

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

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, March 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 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.)

PLEDGE OF ALLEGIANCE

The meeting began with the Pledge of Allegiance.

COMMISSIONER COMMENTS

Commissioner Delauter reported he had attended the Solid Waste Advisory Committee meeting recently and indicated a discussion on reducing the recycling drop-off centers would be forthcoming. He also noted the landfill gas to energy plant owned by Frederick County Landfill Energy, LLC, was a public-private partnership that was working well.

Commissioner Smith reported he had attended the Maryland Department of the Environment's Lehigh Cement public hearing regarding new environmental regulations.

Update of Board of County Commissioners' Administrative Actions – Commissioner Blaine R. Young and Barry Stanton, Office of the County Manager

- Margaret Nusbaum and Pat Rosensteel of the Citizens Services Division provided an update on the Head Start transition.

CONSENT AGENDA

The following item was removed from the consent agenda:

- FY 2012 Transit Grant Application – Nancy Norris, Transit Services Division

The following items remained on the consent agenda:

BUDGET TRANSFERS

- #BT-11-114 - Water and Sewer, Utilities and Solid Waste Management Division
- #BT-11-115 - Management Services Division

GRANTS

- Maryland Community Right-to-Know Grant Program Year Two Addendum to Memorandum of Understanding (2010–2015) and Budget Transfer – Seamus Mooney, Emergency Management Division

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- Alternative Grant for Fountain Rock Quarry Pond – Paul Dial and Gary Summers, Parks and Recreation Division

Commissioner Smith moved to approve the consent agenda as amended. Commissioner Gray seconded the motion that passed 5-0.

(Commissioner Young left the table.)

FY 2012 Transit Grant Application – Nancy Norris, Transit Services Division

Commissioner Gray moved to approve the Transit Grant as presented. Commissioner Shreve seconded the motion that passed 4-0.

(Commissioner Young returned to the table.)

ADMINISTRATIVE BUSINESS

Housing Initiative Fund (HIF) Report for Quarter Ending December 31, 2010 - Jenny Short, Citizens Services Division

Ms. Short presented the HIF report for quarter ending December 31, 2010, as required by the program description for the purpose of increasing the supply of affordable housing in Frederick County.

Ms. Short was requested to provide to the Board a status of the 451 loans currently being serviced.

No action was taken by the Board, as the item was informational.

Frederick County Board of County Commissioners' 2010 – 2014 Strategic Plan (FY 2011 – FY 2015) – Barry Stanton, Office of the County Manager

Mr. Stanton presented the strategic plan to the Board. Mr. Ragen Cherney presented a PowerPoint presentation.

The strategic goals were discussed. It was indicated Mr. Tom Meunier, Public Works Division and staff would participate in formulating further transportation and traffic goals and objectives.

The Board welcomed the public to provide comments on the strategic plan and a press release would be sent out.

Memorandum of Understanding Agreement with Partners in Care – Wayne Roach, Management Services Division

Mr. Roach and Ms. Carolyn True, Citizens Services Division, presented the request for an MOU with the Partners In Care Maryland, Inc. (PIC) which the county would continue to provide space and related facility services to PIC at the Fredrick Senior Center in exchange for PIC providing services to county seniors.

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Commissioner Smith moved to approve the MOU with PIC as presented. Commissioner Gray seconded the motion that passed 5-0.

Bush Creek Interceptor (BCI) Construction Agreement and Funding – Rod Winebrenner and Mark Williams, Utilities and Solid Waste Management Division (DUSWM)

Mr. Winebrenner and Mr. Williams presented the BCI construction agreement and funding. Mr. Kevin Demosky, DUSWM, and Mr. Mike Marschner, Office of the County Manager's Office, participated in the discussion.

