

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JANUARY 20, 2011**

Commissioner Blaine Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, January 20, 2011, at 10:45 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.

(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.)

PLEDGE OF ALLEGIANCE

The meeting began with the Pledge of Allegiance.

COMMISSIONERS COMMENTS

Commissioner Smith commented on an article in *The Frederick News-Post* yesterday regarding the Federal Transit Administration grant that expanded the Salisbury BayRunner Shuttle service from eastern Maryland to central and western Maryland.

Commissioner Young noted Commissioner Gray was attending an energy conference in California this week.

CONSENT AGENDA

EASEMENT

1. Declaration to Establish and Retain Easement for Water and Sewer - Lansdale Offsite Water - Beth Ramacciotti, Utilities and Solid Waste Management Division

GRANTS

1. Consideration of the Money Follows the Person Grant Application - Carolyn True, Citizens Services Division
2. FY 2012 Mid-Maryland Rural Legacy Grant Application - Tim Blaser and Anne Bradley, Planning Division

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

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JANUARY 20, 2011**

ADMINISTRATIVE BUSINESS

Approval of Board of County Commissioners' Meeting Minutes

The following set of minutes passed by unanimous consent:

- ◆ Thursday, December 16, 2010
- ◆ Thursday, December 16, 2010 – Closed Session
- ◆ Tuesday, January 11, 2011
- ◆ Tuesday, January 11, 2011 – Closed Session

Bid Award - Purchasing Memo #11-07, Homewood at Crumland Farms Meal Preparation for Meals on Wheels Routes (Sole Source) – Hal Good, Finance Division

Mr. Good and Carolyn True, Citizens Services Division, presented the proposed purchasing memo.

Commissioner Smith moved approval of Purchasing Memo #11-07 as presented. Commissioner Shreve seconded the motion that passed 4-0 with Commissioner Gray absent.

Decision on the Frederick County Employees Retirement Plan - Sixteenth Amendment (Public Hearing held 1/4/11) - Tracy Lobuts, Human Resources Division

Ms. Lobuts presented the proposed ordinance for signature.

Commissioner Smith moved approval of the sixteenth amendment to the retirement plan and the proposed ordinance as presented. Commissioner Delauter seconded the motion that passed 4-0

A copy of the approved/adopted ordinance can be obtained in the County Manager's Office or by accessing www.FrederickCountyMD.gov.

Amendment to the Flexible Benefit Plan - Mitch Hose and Kristin Brandenburg, Human Resources Division

Mr. Hose and Ms. Brandenburg presented the proposed amendment.

Commissioner Smith moved approval of the amendment to the flexible spending plan as presented. Commissioner Shreve seconded the motion that passed 4-0.

Legislative Issues – John Mathias, Office of the County Attorney

Regan Cherney, Office of the County Manager, presented the legislative updates.

No action was taken by the Board.

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JANUARY 20, 2011**

COMMISSIONERS COMMENTS

None.

PUBLIC COMMENTS (3 MINUTE PRESENTATION)

None.

QUESTIONS – PRESS

None.

CLOSED SESSION

Commissioner Smith moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a)(7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation. Commissioner Shreve seconded the motion that passed 4-0 with Commissioner Gray absent.

ADJOURN

The meeting adjourned at 11:30 a.m.

Mary E. Baker
Recording Secretary

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JANUARY 20, 2011**

**FORM OF STATEMENT FOR
CLOSING THE MEETING OF THUSDAY, JANUARY 20, 2011**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

- (7) To consult with counsel to obtain legal advice on a legal matter; and
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

Motion:

Commissioner Smith moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a)(7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation. Commissioner Shreve seconded the motion that passed 4-0 with Commissioner Gray absent.

Time and Location:

11:40 a.m. – Third Floor Meeting Room, Winchester Hall

Topic to be Discussed:

To discuss the status of certain and possible further action in connection with loans made by the county.

Mary Baker
Recording Secretary

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JANUARY 20, 2011**

**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING
ON THURSDAY, JANUARY 20, 2011,
FOLLOWING THE CLOSED MEETING OF THURSDAY, JANUARY 20, 2011**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

- (7) To consult with counsel to obtain legal advice on a legal matter; and
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

Motion:

Commissioner Smith moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a)(7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation. Commissioner Shreve seconded the motion that passed 4-0 with Commissioner Gray absent.

Time and Location:

11:40 a.m. – Third Floor Meeting Room, Winchester Hall

Others in attendance:

B. Stanton, D. Dunn, J. Mathias, K. Mitchell, L. Boyer, J. Kroll and M. Baker

Topic Discussed:

To discuss the status of certain and possible further action in connection with loans made by the county.

Action Taken:

The Board provided direction to staff.

Mary Baker
Recording Secretary