

**Minutes of the City of Frederick
Mayor and Board of Aldermen Regular Meeting**

March 21, 2019

7:00 p.m.

City Hall

- I. Mayor Michael O'Connor presided. Present were Aldermen Kelly Russell, Derek Shackelford, and Roger Wilson and Alderwoman Donna Kuzemchak. Also present were City Attorney Sandra Nickols and Legislative Clerk Phyllis Hane.

Alderman Ben MacShane joined the meeting at 7:12 p.m.

- II. The Mayor led the Pledge of Allegiance.
- III. There was no invocation.
- IV. The Mayor presented a Certificate of Recognition to the Frederick High School Girls' Basketball Team, who recently won their third straight state championship. The Certificate was received by members of the team and their head coach, Ashley Bush.
- V. The minutes of the February 21, 2019 Closed Session and the February 21, 2019 Regular Public Meeting were previously distributed. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 4-0 the minutes of the February 21, 2019 Closed Session. On a motion made by Alderman Shackelford and seconded by Alderwoman Kuzemchak the Board approved 4-0 the minutes of the February 21, 2019 Regular Public Meeting.
- VI. There were no closed meetings to report.
- VII. The Mayor noted there were several pickleball advocates in the audience and provided an update on the status of the Frederick Police Department headquarters site selection process and its possible impact on the availability of pickleball facilities.
- VIII. During Aldermanic comments, Alderwoman Kuzemchak noted the number of residents in attendance and stated the current administration is one of the most citizen-involved she has seen. She thanked the public for their involvement.

Alderman Wilson thanked everyone for being at the meeting, stating he looks forward to their continued advocacy.

Alderman Russell welcomed everyone from the community and reminded everyone that May 17 is Bike to Work Day. She also noted all MARC trains will accommodate bikes that day.

Alderman Shackelford noted it is Women's History Month, commenting on how appropriate it is that this is the month in which we celebrate the Frederick High School Girls' Basketball Team and their history-making achievement.

IX. Public comments were received.

X. There were no consent agenda items.

XI. Public Hearing

1. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Wilson the Board approved 5-0 Ordinance G-19-06 to authorize the issuance and sale of two general obligation bonds in an aggregate maximum principal amount not to exceed Two Million Seven Hundred Thirty-Nine Thousand Five Hundred Sixty-Eight Dollars (\$2,739,568) pursuant to the authority of the Maryland Water Quality Financing Administration Act. There were no public comments.
2. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Shackelford the Board approved 5-0 an Agreement with Celebrate Frederick, Inc. for the purpose of producing eleven special events throughout the calendar year. There were no public comments.
3. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Wilson the Board approved 5-0 a Contract with Kinsley Construction, Inc. for the not-to-exceed amount of \$7,157,029.21 for the Butterfly Lane Relocation Project – Construction (CIP 320015) and Westside Regional Park (CIP 411202) and issuance of a purchase order in the amount of \$7,514,880.67. Public comments were received.
4. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 an Agreement with VKM Contracting in the not-to-exceed amount of \$104,400 for the Design-Build Linganore Water Treatment Plant Slope Repair Project (RFP 19-V) and issuance of a purchase order in the amount of \$114,840. There were no public comments.
5. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 4-1, with Aldermen Russell, Shackelford, Wilson and Alderwoman Kuzemchak in favor and Alderman MacShane opposed, an Agreement with Mid-Atlantic Fountain Design & Manufacturing Company, Inc. d/b/a Fountain Craft Manufacturing in the not-to-exceed amount of \$262,200 and issuance of a purchase order in the amount of \$288,420 for design/build services for the renovation of the Baker Park (Rhodes) Fountain (RFP 19-N). Public comments were received.
6. On a motion made by Alderman Russell and seconded by Alderman Shackelford the Board approved 4-1, with Aldermen Russell, Shackelford, Wilson and MacShane in favor and Alderwoman Kuzemchak opposed, Ordinance G-19-07 to add Article VII, Chapter 6 to the Code of the City of Frederick, entitled "Safety in Parks" to provide for the exclusion of individuals from City parks under certain circumstances. Public comments were received.

7. On a motion made by Alderman Russell and seconded by Alderman MacShane the Board approved 5-0 Ordinance G-19-08 to add Chapter 22, Article VI to the Frederick City Code establishing a temporary prohibition against shareable, dockless electric low speed scooters with the following revision:

Section 22-59 (c)(1)(F) is revised to read “is capable of operating at a speed of up to 20 miles per hour”.

There were no public comments.

- XII. There were no appointments.

- XIII. During Aldermanic comments and new business, Alderman Russell expressed her appreciation to her colleagues for engaging in a productive and collaborative discussion.

Alderman Wilson thanked the members of the public for remaining throughout the meeting and also noted his appreciation of the discussion concerning the ordinance to establish “Safety in Parks” guidelines. He noted there has been a significant amount of community concern on this issue and was pleased that the Board had been able to respond to those concerns.

Alderman MacShane noted several of the items on the agenda represented a substantial amount of work by City staff and he expressed his appreciation to staff and his colleagues for the progress on these issues.

- XIV. The Mayor again acknowledged the presence of the pickleball enthusiasts and noted one of the Assistant City Attorneys had won a recent pickleball tournament. He went on to announce a scheduled showing of the film “Tale of the Lion” at Evangelical Reformed United Church of Christ and encouraged everyone to attend.
- XV. There were no committee reports.
- XVI. There was no Director’s Report.
- XVII. Additional public comments were received.

There being no further official business, the meeting was adjourned at 8:38 p.m.

Respectfully submitted,
Phyllis Hane
Legislative Clerk