

November 1, 2012
7:00 p.m.
City Hall

I. Mayor McClement presided. Present were Alderwomen Karen Young, Shelley Aloï, Carol Krimm and Kelly Russell, and Alderman Michael O'Connor. Also present were City Attorney Sandra Nickols and Legislative Clerk Phyllis Hane.

II. The Pledge of Allegiance was led by Boy Scout Troop 1812.

III. The invocation was a moment of silence.

Mayor McClement presented a proclamation naming November Municipal Government Works Month.

The Mayor and Board of Aldermen welcomed a delegation from The City of Frederick's Sister City of Schifferstadt, Germany.

IV. Mayor McClement announced that bills paid October 4, 2012 through October 17, 2012 totaled \$2,588,935.04; bills paid since July 1, 2012 totaled \$39,966,510.25.

V. The minutes of the September 20, 2012 Mayor and Board Public Meeting were previously distributed. On a motion made by Alderwoman Aloï and seconded by Alderwoman Krimm the Board unanimously approved 5-0 the minutes of the September 20, 2012 Public Meeting.

VI. Mayor McClement announced that a Closed Session had been held on October 18, 2012 and read into the record the summary of that session, which is attached hereto and made a part of these minutes, as required under Section 10-509 of the State Government Article of the Annotated Code of Maryland.

VII. The Mayor expressed his thanks to all City staff who had worked through Hurricane Sandy for their outstanding job maintaining safety in The City of Frederick, citing specifically the efforts of the Department of Public Works, Frederick Community Action Agency and the Police Department. The Mayor continued by sharing the story of his wife's brother who lives on Long Island Sound and was forced to evacuate his home. He cited this as one example of many who have suffered loss during the storm and encouraged everyone to keep those affected in their thoughts and prayers.

VIII. During Aldermanic Business/Comments, Alderman O'Connor reminded everyone that Election Day is coming up and encouraged everyone who hasn't already done so to vote. Alderwoman Young thanked the committee that organized the visit of the Schifferstadt delegation for their many months of hard work and expressed her certainty that the visitors will have a wonderful week visiting regional sites of interest and enjoying First Saturday here in Frederick. Alderwoman Russell echoed the Mayor's thanks to those who worked through the storm. Alderwoman Aloï stated that this is the 30th anniversary of the Sister City relationship with Schifferstadt, Germany and joined with Alderwoman Young in thanking

those who worked to make the visit happen. She also expressed thanks to City workers who worked through the storm, as well as the visiting power crews who have travelled from other states to help restore power to thousands of local residents and businesses. Alderwoman Aloï went on to mention the work of Frederick 48, a fundraising effort for local nonprofits which had surpassed its original goal of \$58,000.00 with a final total of \$300,000.00. Alderwoman Krimm also thanked City workers and Police for all of their efforts in getting through the storm. Alderwoman Krimm went on to note that voting has already begun and stated that after 3 days of early voting 7,603 people had already voted in Frederick County. She cited the excellent work of Frederick County Election Director Stuart Harvey and encouraged everyone who has not already voted to do so.

IX. On a motion made by Alderwoman Russell and seconded by Alderwoman Krimm the Board unanimously approved 5-0 consent agenda item A.1, Agreements between City and Developers. The approved item is:

A. Agreements between City and Developers:

1. Approval to release Fidelity & Deposit Bond in the amount of \$505,922.38 posted by Riverside Industrial Group, LLC, to guarantee completion of mass grading improvements to Riverside Corporate Park, Lots 402 and parts of Lots 404-406, further described in PWA dated 09/09/09.

X.1.a. On a motion made by Alderwoman Russell and seconded by Alderwoman Aloï the Board unanimously approved 5-0 a resolution opposing the availability and use of designer drugs and requesting the State of Maryland to prohibit the sale and possession thereof. Public comments were received.

