

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, AUGUST 30, 2012**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Thursday, August 30, 2012, at 10:00 a.m. Present were Commissioners Billy Shreve, David Gray and Kirby Delauter. Also present were Mr. Dave Dunn, County Manager and Ms. Patti Morrow, Recording Secretary. Commissioner C. Paul Smith, *Vice President*, was absent from the meeting.

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting began with the invocation followed by the recitation of the Pledge of Allegiance.

COMMISSIONER COMMENTS

Comments were provided by Commissioners Young, Gray and Delauter.

Update of Board of County Commissioners’ Administrative Actions – Commissioner Blaine R. Young and Dave Dunn, Office of the County Manager

Commissioner Young and Mr. Dunn briefed the public on the Board’s recent administrative actions.

PUBLIC COMMENT

None.

WORKSESSION

Business Recognition – Fitzgerald Auto Mall

The Board recognized Fitzgerald Auto Mall for their contributions to the community.

Preparedness Month Proclamation

The Board proclaimed the month of September as Preparedness Month in Frederick County.

Recognition of Mr. Richard Dreisen

The Board recognized Mr. Dreisen for his donations of land for public use in Frederick County.

ADMINISTRATIVE BUSINESS

Request Waiver to Proceed with an Application to amend the Phase I Zoning Approvals for the Kingsbrook Planned Unit Development (PUD) – Eric Soter, Community Development Division

Mr. Soter presented the request from R&R Frederick Associates I LLP and Ballenger Creek Partners, LLC to amend the Phase I PUD zoning approvals for the Kingsbook PUD.

Motion to accept the request for a waiver with the understanding the applicant may submit on behalf of the county.

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COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith						X
Shreve		X	X			
Gray			X			
Delauter			X			

CONSENT AGENDA

The following item was removed from the consent agenda:

- Purchasing Memo #13-028 – Trailer-Type Building for Urbana Road Satellite Facility Staff Building

The following items were presented on the consent agenda:

- Purchasing Memo #13-027 – Storm Drain Repair for the Installation of Pressure Concrete for Various County Culverts (Piggyback Contract)
Award to: Proshot Concrete, Inc.
Award amount: Up to \$360,000.00
- Change Order No. 1 – Old Citizens Care and Rehabilitation Center / Montevue Assisted Living Hazmat Abatement - Chuck Nipe, Public Works Division
- Change Order No. 14 – FY 2012 Bituminous Overlay of Various County Roadways – Chuck Nipe, Public Works Division
- Declaration to Establish and Retain Easement for Water and Sewer at Urbana Community Park Site – Beth Ramacciotti, Utilities and Solid Waste Management Division
- Wagner-Peyser Receptionist FY 2013 Grant – Laurie Holden, Citizens Services Division
- FFY 2012 Emergency Management Performance Grant and Attached Budget Transfer – Seamus Mooney, Emergency Management Division
- FY 2012 Emergency Medical Dispatchers Training Grant Application – Chip Jewell, Emergency Management Division

Motion to approve the consent agenda as amended.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith						X
Shreve		X	X			
Gray			X			
Delauter	X		X			

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, AUGUST 30, 2012****ADMINISTRATIVE BUSINESS****Purchasing Memo #13-028 – Trailer-Type Building for Urbana Road Satellite Facility
Staff Building**

Mr. Tom Meunier and Mr. Chuck Nipe, Public Works Division and Mr. Bruce Johnson, Finance Division, commented on the purchase request.

Staff was given direction. No action was taken on this item.

PUBLIC HEARINGS**Continuance of Water and Sewerage Plan Amendment Case WS-12-3, Homewood
Retirement Centers – Tim Goodfellow, Community Development Division**

The public hearing regarding WS-12-3 was continued from June 28.

Commissioner Young swore in those who were to testify.

Mr. Mark Friis, Rodgers Consulting and Mr. Ernest Angell, Homewood Retirement Centers, commented on behalf of the applicant.

There was no public comment.

Motion to approve the reclassification of Parcel 320 (27 acres) from W-4 Dev./S-4 Dev to W-3 Dev./ S-3 Dev. and Parcel 328 (72 acres) from W-5 Dev./S-5 Dev. to W-4 Dev./S-4 Dev. – Passed 4-0.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith						X
Shreve	X		X			
Gray			X			
Delauter		X	X			

**To Consider a Proposed Ordinance to Revise Ordinance No. 11-08-574 and Ordinance
No. 11-29-595 to Allow Transfer of Certain Lots or Parcels in Lake Linganore without
Payment in Full of the Benefit Assessment – Kevin Demosky and Brenda Teach,
Utilities and Solid Waste Management Division**

A public hearing was held, as duly advertised, to revise Lake Linganore benefit assessment ordinances.

Mr. Demosky and Ms. Teach presented the proposed ordinance.

Public comment was received from Howard Wilson.

Mr. Mike Marschner, Office of the County Manager and Ms. Lori Depies, Finance Division, commented on the ordinance.

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Motion to adopt the ordinance to allow the transfer of property in Lake Linganore without payment in full of the benefit assessment which would follow the properties for up to 20 years or until paid in full – Passed 4-0.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith						X
Shreve	X		X			
Gray			X			
Delauter		X	X			

WORKSESSION

Final Report on the Driving Surface Aggregate Demonstration Project – Dave Olney, Public Works Division

Mr. Olney and Mr. Robert Shen, Public Works Division, presented the report.

Public comment was received from Susan Hanson.

No action was taken on this item as it was informational.

AGENDA BRIEFING

Commissioner Young noted the Board would hold public hearings on Thursday, September 6, 2012, at 10:00 a.m. regarding Zoning Text Amendment #ZT-12-14 – To Amend the Frederick County Code Relating to Nongovernmental Utilities and Nongovernmental Electric Substations and to consider the submission of a Community Development Block Grant and Adoption of a Resolution.

Bid Award – Purchasing Memo #13-029, Request for Issuance of Task Order to Wilson T. Ballard Company for MD 85 and I-270 Short Term Project (Sole Source) – Bruce Johnson, Finance Division

Motion to approve Purchasing Memo #13-029 as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith						X
Shreve	X		X			
Gray			X			
Delauter		X	X			

Conveyance of Sanner Property Fire Station Site – Tom Owens, Fire and Rescue Services Division

Mr. Owens and Mr. Steve Leatherman, Fire and Rescue Services Division, presented the The City of Frederick's request to have the Board re-confirm the interest in the Sanner property for future fire station use.

Motion to reconfirm the county's interest in the property by the conveyance of a letter signed by Commissioner Young to Mayor McClement, The City of Frederick.

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Young			X			
Smith						X
Shreve			X			
Gray	X		X			
Delauter		X	X			

Renewal Recycling Materials Collection Services – Phil Harris, Utilities and Solid Waste Management Division

Mr. Harris and Mr. Kevin Demosky, Utilities and Solid Waste Management Division, presented the agreement for recycling materials collection services.

Mr. Don Groseclose, BFI Waste Services, LLC, commented on the agreement.

Motion to approve the renewal of the Residential Recycling Service Agreement for a three-year term with BFI Waste Services, LLC, as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith						X
Shreve			X			
Gray	X		X			
Delauter		X	X			

COMMISSIONER COMMENTS

None.

PUBLIC COMMENTS

None.

QUESTIONS – PRESS

None.

ADJOURN

The meeting adjourned at 12:30 p.m.

Patricia A. Morrow
Recording Secretary