

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

September 1, 2016
7:00 p.m.
City Hall

- I. Mayor Randy McClement presided. Present were Aldermen Kelly Russell, Michael O'Connor, Phil Dacey and Josh Bokee and Alderwoman Donna Kuzemchak. Also present were City Attorney Sandra Nickols and Legislative Clerk Phyllis Hane.
- II. The Mayor led the Pledge of Allegiance.
- III. The invocation was provided by Reverend Dr. J. Carl Gregg, Unitarian Universalist Congregation.
- IV. The Mayor presented a proclamation naming September General Aviation and Community Airport Month to Frederick Municipal Airport Staff and representatives of the Airport Commission, Maryland Aviation Administration and Aircraft Owners and Pilots Association. The Mayor also presented a proclamation for National Emergency Preparedness Month which was received by Joe Lindstrom, Risk, Safety and Compliance Manager.
- V. The minutes of the August 4, 2016 Mayor and Board of Aldermen Regular Public meeting were previously distributed. On a motion made by Alderman O'Connor and seconded by Alderwoman Kuzemchak the Board approved the minutes 4-0-1, with Alderman Dacey abstained.
- VI. There were no closed meetings to report.
- VII. The Mayor had no comments.
- VIII. During Aldermanic comments, Alderman Russell stressed the importance of emergency preparedness and provided a government website, Ready.gov which provides information on how to make a plan and be prepared in case of emergencies.

Alderman Bokee spoke regarding the recent announcement that Walmart has abandoned plans to redevelop the site of the former Frederick Towne Mall and noted this could be viewed as an opportunity as this is a site with a lot of potential. He cited Silver Spring as a community in which original development plans were abandoned but ultimately a successful renewal project took place. He stressed the responsibility to show leadership and keep the process moving forward.

Alderwoman Kuzemchak announced the upcoming 10th Annual Art in the Park event at Harry Grove Stadium and encouraged everyone to attend this fundraiser for the Frederick Arts Council.

Alderman O'Connor spoke regarding the Mayor's proclamation for General Aviation Month and noted his appreciation for the individuals who sit on the Airport Commission and for the opportunity to serve as liaison to that commission. He went on to echo Alderman Bokee regarding the potential opportunity presented at the Frederick Towne Mall site, stating this is an opportunity to continue conversation about what we as a community want to see on the west side of town.

IX. There were no public comments.

X. Consent Agenda

A. Committee Recommendations

1. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 5-0 a request from Downtown Frederick Partnership to allow them to serve beer and wine at their additional Alive@5 event at the Carroll Creek Park Amphitheater on September 29, 2016 pursuant to Section 6-8 of the City Code as recommended by the Parks and Recreation Commission.

XI. Public Hearing

1. On a motion made by Alderman Bokee and seconded by Alderman Dacey the Board voted 4-0 to deny an Ordinance to amend the Code of the City of Frederick, Appendix A, Land Management Code by amending the official zoning maps to apply the Historic Preservation Overlay to a portion of the property identified at 797 East Patrick Street, commonly known as the Frederick Fairgrounds, while maintaining the Institutional (IST) Floating Zone and the Airport Overlay. Alderman O'Connor recused himself as he is a lifetime member of the Frederick County Agricultural Society. Public comments were received.
2. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 a contract and purchase order to Quadex Lining Systems in the not-to-exceed amount of \$181,240 for Trenchless Technology Rehabilitation and Related Items and Services, Bridge No. F-F-30 Dogwood Drive. There were no public comments.
3. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 5-0 a contract with Huntzberry Brothers, Inc. in the not-to-exceed amount of \$399,950 and issuance of a purchase order in the amount of \$410,000 for South Carroll Street Full Depth Reconstruction Project, Bid #17-2. There were no public comments.
4. On a motion made by Alderman Russell and seconded by Alderman O'Connor the Board approved 3-2, with Aldermen Russell, O'Connor and Bokee in favor and Alderman Dacey and Alderwoman Kuzemchak opposed, the acceptance of a grant from the Maryland Aviation Administration in the amount of \$500,000 for the construction of a snow removal equipment building at the Frederick Municipal Airport. Public comments were received.
5. On a motion made by Alderman O'Connor and seconded by Alderman Russell the Board voted 3-2 in favor of a special ordinance to amend the FY 17 budget to include revenue and associated expenditures for the snow removal equipment building at the Frederick Municipal Airport, with Aldermen Russell, O'Connor and Bokee in favor and Alderman Dacey and Alderwoman Kuzemchak opposed. The motion did not pass as a positive vote of four Aldermen is required to amend the budget.

On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board voted 4-1, with Alderman Dacey opposed, to reconsider the special ordinance.

On reconsideration, on a motion made by Alderman O'Connor and seconded by Alderman Russell the Board voted 4-1, with Alderman Dacey opposed, to approve the special ordinance.

There were no public comments.

6. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 4-1, with Alderman Dacey opposed, a contract and issuance of a purchase order to in the amount of \$1,430,680 to Rockwell Construction Co., Inc. for construction of a Snow Removal Equipment Storage Building at the Airport (Bid #16-18). There were no public comments.

XII. On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 the reappointment of Gary Baker to the Building Code Appeals Board for a three-year term of September 6, 2016 to September 5, 2019.

On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 the reappointment of Frederick Stumpf to the Electrical Board for a three-year term of September 6, 2016 to September 5, 2019.

On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 the reappointment of Wendell Poindexter and Alison Cain to the the Public Art Commission for a three-year term of September 6, 2016 to September 5, 2019.

XIII. During Aldermanic comments/new business Alderman O'Connor stated that, although he had not been able to participate in the discussion of Item 1, he had listened from his office and appreciated the diligence of his colleagues and the passion of those who had spoken on the issue.

Alderwoman Kuzemchak reminded everyone again of the Art in the Park event.

Alderman Dacey had no comments.

Alderman Bokee had no comments.

Alderman Russell stated that many of the public comments provided represented the best in public speaking because the individuals who spoke had compelled people through their comments.

XIV. The Mayor urged everyone to stay safe if travelling over the upcoming Labor Day weekend.

XV. There were no Committee Reports.

XVI. There was no Director's Report.

XVII. Public comments were received.

There being no further official business, the meeting was adjourned at 10:25 p.m.

Submitted in action format,

Phyllis Hane
Legislative Clerk