

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, JANUARY 9, 2014**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Thursday, January 9, 2014, at 9:30 a.m. at Winchester Hall. 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 – Martin Luther King, Jr. Day

The Board proclaimed January 20, 2014, as Martin Luther King, Jr. Day 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.

Approval of Minutes

The minutes for December 19 were approved by unanimous consent.

Public Comments

Public comments were heard from:

- Melanie Cox
- Steve Braun
- John Gretz

CONSENT AGENDA

The following items were considered on the consent agenda:

- Purchasing Memo #14-084 – Adult Detention Center Work Release Center HVAC Upgrades
- #BT-14-099, Department of Aging, Citizens Services Division
- #BT-14-100, Department of Aging, Citizens Services Division
- #BT-14-101, Housing, Citizens Services Division

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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			
Shreve		X	X			
Gray	X		X			
Delauter			X			

WORKSESSION

**Appointment to the Frederick County Local Management Board – Joyce Grossnickle,
Office of the County Manager**

There was no public comment.

Motion to appoint Ms. Stacy Wantz to serve a term to expire June 30, 2016 – Passed 5-0.

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

**Consideration of a Policy of Frederick County, Maryland on Clean Water –
Commissioner C. Paul Smith**

Commissioner Smith presented and read into the record a draft policy to consider and implement various factors that would affect or would be related to the streams and waters in Frederick County, as amended by the following:

6. Requirement that all jurisdictions and all citizens in the Chesapeake Bay watershed be under the same types and amounts of obligations regarding their waterways, and avoid obligations and requirements that are substantially disparate *in impact* on Frederick County ~~than on any other jurisdiction.~~

There was no public comment.

Motion to enact the policy as amended – Passed 5-0.

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

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ADMINISTRATIVE BUSINESS

Request for Third Quarter Library Material Funding – Darrell Batson, Frederick County Public Libraries

Mr. Batson presented the request.

Motion to release the FY 2014 third quarter library material funding as presented – Passed 5-0

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

Single Stream Recyclables Transportation and Processing Service Agreement Between Frederick County and the Northeast Maryland Waste Disposal Authority (NMWDA) – Phil Harris and Lori Finafrock, Utilities and Solid Waste Management Division

(Commissioner Young passed the gavel to Commissioner Smith and left the meeting at 10:30 a.m.)

(Commissioner Young returned to the meeting at 10:40 a.m.)

Mr. Demosky, Utilities and Solid Waste Management Division, and Mr. John Schott, NMWDA, participated in the discussion

Motion to execute the Single Stream Recyclables Transportation and Processing Service Agreement between Frederick County and the NMWDA – Passed 5-0.

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

It was noted the agreement would be contingent on NMWDA's approval.

Presentation of Debt Affordability Analysis and Other Capital Improvements Program (CIP) Related Revenues – Kelly Weaver, Budget Office, Office of the County Manager

Ms. Weaver presented the analysis and noted it was performed to identify how much funding should be recommended to come from debt proceeds.

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Motion to accept the revenue projections related to the development of the FY 2015-2020 CIP – Passed 5-0.

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

Proposed Amendments to the Frederick County Strategic Plan FY 2011-FY 2015 – Lori Depies, Office of the County Manager

Ms. Depies presented the proposed amendment:

Objective #1.5

By January 2013, identify constraints and opportunities and implementation measures in job creation through an evaluation of land use, zoning, housing and employment factors. ~~While providing balance and diversity within the employment market.~~

Motion to amend Objective #1.5 as presented – Passed 5-0.

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

Commissioner Shreve Staffing Request and Attached Budget Transfer – Lori Depies, Office of the County Manager

Motion to approve the staffing request for Commissioner Shreve as presented and the associated budget transfer – Passed 5-0.

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

CLOSED SESSION

Maryland Annotated Code State Government Article § 10-508(a) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals; and (7) To consult with counsel to obtain legal advice on a legal matter

Topic – To discuss personnel grievances filed by county employees.

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Motion to go into closed session – Passed 5-0.

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

PUBLIC COMMENTS

- John Gretz

QUESTIONS – PRESS

None.

COMMISSIONER COMMENTS

Commissioner Smith commented on the swimming and diving program at Frederick High School.

ADJOURN

The meeting adjourned at 12:10 p.m.

Patricia Morrow
Recording Secretary

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**FORM OF STATEMENT FOR
CLOSING THE MEETING OF THURSDAY, JANUARY 9, 2014**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

(1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals; and (7) To consult with counsel to obtain legal advice on a legal matter

Motion:

Commissioner Smith moved to go into closed session in accordance with Maryland Annotated Code State Government Article §10-508(a) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals; and (7) To consult with counsel to obtain legal advice on a legal matter. Commissioner Delauter seconded the motion that passed 5-0.

Time and Location:

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

Topic to be Discussed:

To discuss personnel grievances filed by county employees.

Patti Morrow
Recording Secretary

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**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING
ON TUESDAY, JANUARY 14, 2014,
FOLLOWING THE CLOSED MEETING OF THURSDAY, JANUARY 9, 2014**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §10-508(a):

(1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals; and (7) To consult with counsel to obtain legal advice on a legal matter

Motion:

Commissioner Smith moved to go into closed session in accordance with Maryland Annotated Code State Government Article §10-508(a) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals; and (7) To consult with counsel to obtain legal advice on a legal matter. Commissioner Delauter seconded the motion that passed 5-0.

Time and Location:

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

Others in Attendance:

J. Mathias, L. Depies, M. Chomel, M. Hose and S. Dobransky

Topic Discussed:

To discuss personnel grievances filed by county employees.

Action Taken:

The Board authorized staff to draft letters stating denial of the grievance appeals.

Patti Morrow
Recording Secretary