

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR THURSDAY, MARCH 14, 2013**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Thursday, March 14, 2013, at 10:00 a.m. Present were Commissioners C. Paul Smith, *Vice President*; David Gray and Kirby Delauter. Also present were Mr. Mike Marschner, Office of the County Manager and Ms. Patti Morrow, Recording Secretary. Commissioner Billy Shreve was absent from the meeting.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

The meeting began with a moment of silence followed by the recitation of the Pledge of Allegiance.

**COMMISSIONER COMMENTS**

Comments were provided by Commissioners Young, Smith, and Delauter.

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

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

**PUBLIC COMMENTS**

- Andrew Thorn
- Brendan Brey
- Lauren Thuro
- Steve Bruns
- Mary McQuillen
- Sally Sorbello
- Dan Andrews
- Donald Lee

**WORKSESSION**

**Diabetes Alert Day Proclamation**

The Board proclaimed Tuesday, March 26 as Diabetes Alert Day in Frederick County.

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

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

**CONSENT AGENDA**

The following items were included on the consent agenda:

- Purchasing Memo #13-081- Purchase of Technology Solutions (Piggyback Contract)

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- Purchasing Memo #13-091 – Bid #13-13, Herbicide Application Right-of-Way Weed Control
- Purchasing Memo #13-107 – Legal Services for Department of Social Services (Contract Renewal)
- Purchasing Memo #13-108 – Uniform Rental Services (Piggyback Contract)
- Purchasing Memo #13-111 - Bid #13-CP-07, Roof Replacements at Senior Center and Animal Control (Bonded Applicators, Inc.). This item was divided into two parts.
- Board of Education Current Expense Fund Amendment #1-13 (No county budget transfer required)

*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
Gray			X			
Delauter		X	X			

**Purchasing Memo #13-111- Roof Replacement at 401 Sagner Avenue (Cole Roofing Company, Inc.)**

Ms. Sue Barthol and Mr. Dave Ennis, Public Works Division, commented on the roof. Staff was directed to provide additional information at the Board’s March 21 meeting.

**PUBLIC HEARINGS**

**Proposed Amendments to the Frederick County Water and Sewerage Plan Fall 2012 Cycle – Tim Goodfellow, Community Development Division**

Commissioner Young swore in all who would testify.

A public hearing was held, as duly advertised, on the proposed amendments to the Frederick County Water and Sewerage Plan.

Mr. Goodfellow presented the requested amendments.

**WS-12-08 – Frall Developers, Inc.**

Mr. Rand Weinberg, Esquire, Miles and Stockbridge, and Mr. Ron Thompson, Van Mar Associates, Inc., representing the applicant, commented on the request.

Mr. Ron Winebrenner, Utilities and Solid Waste Management Division and Ms. Kathy Mitchell, Office of the County Attorney, commented on the request.

There was no public comment.

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*Motion to continue the public hearing - Frall Developers, Inc., Tax Map 79, Parcel 9, Yeagertown Road - request reclassification of 34 acres from W-4 Dev., S-4 Dev. to W-3 Dev., S-3 Dev. to April 11, 2013 – Passed 4-0.*

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

**WS-12-09 - Monocacy Ventures, Monocacy Investments MC, Monocacy Investments CI**

Mr. Bob Dalrymple, Esquire, Linowes and Blocher, LLP, representing the applicant, commented on the request.

There was no public comment.

*Motion to approve - Monocacy Ventures, Monocacy Investments MC, Monocacy Investments CI, Tax Map 88, part of Parcels 24, 44, 45, west side of Ed McClain Road, south of Bush Creek - request reclassification of 379+/- acres from W-4 Dev., S-4 Dev. to W-3 Dev., S-3 Dev. as presented – Passed 3-0-1.*

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

**WS-12-10 - Baker Park East, LLC**

Mr. Jason Wiley, Elm Street Development, representing the applicant, commented on the request.

There was no public comment.

*Motion to approve - Baker Park East, LLC, Tax Map 67, Parcel 14, northwest side of Gas House Pike within the City of Frederick - request reclassification of 64 acres from W-5 Dev. and W-4 Dev. to W-3 Dev. and from S-5 Dev. and S-4 Dev. to S-3 Dev. 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			

**Proposed Resolutions to Amend Water and Sewer Rules and Regulations – Kevin Demosky, Utilities and Solid Waste Management Division**

A public hearing was held, as duly advertised, on the proposed resolutions to amend the water and sewer regulations.

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Mr. Demosky presented the proposed resolutions.

(Commissioner Delauter left the meeting.)

Proposed resolution to implement the Public Improvements Agreement option

There was no public comment.

*Motion to approve and adopt the proposed resolution with an effective date of March 14, 2013 – Passed 2-1.*

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

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

(Commissioner Delauter returned to the meeting.)

Proposed resolution to allow the lease of production-based water capacity

Public comment was heard from:

- Dan Andrews, Flying Dog Brewery

*Motion to approve and adopt the proposed resolution – 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 resolution can be obtained in the County Manager's Office or from the county's website, [www.FrederickCountyMD.gov](http://www.FrederickCountyMD.gov).)

**ADMINISTRATIVE BUSINESS**

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

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

*No action was taken.*

**COMMISSIONER COMMENTS**

None.

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**PUBLIC COMMENTS**

None.

**QUESTIONS – PRESS**

None.

**ADJOURN**

The meeting adjourned at 12:20 p.m.

Patricia Morrow  
Recording Secretary