

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JANUARY 10, 2013**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Thursday, January 10, at 10:15 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 the Board.

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

- Diane Smoley

WORKSESSION

2013 National Mentoring Month Proclamation

The Board proclaimed the month of January as 2013 National Mentoring Month.

FrederickWORKS! One Job at a Time Recognition – Frederick Air Heating and Air Conditioning

The Board recognized Frederick Air Heating and Air Conditioning for their participation in the FrederickWORKS! One Job at a Time initiative.

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

Human Relations Commission

There was no public comment.

Motion to appoint Ms. Melissa Callan and Mr. Thaddeus Jah to fill unexpired terms to expire June 30, 2015 – Passed 4-0.

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

Defined Contribution Plans Committee

There was no public comment.

Motion to reappoint Ms. Diane Hoffman to serve a term to expire June 30, 2014, and Mr. Chuck Nipe to serve a term 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

CONSENT AGENDA

The following item was removed from the consent agenda:

- FY 2014 Rideshare Grant Application

The following items remained on the consent agenda:

- Purchasing Memo #13-086 – Rescind Award Recommendation, Bid #13-CP-02, Miscellaneous Bridge Painting
- #BT-13-094, Citizens Care and Rehabilitation Center
- #BT-13-095, Citizens Care and Rehabilitation Center
- Bureau of Justice Assistance Grant (BJAG) to Aid in Compliance with Prison Rape Elimination Act (PREA)

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

(Commissioner Young passed the gavel to Commissioner Smith and left the table.)

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FY 2014 Rideshare Grant Application

Motion to approve the grant application – Passed 2-1.

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

(Commissioner Young returned and Commissioner Smith passed the gavel back to him.)

PUBLIC HEARING

Agricultural Preservation Easement Applications – Anne Bradley, Community Development Division

A public hearing was held, as duly advertized, on the 16 applications for the FY 2013 Installment Purchase Program (IPP) easement acquisition program.

Ms. Bradley noted staff had received 28 applications on approximately 3,990 acres but due to limited funding, the Board voted to move forward the 16 applications to public hearing.

Public comment was heard from:

- James Hyatt

Motion to approve the staff recommendation: approve the top 16-ranked applications and request the applicants submit bids for their easement value; parcels with no further subdivision rights would be limited to \$1,000 per acre; and terms for the FY 2013 IPP easements would be limited to 20-year terms – Passed 4-0.

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

AGENDA BRIEFING

Commissioner Young noted the Board would hold public hearings on Thursday, January 17 at 10:00 a.m. regarding an amendment to the list of exempt employees and 2012 changes to the standard details for water mains, sanitary sewers and related structures.

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WORKSESSION

Critical Farms Program – Blickenstaff Request – Anne Bradley, Community Development Division

Ms. Bradley presented the request from Mr. Blickenstaff to pay back the Critical Farms Program funds in order to release approximately 16 acres of his property for the development of four (4) lots; convey 60 acres to an adjacent landowner to be held in a permanent easement; and agree to a county held permanent easement on approximately 45 acres with the exception of two (2) acres for a child's lot (allowed in original terms).

Mr. Michael Chomel commented on the Agricultural Preservation Advisory Board's (APAB) recommendation.

Mr. Brian Blickenstaff commented on his request.

Motion to approve the request noting the circumstances were highly unique as expressed by the Agricultural Preservation Advisory Board; and dedicate the Sumantown Road right-of-way along the entire property's road frontage as requested by Mr. Tom Meunier, Public Works Division – Passed 3-1.

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

Commissioner Shreve directed staff to have the APAB review the Critical Farms Program.

Town of New Market “Express Approval” Request for Application of Municipal Zoning – Tim Goodfellow, Community Development Division

Mr. Goodfellow presented the requests regarding proposed annexations in the Town of New Market.

Mayor Winslow Burhans, III, commented on the proposed annexations.

Delaplaine Property

There was no public comment.

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Motion to find the allowable land use and density between the Town of New Market's Economic Development Flex Zone and the county's Agricultural Zone are substantially different, and grant the express approval for development on the subject properties to proceed within five years of the effective date of the municipal annexation – Passed 3-1.

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

Smith / Cline Properties

There was no public comment.

Motion to find the allowable land use and density between the Town of New Market's R-2 Zone and the county's Agricultural Zone are substantially different, and grant the express approval for development on the subject properties to proceed within five years of the effective date of the municipal annexation – Passed 3-1.

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

ADMINISTRATIVE BUSINESS

Approval of Board of County Commissioners' Meeting Minutes

The minutes for Thursday, November 29 (Administrative Function), Thursday, December 6, Friday, December 7, Thursday, December 13, Tuesday, December 18 and Thursday, December 20, 2012, were approved by unanimous consent.

Bid Awards – Diane George, Finance Division

Purchasing Memo #13-078 - Development of the Challenge Live Interactive Website for the Green Homes Challenge Program

Purchasing Memo #13-086 – Meal Preparation for Meals on Wheels (Sole Source Contract to Homewood at Crumland Farms)

Motion to approve Purchasing Memo #13-078 and #13-086 – 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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Release of Third Quarter Library Funding – Darrell Batson, Frederick County Public Libraries

Mr. Batson commented on the library material purchased recently.

Motion to approve the release of the third quarter funds in order for library staff to order more materials – Passed 4-0.

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

Debt Affordability Analysis and Other Capital Improvements Program (CIP) Related Revenues – Kelly Weaver, Finance Division

Ms. Weaver noted that the analysis was performed to identify how much funding should be recommended to come from debt proceeds; and other revenue sources are based on current trends.

Motion to accept the revenue projections related to the development of the FY 2014 – 2019 CIP, as presented – Passed 4-0.

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

Frederick County Government Strategic Plan FY 2011 – 2015 – Lori Depies, Office of the County Manager

Ms. Depies presented the status report regarding the progress being made toward each goal and objective by the division directors for the period covering August 2011 – December 1, 2012.

No action was taken, as this item was informational.

COMMISSIONER COMMENTS

Commissioner Shreve requested the following regarding the Critical Farms Program (“Program”): request the Agricultural Preservation Advisory Board comment on amending their policy to include the Blickenstaff amendment and the possible elimination of the Program; and staff to present explanation on how the Program is funded.

Commissioner Smith commented on remarks made at the recent Maryland Association of Counties conference regarding the economy in Maryland.

Commissioner Gray commented on agricultural preservation.

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PUBLIC COMMENTS

None.

QUESTIONS – PRESS

None.

ADJOURN

The meeting adjourned at 1:00 p.m.

Patricia Morrow
Recording Secretary