

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR TUESDAY, JANUARY 18, 2011**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Tuesday, January 18, 2011, at 8:30 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 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](http://www.FrederickCountyMD.gov).)*

**PLEDGE OF ALLEGIANCE**

The meeting began with the Pledge of Allegiance.

**COMMISSIONER COMMENTS**

None.

**WORKSESSION**

**Formal Launch of the Green Homes Challenge, Power Saver Initiative – Hilari Varnadore and Lisa Orr, Office of Environmental Sustainability**

Ms. Varnadore and Ms. Orr introduced the Green Homes Challenge, Power Saver Initiative to the Board.

**COMMISSIONER COMMENTS**

None.

**PUBLIC COMMENTS**

None.

**QUESTIONS – PRESS**

None.

**CLOSED SESSION**

Commissioner Smith moved to go 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 Delauter seconded the motion that passed 5-0.

**ADJOURN**

The meeting adjourned at 8:55 a.m.

Patricia A. Morrow  
Recording Secretary

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR TUESDAY, JANUARY 18, 2011**

**FORM OF STATEMENT FOR  
CLOSING THE MEETING OF TUESDAY, JANUARY 18, 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.
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

**Motion:**

Commissioner Smith moved to go 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 Delauter seconded the motion that passed 5-0.

**Time and Location:**

8:55 a.m. – Third Floor Meeting Room, Winchester Hall

**Topic to be Discussed:**

To discuss with the county's attorneys the status and potential resolution of pending lawsuits.

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Patricia Morrow  
Recording Secretary

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR TUESDAY, JANUARY 18, 2011**

**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING  
ON THURSDAY, JANUARY 20, 2011,  
FOLLOWING THE CLOSED MEETING OF TUESDAY, JANUARY 18, 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.
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

**Motion:**

Commissioner Smith moved to go 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 Delauter seconded the motion that passed 5-0.

**Time and Location:**

8:55 a.m. – Third Floor Meeting Room, Winchester Hall

**Others in Attendance:**

B. Stanton, D. Dunn, J. Mathias, W. Kearney, M. Chomel, L. Steel, E. Soter, J. Gugel, M. Marschner, K. Demosky, R. Winebrenner, R. Santangelo and P. Morrow.

**Topic Discussed:**

To discuss with the county's attorneys the status and potential resolution of pending lawsuits.

**Actions Taken:**

The Board approved further study of methods to improve wastewater treatment plant performance.

The Board provided direction to staff to proceed with settlement discussions regarding two pending lawsuits and bring preliminary settlement proposals back to the Board.

The Board directed legal staff not to intervene in a pending lawsuit challenging the legality of certain annexations.

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Patricia Morrow  
Recording Secretary