

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, NOVEMBER 15, 2012**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, November 15, 2012, at 10:00 a.m. Present were Commissioners C. Paul Smith, *Vice President*; Billy Shreve and David Gray. Also present were Ms. Lori Depies, County Manager and Ms. Patti Morrow, Recording Secretary. Commissioner Kirby Delauter 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, Smith and Shreve.

**Update of Board of County Commissioners' Administrative Actions – Commissioner Blaine R. Young and Lori Depies, Office of the County Manager**

Commissioner Young and Ms. Depies briefed the public on the Board's recent administrative actions.

**PUBLIC COMMENTS**

None.

**WORKSESSION**

**Recognition of the Frederick County Charter Board Members**

The Board recognized the members of the Frederick County Charter Board.

**Business Recycling and Waste Reduction Awards Presentation**

The 2012 Frederick County Business Recycling and Waste Reduction award recipients were recognized by the Board.

**Business Recognition – Sport Clips Haircuts**

The Board recognized Sport Clips Haircuts for their contribution to the community.

**CONSENT AGENDA**

Mr. Jack Markey, Emergency Management Division, commented on Purchasing Memo #13-063.

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The following item was pulled from the consent agenda and rescheduled for Tuesday, November 20.

- Purchasing Memo #13-063 – Maintenance for 800 MHz Trunked Radio System, Subscriber Radios and System Administration (renewal contract)  
Award to: Motorola Solutions  
Award amount: \$544,602.00

The following items remained on the consent agenda:

- Purchasing Memo #13-064 – Incident Command Simulator System  
Award to: Flame-Sim LLC  
Award amount: \$122, 977.00
- Purchasing Memo #13-065 – Private Independent Snow Removal Contractors  
Award to: Various vendors  
Award amount: Based on hourly rates
- Design Change Order No. 22, Ballenger-McKinney ENR WWTP Expansion for the City/County Sewer Study (credit change order)
- 2013 Rental Allowance Program Application and Agreement

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

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

**WORKSESSION**

**Proposed Revisions to the Industrial Wastewater Pretreatment Ordinance – Kevin Demosky, Utilities and Solid Waste Management Division**

Mr. Demosky and Mr. Mark Schweitzer, Utilities and Solid Waste Management Division, briefed the Board on the revisions.

There was no public comment.

*Motion to take the revisions to the ordinance through the public review process – Passed 4-0.*

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

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**2012 Changes to the Standard Details for Water Mains, Sanitary Sewers and Related Structures – Rod Winebrenner, Utilities and Solid Waste Management Division**

Mr. Winebrenner briefed the Board on the changes to the standard details.

There was no public comment.

*Motion to take the proposed changes through the public review process – Passed 4-0.*

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

**AGENDA BRIEFING**

Commissioner Young noted the Board would hold public hearings on Tuesday, November 20 at 7:00 p.m. on the Phase I Zoning Amendment #R-06-01(A) for the Urbana North Mixed Use Development (MXD) and the Phase I Zoning Amendment #R-98-01(B) for the Urbana Office Research Center MXD.

**ADMINISTRATIVE BUSINESS**

**Policy on Policy Authority Levels – Wayne Roach, Public Works Division**

Mr. Roach presented the proposed policy.

*Motion to approve the policy on policy authority levels to clarify the difference between the County Manager and the Board regarding the implementation of facility related operating policies that would directly affect county staff and citizens – Passed 4-0.*

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

**Emmitsburg Community Center Lease Extension - Wayne Roach, Public Works Division**

Mr. Roach updated the Board on the status of the property at 117 East Church Street.

Mr. Roach presented the request to extend the lease on the Emmitsburg Community Center. Discussion was held on the possible disposal of the property to the Town of Emmitsburg.

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*Motion to move forward with the lease and explore the option to dispose of the Emmitsburg Community Center to the Town of Emmitsburg – Passed 4-0.*

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

**Proposed Changes to the Policy on After Hour Use of Frederick County Government Buildings – Wayne Roach, Public Works Division**

Mr. Roach presented the proposed changes.

*Motion to approve the proposed changes to the policy - Passed 3-1.*

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

**COMMISSIONER COMMENTS**

None.

**PUBLIC COMMENTS**

None.

**QUESTIONS – PRESS**

None.

**CLOSED SESSION**

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.

**Topic** – To consider the acquisition of an interest in real property for purposes of agricultural preservation.

*Motion to go into closed session – Passed 4-0.*

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

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**ADJOURN**

The meeting adjourned at 11:45 a.m.

Patricia Morrow  
Recording Secretary

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**FORM OF STATEMENT FOR  
CLOSING THE MEETING OF THURSDAY, NOVEMBER 15, 2012**

**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 Gray moved to go into closed session under 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 Smith seconded the motion that passed 4-0 with Commissioner Delauter absent.

**Time and Location:**

11:50 a.m. – Third Floor Meeting Room, Winchester Hall

**Topic to be Discussed:**

To consider the acquisition of an interest in real property for purposes of agricultural preservation.

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Patti Morrow, Recording Secretary

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**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING  
ON TUESDAY, NOVEMBER 20, 2012,  
FOLLOWING THE CLOSED MEETING OF THURSDAY, NOVEMBER 15, 2012**

**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 Gray moved to go into closed session under 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 Smith seconded the motion that passed 4-0 with Commissioner Delauter absent.

**Time and Location:**

11:50 a.m. – Third Floor Meeting Room, Winchester Hall

**Others in Attendance:**

L. Depies, J. Mathias, E. Soter, A. Bradley, T. Wilt

**Topic Discussed:**

To consider the acquisition of an interest in real property for purposes of agricultural preservation.

**Action Taken:**

The Board voted to proceed with the acquisition of the three easements as presented.

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Patti Morrow, Recording Secretary