Commissioner Shreve moved to approve the staff recommendations:

- The BCI, Middle Phase Landfill Section (Frederick County Landfill Leachate Sewer) would be a Capital Improvements Program (CIP) project, 100% county funded;
- Approval of subsequent budget transfers to reinstate the budgeted \$1 million that was closed-out with the New Market Outfall project, and redistribute the same to create a VCI, Middle Phase county funded CIP project (approximately 1,820 lf); and
- The county pursue a construction public works agreement for the BCI, Middle Phase with Monocacy Ventures, LLC, the Lansdale Active Adult Community developer.

Commissioner Gray seconded the motion that passed 5-0.

Commissioner Shreve requested an opinion on Site A at the Frederick County landfill from staff.

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

Mr. Mathias and Mr. Cherney briefed the Board on the issues before the Frederick County delegation members.

WORKSESSION

Appointment to the Frederick County Local Management Board (LMB) – Joyce Grossnickle, Office of the County Manager

Ms. Grossnickle presented the request for an appointment to the Frederick County LMB.

Commissioner Gray moved to approve the appointment of Mr. Ralph Hertges to serve a three-year term to expire June 30, 2011, and an appointment for a full three-year term to become effective July 1, 2011, and to expire on June 30, 2014. Commissioner Smith seconded the motion that passed 5-0.

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ADMINISTRATIVE BUSINESS

**Review Staff Recommended FY 2012 - 2017 Capital Improvements Program (CIP) and
Meet with Requesting Agencies and Departments - Kelly Weaver, Finance Division**

Ms. Weaver reviewed the staff recommended FY 2012 – 2017 CIP.

It was indicated it would go to public hearing on Tuesday, March 15, 2011, at 7:00 p.m. in the first floor hearing room of Winchester Hall.

**Maryland Water Quality Financing Administration Application for FFY 2011/SFY 2013
Capital Projects Financial Assistance**

Mr. Marschner presented the grant application from the Maryland Department of the Environment Drinking Water State Revolving Loan Fund.

Commissioner Smith moved to grant approval for Commissioner Young to sign the grant application. Commissioner Delauter seconded the motion that passed 5-0.

COMMISSIONER COMMENTS

Commissioner Gray provided the phone number to reach Head Start.

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) (3) To consider the acquisition of real property for a public purpose and matters directly related thereto. Commissioner Delauter seconded the motion that passed 5-0.

ADJOURN

The meeting adjourned at 1:00 p.m.

Patricia A. Morrow
Recording Secretary

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**FORM OF STATEMENT FOR
CLOSING THE MEETING OF THURSDAY, MARCH 3, 2011**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

(3) To consider the acquisition of real property for a public purpose and matters directly related thereto.

Motion:

Commissioner Smith moved to go into closed session in accordance with Maryland Annotated Code State Government Article §10-508(a) (3) To consider the acquisition of real property for a public purpose and matters directly related thereto. Commissioner Delauter seconded the motion that passed 5-0.

Time and Location:

1:10 p.m. – Third Floor Meeting Room, Winchester Hall

Topic to be Discussed:

To discuss acquisition of property related to public safety.

Patricia Morrow
Recording Secretary

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**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING
ON THURSDAY, MARCH 10, 2011,
FOLLOWING THE CLOSED MEETING OF THURSDAY, MARCH 3, 2011**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

(3) To consider the acquisition of real property for a public purpose and matters directly related thereto.

Motion:

Commissioner Smith moved to go into closed session in accordance with Maryland Annotated Code State Government Article §10-508(a) (3) To consider the acquisition of real property for a public purpose and matters directly related thereto. Commissioner Delauter seconded the motion that passed 5-0.

Time and Location:

1:10 p.m. – Third Floor Meeting Room, Winchester Hall

Others in Attendance:

B. Stanton, J. Mathias, T. Meunier, D. Ennis, C. Chamberlain, T. Owens, S. Leatherman, D. Orner, R. McCain and P. Morrow.

Topic Discussed:

To discuss acquisition of property related to public safety.

Action Taken:

The Board directed staff to decline the request of an offer to purchase property.

Patricia Morrow
Recording Secretary