

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, DECEMBER 2, 2010**

Commissioner Blaine Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, December 2, 2010, at 10:30 a.m. Present were Commissioners C. Paul Smith, *Vice President*; Billy Shreve and Kirby Delauter. Also present were Barry Stanton, County Manager and Mary Baker, Recording Secretary. Commissioner David Gray 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.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.

**COMMISSIONERS COMMENTS**

Commissioner Young noted the Toys for Tots and canned food drive was currently taking donations until December 10, 2010, and that drop boxes were located throughout county buildings.

**CONSENT AGENDA**

**GRANTS**

1. Grant for Fountain Rock Park - Paul Dial and Earl Eyler, Parks and Recreation Division
2. FFY 2010 State Homeland Security Grant Program Award, Subgrants and Associated Budget Transfer - Seamus Mooney, Emergency Management Division

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

**WORKSESSION**

**Discussion of the Proposed 2011 Legislative Issues - John Mathias, Office of the County Attorney and Ragen Cherney, Office of the County Manager**

The following votes were made regarding the proposed FY 2011 legislative package:

- Revision to inmate fees for the Frederick County Adult Detention Center passed 4-0 with Commissioner Gray absent.

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, DECEMBER 2, 2010**

- Count of students whose lawful presence within the United States cannot be reasonably documented passed 4-0 with Commissioner Gray absent.
- Granting authority to the Sheriff of Frederick County to issue right to carry firearm permit passed 4-0 with Commissioner Gray opposed.
- Collective bargaining for Frederick County Sheriff's Deputies to include the Board with the Frederick County Sheriff passed 4-0 with Commissioner Gray absent.
- Allowing the use of golf carts over the roadways within the Linganore Planned Unit Development failed 0-4 with Commissioners Young, Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Increase to the annual amount of gaming permits issued for raffles passed 4-0 with Commissioner Gray absent.
- Repeal on the use of roadways for charitable solicitations passed 4-0 with Commissioner Gray absent.
- Cooperative enforcement of federal immigration laws throughout Maryland passed 4-0 with Commissioner Gray absent.
- Constitutional amendment to prohibit economic development takings passed 3-1 with Commissioner Smith opposed and Commissioner Gray absent.
- Compensation for diminution in property value attribute to down zoning and establishment of local Property Value Assessment Board failed 0-4 with Commissioners Young, Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Compensation to the Treasurer of Frederick County for increase in property value from a rezoning request failed 0-4 with Commissioners Young, Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Use of electronic tolls to fund roadway improvements failed 0-4 with Commissioners Young, Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Board of Elections Membership passed 4-0 with Commissioner Gray absent.
- Requiring Frederick County Government to abide by specific regulations and ordinances prior to the placement of a solid waste system failed 0-4 with Commissioners Young, Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Increase in the marriage license fees was withdrawn.
- Mandatory beverage container deposit/return system failed 0-4 with Commissioners Young, Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Reduced state property tax for agricultural land failed 1-3 with Commissioners Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Increase in liquor license application fees and request for processing fees failed 0-4 with Commissioners Young, Smith, Shreve and Delauter opposed and Commissioner Gray absent.
- Reinstatement of highway user revenues to local governments passed 4-0 with Commissioner Gray absent.
- Authorization for the Frederick County Board of Education in consultation with local law enforcement to place monitoring cameras on county school buses passed 4-0 with Commissioner Gray absent.

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, DECEMBER 2, 2010**

(Commissioner Smith left the meeting.)

- Tax set off for municipalities in Frederick County passed 3-0 with Commissioners Smith and Gray absent.
- Maryland civil rights amendment to the Declaration of Rights passed 3-0 with Commissioners Smith and Gray absent.
- Constitutional convention regarding those in the United States unlawfully passed 2-1 with Commissioner Delauter opposed and Commissioners Smith and Gray absent.
- Mid-Atlantic compact on economic development incentives failed 0-3 with Commissioners Young, Shreve and Delauter opposed and Commissioners Smith and Gray absent.
- Maryland partial birth abortion ban act Passed 2-1 with Commissioner Shreve opposed and Commissioners Smith and Gray absent.
- State school construction funding for Frederick County should exceed the state government economic assistance for foreign (out of state) business entities passed 3-0 with Commissioners Smith and Gray absent.
- The distribution of plastic bags should be banned in Frederick County failed 0-3 with Commissioners Young, Shreve and Delauter opposed and Commissioners Smith and Gray absent.

**ADMINISTRATIVE BUSINESS**

**Briefing on the Ethics Ordinance and Briefing on the Public Ethics Law - John Mathias and Linda Thall, Office of the County Attorney**

Commissioner Young requested this item be postponed until there was a full Board present. This item was rescheduled for Tuesday, December 7, 2010.

**PUBLIC COMMENTS**

None.

**QUETIONS – PRESS**

None.

**ADJOURN**

The meeting adjourned at 12:10 p.m.

Mary E. Baker  
Recording Secretary