

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY MEETING MINUTES  
FOR TUESDAY, JUNE 24, 2014**

Commissioner Blaine R. Young, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, (“Board”) for Tuesday, June 24, 2014, at 10:00 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.

**Commissioner Comments**

Comments were provided by Commissioners Smith, Shreve, Gray 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**

None.

**WORKSESSION**

**Emmitsburg Ambulance Company No. 26 (Continued from 4/15/14) – Eric Smothers, Frederick County Volunteer Fire and Rescue Association**

Mr. Smothers commented on the list of 10 active and qualified members that was presented by Company 26.

Mr. Richard McCain, Office of the County Attorney; Mr. Ian Bartman, Esquire, Severn, O’Conner and Kresslein, representing Co. 26; and Ms. Mary Lou Little, President, Company 26, commented on the list.

Public comment was heard from:

- Ann Reaver
- Dale Cline

*Motion to continue the suspension of Company 26 for 90 days or until an acceptable list of 10 active and qualified persons, who live in the first due area or within the five miles of the company building and have completed the MIEMS basic emergency medical technician course, is presented to the Board; county funding that has been allocated in the FY 2015 operating budget and Amoss funds will continue to be held in abeyance with release of the*

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*funds to occur only after Company 26 submits an acceptable list of 10 active and qualified persons; career personnel will continue to respond from Company 6 (Vigilant Hose Company of Emmitsburg) with Company 6 to receive revenues collected from the Ambulance Transport Fees and subscription club payments – Passed 5-0.*

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

Commissioner Shreve requested a list be drafted that would identify the areas of qualifications of the list of 10 members.

(The Board took a break from 11:30 to 11:40 a.m.)

**ADMINISTRATIVE BUSINESS**

**Board of Education (BOE) School Construction Amendment #14-15 and #BT-14-200 – Regina Howell, Budget Office, Office of the County Manager**

*Motion to approve BOE school construction amendment #14-15 and #BT-14-200 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			

**Adoption of the Frederick Community College’s (FCC) FY 2015 Budget (Operating Budget, Auxiliary Budgets, Capital Budget, and Capital Improvements Program) – Doug Browning and Dana McDonald, FCC**

*Mr. Browning and Ms. McDonald presented the FCC FY 2015 budget.*

*Motion to approve the FCC FY 2015 budget was approved as presented – 5-0.*

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

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**Adoption of the FY 2015 Operating and Capital Budgets and Approval of the FY 2015 -  
2020 Capital Improvements Program (CIP) – Regina Howell, Budget Office, Office of  
the County Manager**

Ms. Howell presented the proposed budgets.

It was requested to vote separately on the capital and operating budgets.

*Motion to approve the FY 2015 – 2020 CIP 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			

*Motion to adopt the FY 2015 Capital Budget 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			

(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](http://www.FrederickCountyMD.gov).)

*Motion to adopt the FY 2015 Operating Budgets as presented – Passed 4-1.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve		X	X			
Gray				X		
Delauter			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](http://www.FrederickCountyMD.gov).)

**PUBLIC COMMENTS**

None.

**QUESTIONS – PRESS**

None.

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**COMMISSIONER COMMENTS**

None.

**CLOSED SESSION**

Maryland Annotated Code State Government Article § 10-508(a) (7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

Topic – To discuss with the County Attorney the legal consequences and legal strategy for complying with an existing agreement.

*Motion to go into closed session – Passed 4-0-1.*

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 12:25 p.m.

Patricia Morrow  
Recording Secretary

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**FORM OF STATEMENT FOR  
CLOSING THE MEETING OF TUESDAY, JUNE 24, 2014**

**STATUTORY AUTHORITY TO CLOSE SESSION**

**State Government Article §10-508(a):**

(7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

**Motion:**

Commissioner Smith moved to go into closed session in accordance with Maryland Annotated Code State Government Article §10-508(a) (7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation. Commissioner Shreve seconded the motion that passed 4-0-1. Commissioner Gray abstained.

**Time and Location:**

12:30 p.m. – Third Floor Meeting Room, Winchester Hall

**Topic to be Discussed:**

To discuss with the County Attorney the legal consequences and legal strategy for complying with an existing agreement.

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Patti Morrow  
Recording Secretary

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**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING  
ON TUESDAY, JULY 8, 2014,  
FOLLOWING THE CLOSED MEETING OF TUESDAY, JUNE 24, 2014**

**STATUTORY AUTHORITY TO CLOSE SESSION**

**State Government Article §10-508(a):**

(7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

**Motion:**

Commissioner Smith moved to go into closed session in accordance with Maryland Annotated Code State Government Article §10-508(a) (7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation. Commissioner Shreve seconded the motion that passed 4-0-1. Commissioner Gray abstained.

**Time and Location:**

12:30 p.m. – Third Floor Meeting Room, Winchester Hall

**Others in Attendance:**

L. Depies, M. Marschner, and R. McCain

**Topic Discussed:**

To discuss with the County Attorney the legal consequences and legal strategy for complying with an existing agreement.

**Action Taken:**

The Board authorized Commissioner Smith to sign the letter as written.

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Patti Morrow  
Recording Secretary