

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, SEPTEMBER 20, 2012**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Thursday, September 20, 2012, at 10:00 a.m. Present were Commissioners C. Paul Smith, *Vice President*; Billy Shreve, and Kirby Delauter. Also present were Mr. Dave Dunn, County Manager and Ms. Patti Morrow, Recording Secretary. Commissioner David Gray 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 the Board.

Motion to have staff move forward with the recommendations discussed with the Board of Education members regarding synergies – Passed 4-0.

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

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 COMMENTS

None.

WORKSESSION

Business Recognition – Dynamic Automotive

The Board recognized Dynamic Automotive for the contributions this business has made to the community.

Healthy Frederick Week Proclamation

The Board proclaimed the week of September 23 as Healthy Frederick Week.

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CONSENT AGENDA

The following items were presented on the agenda:

- Purchasing Memo #13-037 - Bid #13-CP-02, Miscellaneous Bridge Painting
Award to: Ionian Painting Company
Award amount: \$73,000.00
- #BT-12-201, Accounting, Finance Division
- Senior Center Operating Fund Grant Application
- FFY 2012 State Homeland Security Program Award, Subawards to Sheriff's Office, Frederick Police, and City of Brunswick **and** Associated Budget Transfers
- FY 2012 State Aid for Police Protection Fund Application

Motion to approve the consent agenda as presented – Passed 4-0.

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

PUBLIC HEARING

Petition to Close English Muffin Court – Dave Olney, Public Works Division

A public hearing was held, as duly advertised, on a petition to close English Muffin Court.

Mr. Olney and Mr. Robert Chen, Public Works Division, presented the request from Mr. Rand Weinberg, Esquire, on behalf of his client, Wellington III, LLC. The petition requested that the county close English Muffin Court and convey the abandonment area to the adjacent property owners.

Motion to grant the petition as presented by staff – Passed 4-0.

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

(A copy of the approved/adopted ordinance can be obtained in the County Manager's Office or from the county's website, www.FrederickCountyMD.gov.)

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WORKSESSION

Business Updates – Helen Riddle, Community Development Division

Ms. Riddle updated the Board on business in Frederick County.

School Bus Radio Discussion – Lori Depies, Finance Division and Leslie Pellegrino, Frederick County Public Schools

Dr. Theresa Alban, Ms. Leslie Pellegrino and Mr. Fred Punturiero, Frederick County Public Schools, participated in the discussion.

Motion to allocate in FY 2014 a one-time technology funding of \$1.6 million – Passed 3-1.

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

Admissions and Amusement Tax Rate– Lori Depies, Finance Division

Ms. Depies presented the request to reduce the current rate of several categories of the county's admissions and amusement tax from 5% to 0%.

Motion to take through the public review process - Passed 4-0.

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

Appointments/Reappointments to Boards/Commissions – Joyce Grossnickle, Office of the County Manager

Adult Public Guardianship Review Board

No public comment was heard.

Motion to reappoint Ms. Kathy Hutchens and Ms. Mary Lee Schumeyer to serve three-year terms to expire June 30, 2015 – Passed 4-0.

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

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Companion Animal Welfare Advisory Committee

No public comment was heard.

Motion to reappoint Mr. John Abbott to serve a three year term to expire, June 30, 2015 – Passed 4-0.

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

Commission on Aging

No public comment was heard.

Motion to appoint Ms. Hermine Bernstein to fill an unexpired term to expire December 31, 2012 and also appoint Ms. Bernstein to serve a full three-year term to take effect January 1, 2013, and to expire June 30, 2015 – Passed 4-0.

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

Review of Development Rights and Responsibilities Agreement (DRRA) for the Jefferson Technology Park (JTP) Mixed Use Development (12-02) – Eric Soter, Community Development Division

Mr. Soter and Ms. Kathy Mitchell, Office of the County Attorney, presented the request for a DRRA for the JTP.

Motion to take the DRRA through the public review process – Passed 3-0-1.

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

AGENDA BRIEFING

Commissioner Young noted the Board would hold a public hearing on Thursday, September 27 at 10:00 a.m. on the FY 2013 Maryland Agriculture Land Preservation Fund (MALPF) Applications and on the Subdivision Regulations Text Amendment #ST-12-01, Proposed Changes to Chapter 1-16 of the Frederick County Code.

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ADMINISTRATIVE BUSINESS

Approval of Board of County Commissioners' Meeting Minutes

The minutes for June 14, June 19, and June 21, 2012, were approved by unanimous consent.

Bid Award - Purchasing Memo #13-038, Bid #12-39, Vehicle Preventative Maintenance Pilot Program – Bruce Johnson, Finance Division

Ms. Diane George, Finance Division, and Mr. Pat Hannah, Public Works Division, presented the bid award.

Motion to approve Purchasing Memo #13-038 as presented – Passed 4-0.

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

FY 2014 – FY 2019 Capital Improvements Program (CIP) Calendar, Policies and Direction – Kelly Weaver, Finance Division

Ms. Weaver reviewed the CIP calendar, policies and proposed construction cost adjustment factors with the Board.

Mr. John Mathias, County Attorney and Mr. Eric Soter, Community Development Division, commented on the issues.

Motion to ratify the FY 2014-2019 CIP calendar, CIP policies, and the proposed construction cost adjustment factors to be utilized in the development of CIP project requests – Passed 4-0.

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

FY 2014 Operating Budget Calendar and Preliminary Budget Direction – Regina Howell, Finance Division

Ms. Howell reviewed the major changes to the calendar and presented items for the Board to consider and perhaps include in the base budget.

Motion to approve the budget calendar and preliminary budget direction with amendments to #7 in the staff report and the inclusion of the funding for gypsy moth suppression – Passed 4-0.

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

Summary of 2012 Frederick County Legislative Package; Initiation of 2013 Legislative Considerations – John Mathias, Office of the County Attorney and Ragen Cherney, Office of the County Manager

Motion to approve the legislative calendar as presented – Passed 4-0.

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

COMMISSIONER COMMENTS

None.

PUBLIC COMMENTS

None.

QUESTIONS – PRESS

None.

ADJOURN

The meeting adjourned at 12:45 p.m.

Patricia A. Morrow
Recording Secretary