

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES
FOR THURSDAY, FEBRUARY 6, 2014**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Thursday, February 6, 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 an invocation followed by the recitation of the Pledge of Allegiance.

Proclamation – Black History Month

The Board proclaimed the month of February as Black History Month in Frederick County.

Proclamation – National Black HIV/AIDs Awareness Day

The Board proclaimed February 7 as Black HIV/AIDs Awareness Day in Frederick County.

FrederickWORKS! One Job at a Time Recognition – CarMax

The Board recognized CarMax for their participation in the FrederickWORKS! One Job at a Time initiative.

Commissioner Comments

Comments were provided by the Commissioners.

Ms. Depies gave an update on the various road closures, power outages, and other emergency issues in the county due to the recent winter storm.

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 January 9, 14, 15, 16, 23 and the events of January 16 – January 31, 2014, were approved by unanimous consent.

PUBLIC COMMENTS

- John Gretz

Mr. Chuck Nipe, Public Works Division, commented on Mr. Gretz’s comments.

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CONSENT AGENDA

The following items were considered on the consent agenda:

- Purchasing Memo #14-096 – Bulk Delivery of Diesel and Gasoline
- Purchasing Memo #14-097 – Retail Fuel and Fuel Card Services (Piggyback Contract)
- Purchasing Memo #14-101 – Consultant Services for Impact Fee Study
- Purchasing Memo #14-103 – Frederick County Afterschool Program
- FY 2015 Rural Legacy Grant Application/Mid-Maryland
- FFY 2013 EPA 319 Grant Agreement: Lower Monocacy Watershed Restoration Project and Budget Transfer

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	X			
Gray			X			
Delauter			X			

WORKSESSION

2014 Community Health Needs Assessment and Community Priorities for Local Health Improvement – Dr. Barbara Brookmyer, Health Services Division

Dr. Brookmyer gave the PowerPoint presentation on the report.

There was no public comment.

No action taken as this item was informational.

ADMINISTRATIVE BUSINESS

Offer and Agreement to Participate in the Administrative Office of the Courts Centralized Jury Management – Barbara Domer, Circuit Court

Ms. Domer and Ms. Sandy Dalton, Clerk of the Circuit Court, commented on the agreement.

Motion to approve the agreement – Passed 5-0.

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

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FY 2014 Budget Reallocation of Capital Outlay Funds – Robert Baker, Fire and Rescue Services Division

Mr. Baker presented the request to reallocate budgeted funds to purchase Mobile Data Terminals.

Motion to approve the reallocation of the \$450,000 in budgeted funds for the re-chassis of two ambulances to purchase Mobile Data Terminals – Passed 5-0.

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

Revised Surety Bond Resolution – Kathy Mitchell, Office of the County Attorney

Ms. Mitchell presented the draft resolution to rescind and replace Resolution No. 13-25.

Motion to adopt the proposed resolution in order to comply with applicable Maryland law and to clarify county procedures – Passed 4-1.

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.)

**Citizens Care and Rehabilitation Center/Montevue Assisted Living (CCRC/MAL)
Financial Statements and Quality of Care Reports – Michael Roles, CCRC/MAL**

Mr. Roles presented the December 2013 financial statements and the Quality of Care Reports for the CCRC/MAL.

No action taken as this item was informational.

Request for Budget Transfer from General Fund to Citizens Care and Rehabilitation Center (CCRC) – Erin White, Finance Division

Ms. White presented the budget transfer request. Ms. Depies commented on the request.

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Motion to approve the budget transfer of 1.4 million dollars from the General Fund to the CCRC fund – Passed 3-2.

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

Presentation of the Recommended FY 2015-2020 Capital Improvements Program (CIP) and Capital Budget – Kelly Weaver, Budget Office, Office of the County Manager

Ms. Weaver presented the recommended CIP totaling \$594 million.

She reviewed the major changes and major requests that were not granted. Ms. Weaver indicated the Board would finalize the proposed CIP on February 20 and it would be taken to public hearing on Tuesday, March 18.

No action taken as this item was informational.

Presentation of the Impacts on Growth Task Force Final Report – Lori Depies, Office of the County Manger

Ms. Depies reported on the recommendations from the task force regarding the examination of the ways Maryland counties use impact fees and transfer taxes state-wide. In addition, the task force investigated measurements of quantifiable data on growth impacts and how to address the financial impact on a fair and equitable basis for the taxpayers of Frederick County.

No action taken as this item was informational.

Proposed Voluntary Retirement Incentive Plan (“Plan”) – Effective May 1, 2014, and Budget Transfer – Mitch Hose, Human Resources Division

Mr. Hose presented the Plan that would provide an incentive to participating employees while also providing budgetary savings to the county over an extended period of time by reducing payroll expenses and provide financial assistance to long-term employees who would like to retire.

Motion to approve the Plan as proposed and authorize a budget transfer – Passed 5-0.

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

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Updates from County Commissioners' Liaison – Dave Dunn, Community Development Division

No action taken as this item was informational.

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

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

Motion to correspond to the Frederick County Delegation opposition to any amendments to House Bill 476 (Payment of Wages) – Passed 4-0-1.

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

Motion to correspond to the Frederick County Delegation to support the Open Meetings – Collective Bargaining legislation to include that a member of the elected county government be a part of the negotiating process of the Frederick County Board of Education – Passed 3-1-1.

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

PUBLIC COMMENTS

- Dr. Sonja Sperlich
- Steve Brauns
- Michael Dixon
- John Gretz

QUESTIONS – PRESS

None.

COMMISSIONER COMMENTS

Commissioner Shreve noted the public meeting regarding deer hunting would be held on Monday, February 10 at 7:00 p.m.

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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.

Topic – To discuss collective bargaining concerning employees within the Division of Fire and Rescue Services.

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

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

ADJOURN

The meeting adjourned at 12:50 p.m.

Patricia Morrow
Recording Secretary

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**FORM OF STATEMENT FOR
CLOSING THE MEETING OF THURSDAY, FEBRUARY 6, 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.

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. Commissioner Shreve seconded the motion that passed 5-0.

Time and Location:

1:00 p.m. – Third Floor Meeting Room, Winchester Hall

Topic to be Discussed:

To discuss collective bargaining concerning employees within the Division of Fire and Rescue Services.

Patti Morrow
Recording Secretary

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**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING
ON THURSDAY, FEBRUARY 20, 2014,
FOLLOWING THE CLOSED MEETING OF THURSDAY, FEBRUARY 6, 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.

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. Commissioner Shreve seconded the motion that passed 5-0.

Time and Location:

1:00 p.m. – Third Floor Meeting Room, Winchester Hall

Others in Attendance:

J. Mathias, L. Depies, L. Thall, M. Hose, S. Dobransky, N. Jones, A. Keyser

Topic Discussed:

To discuss collective bargaining concerning employees within the Division of Fire and Rescue Services.

Action Taken:

The Board gave direction to the Negotiating Committee regarding outstanding issues.

Patti Morrow
Recording Secretary