X.1.b. The Board considered an Ordinance to add to the Frederick City Code a New Chapter 12, entitled "Public Health"; and to create within that Chapter a New Article relating to synthetic cannabinoids, synthetic cannabinoid analogs, and synthetic cathinones. On a motion made by Alderwoman Russell and seconded by Alderwoman Young the Board unanimously approved 5-0 Ordinance G-12-26 with the following changes: Section 12-4 (a) "up to six months in jail" changed to "up to 90 days in jail" and Schedule A add "Scooby Snax" and "Wicked XXX." Public comments were received.

X.2. On a motion made by Alderwoman Aloï and seconded by Alderman O'Connor, the Board unanimously approved 5-0 a Special Ordinance to amend the budget for the Frederick Community Action Agency in order to adjust revenues and expenditures pursuant to receiving the \$70,900 SOAR grant from DHMH passed through the Mental Health Management Agency of Frederick County. There were no public comments.

X.3. On a motion made by Alderwoman Krimm and seconded by Alderwoman Aloï the Board unanimously approved 5-0 a Special Ordinance to amend the budget to increase revenue and associated expenses in the amount of \$44,000 to reflect the use of a \$44,000 bequest to benefit City youth. There were no public comments.

X.4. On a motion made by Alderwoman Young and seconded by Alderwoman Aloï the Board unanimously approved 5-0 a Resolution to recognize the Friends of Carroll Creek Urban Park. There were no public comments.

X.5. On a motion made by Alderwoman Young and seconded by Alderwoman Krimm the Board unanimously approved 5-0 acceptance of a Deed for Cannon Bluff, Phase 3 Parkland for 3.82 acres as indicated on the Final Subdivision Plat STF10-502FSU. Public comments were received.

X.6. On a motion made by Alderwoman Russell and seconded by Alderwoman Krimm the Board voted 4-0-1, with Alderwoman Aloï abstaining, to approve a Special Ordinance to amend the budget for the use of fund balance for the replacement of six vehicles in the Building Inspection, Electrical Inspection and Plumbing Inspection Departments and the issuance of a purchase order in the amount of \$120,996 to Criswell Chevrolet for the purchase of six 2013 Jeep Patriot vehicles. There were no public comments.

X.7. On a motion made by Alderwoman Aloï and seconded by Alderwoman Russell the Board unanimously approved 5-0 an Ordinance to amend Section 864 of the Land Management Code concerning signage requirements for shopping centers in the MU-1 and MU-2 zoning districts. There were no public comments.

XI. There were no appointments.

XII. During Aldermanic business/comments and new business, Alderwoman Krimm stated that she will sleep well knowing that the Board has passed the Ordinance against synthetic drugs. Alderwoman Young stated that while she has been in a somber mood all week due to the storm's impact on the Northeast, it was a pleasure to focus on the good done by Alderwoman Russell and City staff in creating an Ordinance that will do much good for the City. Alderwoman Young went on to state that her husband, Senator Ron Young, will be having an art show this weekend at Antique Imports. Proceeds will benefit a scholarship fund at FCC. Alderwoman Aloï welcomed again the delegation from Schifferstadt and thanked the host families and organizers and encouraged everyone to attend First Saturday this weekend. Alderwoman Aloï also expressed thanks to everyone who contributes to the quality of life in Frederick. Alderman O'Connor expressed his appreciation for the work of his colleagues in passing the Ordinance against synthetic marijuana, noting it was a rare opportunity for local government to take the lead on this kind of issue. Alderwoman Russell expressed thanks to everyone who worked on the Ordinance and to her colleagues for their patience and support throughout the process.

XIII. During Mayor's comments, Mayor McClement shared the feelings of the Board concerning the Ordinance prohibiting synthetic drugs. He further expressed his thanks to City residents for their support and activism on this issue. He continued by sharing his thanks once again to City workers who worked through extremely difficult and dangerous circumstances to keep the City safe though the storm. He further noted that the City will be seeking promised reimbursement from FEMA for expenses associated with storm clean up.

XIV. There were no Committee reports.

XV. There were no Director's reports.

XVI. There were no General public comments.

There being no further official business, the meeting was adjourned at 10:03 p.m.

Submitted in action format,

Phyllis Hane
Legislative Clerk