

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, FEBRUARY 3, 2011**

Commissioner Blaine Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, February 3, 2011, at 10:20 a.m. Present were Commissioners C. Paul Smith, *Vice President*; Billy Shreve, David Gray 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](http://www.FrederickCountyMD.gov).)*

**PLEDGE OF ALLEGIANCE**

The meeting began with the Pledge of Allegiance.

**COMMISSIONERS COMMENTS**

Commissioner Young noted one of the properties owned by Tom Natelli, Chief Executive Officer of Natelli Communities, had been selected to become home to the new General Services Administration's Social Security Administration National Service Center noting it would bring over 200 new jobs to Frederick County.

Commissioner Young noted applications would be accepted for the Frederick County Charter Board through Monday, February 7, 2011, at 4:00 p.m.

Commissioner Gray requested Commissioner Young and County Manager Stanton speak about administrative changes happening within Frederick County Government on Thursday mornings at the beginning of each Board meeting during administrative business, beginning Thursday, February 10, 2011.

Commissioner Smith noted the formation of the new cost savings synergies committee with the first meeting taking place this past Tuesday.

Commissioner Smith noted yesterday he attended the legislative meeting at the Maryland Association of Counties.

Commissioner Shreve noted the first meeting of the tax equity committee was held this past Wednesday evening.

Commissioner Young presented updates and changes occurring within the Frederick County Fire and Rescue Services Division.

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**CONSENT AGENDA**

**BID AWARD**

1. Purchasing Memo #11-114 – Bid #11-CP-56, Westview Fire Station HVAC Repairs to Denver Elek, Inc.  
Award to: Denver Elek, Inc.  
Award amount: \$213,350

**BUDGET TRANSFERS**

1. #BT-11-092, Accounting, Finance Division
2. #BT-11-093, Housing, Citizens Services Division

Commissioner Smith moved approval of the consent agenda as presented. Commissioner Gray seconded the motion that passed 5-0.

**WORKSESSION**

**Lunar New Year Proclamation**

Commissioner Shreve presented the proclamation.

**ADMINISTRATIVE BUSINESS**

**Approval of Board of County Commissioners' Meeting Minutes**

Commissioner Smith moved approval of the following set of minutes as presented. Commissioner Young seconded the motion that passed 5-0.

- ◆ Tuesday, January 18, 2011
- ◆ Tuesday, January 18, 2011 – Closed Session
- ◆ Thursday, January 20, 2011
- ◆ Thursday, January 20, 2011 – Closed Session
- ◆ Tuesday, January 25, 2011

**Request for a Letter of Support for the Frederick County Farm Bureau's Legislative Items - Colby Ferguson, Economic Development Division and Dr. Tom Browning, Frederick County Farm Bureau**

Mr. Ferguson and Dr. Browning presented the request seeking the Board's support of the Farm Bureau's 2011 legislative items.

Commissioner Gray moved approval for Commissioner Young to sign a letter of support on behalf of the Board. Commissioner Delauter seconded the motion that passed 5-0.

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**WORKSESSION**

**Expedited Commercial Permit Process Proposal - Gary Hessong, Permitting and  
Development Review Division**

Mr. Hessong presented the proposal.

Public comment was taken from:

- Michael Proffitt
- Mike Wiley
- Steve Seawright
- Rand Weinberg, Esquire
- Dave Severn, Esquire
- Rob Markey
- Bill Russell
- Greta (inaudible last name)
- Ric Adams, Chamber of Commerce

No action was taken as this item was for information only.

Mr. Hessong and staff will revisit certain aspects of the permitting process and comeback before the Board within 30 days.

**Extension of Development Approval Expiration Dates and Deadlines – Gary Hessong,  
Permitting and Development Review Division**

Mr. Hessong and Ms. Kathy Mitchell, Office of the County Attorney, presented the information.

Public comment was taken from:

- Brian Duncan
- Mike Wiley
- Steve Seawright

Commissioner Smith moved to take this item to public hearing, as presented, on March 1, 2011. Commissioner Gray seconded the motion that passed 5-0.

**Frederick County Plumbing Code Amendments - Gary Hessong, Permitting and  
Development Review Division**

Mr. Hessong and Ms. Kathy Mitchell, Office of the County Attorney, presented the amendments.

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FOR THURSDAY, FEBRUARY 3, 2011**

Commissioner Smith moved to take this item to public hearing, as presented, on March 1, 2011. Commissioner Gray seconded the motion that passed 5-0.

There was no public comment.

**Stormwater Management Ordinance Amendments – Betsy Smith, Permitting and Development Review Division**

Ms. Smith and Ms. Kathy Mitchell, Office of the County Attorney, presented the amendments.

Mr. Kevin Demosky, Utilities and Solid Waste Management Division, commented on this item.

Public comment was taken from:

- Steve Seawright
- Mike Wiley
- Bill Russell

Commissioner Smith moved to take this item to public hearing, as presented, on March 1, 2011. Commissioner Delauter seconded the motion that passed 5-0.

**Frederick County's Business Friendly Environment – Issues and Opportunities Action Item List – Gary Hessong, Permitting and Development Review Division**

Mr. Hessong, Ms. Sharon Goetz, Permitting and Development Review Division and Ms. Laurie Boyer, Economic Development Division, presented the action list.

No action was taken as this item was for information only.

**Legislative Issues – John Mathias, Office of the County Attorney and Ragen Cherney, Office of the County Manager**

Mr. Mathias and Mr. Cherney presented the legislative updates.

**CLOSED SESSION**

Commissioner Smith moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals. Commissioner Delauter seconded the motion that passed 5-0.

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FOR THURSDAY, FEBRUARY 3, 2011**

**COMMISSIONERS COMMENTS**

None.

**PUBLIC COMMENTS (3 MINUTE PRESENTATION)**

None.

**QUESTIONS – PRESS**

None.

**ADJOURN**

The meeting adjourned at 12:55 p.m.

Mary E. Baker  
Recording Secretary

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
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**FORM OF STATEMENT FOR  
CLOSING THE MEETING OF THUSDAY, FEBRUARY 3, 2011**

**STATUTORY AUTHORITY TO CLOSE SESSION**

**State Government Article §10-508(a):**

(1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals

**Motion:**

Commissioner Smith moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals. Commissioner Delauter seconded the motion that passed 5-0.

**Time and Location:**

1:00 p.m. – Third Floor Meeting Room, Winchester Hall

**Topic to be Discussed:**

To discuss the possible reorganization of county departments and related personnel issues as they apply to individual county employees.

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Mary Baker  
Recording Secretary

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, FEBRUARY 3, 2011**

**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING  
ON TUESDAY FEBRUARY 8, 2011,  
FOLLOWING THE CLOSED MEETING OF THURSDAY, FEBRUARY 3, 2011**

**STATUTORY AUTHORITY TO CLOSE SESSION**

**State Government Article §10-508(a):**

(1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals

**Motion:**

Commissioner Smith moved to proceed into closed session in accordance with Maryland Annotated Code State Government Article § 10-508(a) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals. Commissioner Delauter seconded the motion that passed 5-0.

**Time and Location:**

1:00 p.m. – Third Floor Meeting Room, Winchester Hall

**Others in Attendance:**

B. Stanton, D. Dunn, J. Mathias, M. Hose, T. Lobuts, S. Weakley, E. Soter, J. Kroll, M. Gastley, R. Santangelo and P. Morrow.

**Topic Discussed:**

The possible reorganization of a county department and related personnel issues as they apply to individual county employees.

**Actions Taken:**

The Board approved the reorganization of several county departments.

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Patricia Morrow  
Recording Secretary