, Utilities and Solid Waste Management Division**

Mr. Marschner and Brenda Teach, Utilities and Solid Waste Management Division, presented the considerations.

Commissioner Young moved to take the 4- and 5-year ramp up fees (the fees that pay for themselves) and the \$35.00 set rate for septage to public hearing and requested staff to bring back a resolution for approval which would set the fee to \$20.00 effective July 1, 2010. Commissioner Hagen seconded the motion that passed 4-1 with Commissioner Thompson opposed.

(Commissioner Gardner left the meeting.)

COMMISSIONERS COMMENTS

None.

PUBLIC COMMENTS

- Patrick Murphy, Murphy Septic Service

(Commissioner Gardner re-entered the meeting.)

(Commissioner Gardner left the meeting.)

QUESTIONS - PRESS

None.

ADJOURN

The meeting adjourned at 12:40 p.m.

Mary E. Baker
Recording Secretary