

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, SEPTEMBER 12, 2013**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, September 12, 2013, at 10:15 a.m. Present were Commissioners C. Paul Smith, *Vice President*; Billy Shreve, David Gray, and Kirby Delauter. Also present were Ms. Lori Depies, County Manager and Ms. Patti Morrow, Recording Secretary.

Invocation and Pledge of Allegiance

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

Proclamation – Constitution Week Proclamation

The Board proclaimed the week of September 17 as Constitution Week in Frederick County.

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 briefed the public on the Board's recent administrative actions.

PUBLIC COMMENTS

- Melanie Cox

Approval of Minutes

By unanimous consent the Board approved the September 12, 2013, minutes.

CONSENT AGENDA

The following items were considered on the consent agenda:

- Board of Education School Construction Expense Amendments #14-02 (#BT-14-034); #14-03 (#BT-14-035); and #14-04 (#BT-14-036)
- Approval of a Higher Grant Award and Project Changes for the Maryland Smart Energy Communities Grant
- FY 2014 Security and Accessibility Alterations Grant and Budget Transfer
- FY 2014 Rental Allowance Program Grant Renewal Application

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Motion to approve the consent agenda as presented – Passed 5-0.

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

PUBLIC HEARING

Proposed Ordinance to Amend Article VIII, Chapter 1-2 of the Frederick County Code Regarding County Gaming Regulations – Gary Hessong, Community Development Division

A public hearing was held, as duly advertised, on a proposed ordinance to amend the county's gaming regulations.

Mr. Hessong presented the proposed ordinance which would remove the restriction on the number of raffles an organization could have during each calendar year.

There was no public comment.

Motion to approve the proposed ordinance as presented with an effective date of October 1, 2013 – Passed 5-0.

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

AGENDA BRIEFING

Commissioner Young noted the Board would hold a public hearing on Thursday, September 19 at 10:00 a.m. on the proposed changes to the Frederick County personnel rules.

WORKSESSION

FY 2014 Critical Farms Program – Request for Appraisals – Anne Bradley, Community Development Division

Ms. Bradley requested approval of two (2) real estate appraisals on seven (7) Critical Farms Program applications in order to determine an option value, and a budget transfer that would facilitate the appraisal contract. She also requested the option term be increased from five (5) to seven (7) years and noted the Agricultural Preservation Advisory Board approved the request.

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There was no public comment.

Motion to approve to contract for two (2) appraisals on all seven (7) applications; increase the option term from five (5) years to seven (7) years; and the approval of a budget transfer – Passed 4-1.

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

ADMINISTRATIVE BUSINESS

Frederick County Affordable Housing Land Trust, LLC (Land Trust) Memorandum of Understanding (MOU) and NCI Developer Agreement (Agreement) – Jenny Short, Citizens Services Division

Ms. Short and Ms. Pat Rosensteel, Citizens Services Division, presented the requests.

Mr. Steve Fox, Land Trust; and Mr. Ron Cramer, Frederick County Habitat for Humanity, Inc., commented on the MOU and the Agreement.

Mr. Eric Soter, Community Development Division; and Ms. Kelly Hammond, Office of the County Manager, also commented.

Motion to approve the Agreement and the MOU, with an effective date of August 29, 2013, and all related budget transfers; and authorize all subsequent budget transfers related to the NCI grant and MOU for the flow of funds from the NCI and the Moderately Priced Dwelling Unit Payment-in Lieu accounts to the Land Trust as presented – Passed 5-0.

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

(Commissioners Gray and Delauter exited the meeting.)

Forest Resource Ordinance (FRO) Fee-in-Lieu Expenditure Request for the FY 2014 Monocacy Natural Resources Management Area Project – Heather Montgomery, Community Development Division

Ms. Montgomery presented a request from the Maryland Department of Natural Resources for a \$74,387.00 FRO fee-in-lieu for a 14.73 acre reforestation project at the Monocacy Natural Resources Management Area, located in southern Frederick County.

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Motion to approve the fee-in-lieu expenditure request and a budget transfer as presented – Passed 3-0.

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

Purchasing Memo #14-043, Frederick Community College (FCC) and Board of County Commissioners – Procurement and Contracting Services Memorandum of Understanding (MOU) – Diane George, Finance Division

Ms. George presented the proposed MOU noting it would facilitate FCC's utilization of the Frederick County Department of Procurement and Contracting at the hourly rates of the employees performing the services, including benefits, overhead, and insurance.

(Commissioner Delauter returned to the meeting.)

Motion to approve the MOU 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			

Business Updates – Helen Propherer, Community Development Division

Ms. Propherer updated the Board on business activities in Frederick County.

No action was taken as this item was informational.

COMMISSIONER COMMENTS

None.

PUBLIC COMMENTS

None.

QUESTIONS – PRESS

- Bethany Rogers, *The Frederick News-Post*

ADJOURN

The meeting adjourned at 12:00 p.m.

Patricia Morrow
Recording Secretary