

**COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, May 18, 2021**

Council Members M.C. Keegan-Ayer, President; Michael Blue, Vice-President, Jerry Donald, Kai Hagen, Jessica Fitzwater, Phil Dacey and Steve McKay were present for the meeting.

Also present were Ragen Cherney, Chief of Staff, County Council; Catherine Keller, Assistant County Attorney; Sarah Ambrosio, Recording Secretary; and Nancy Luna, Executive Assistant, County Council.

Council President M.C. Keegan-Ayer called the meeting to order at 5:30 p.m. virtually via video conference.

**Opening Statement from Council President M.C. Keegan-Ayer**

Council President M.C. Keegan-Ayer provided an opening statement at the start of the meeting. Included in that statement was a welcoming to the Legislative meeting for Tuesday, May 18, 2021 and information on how to watch and participate in the meeting. President Keegan-Ayer called roll and a quorum was established for the meeting.

The meeting began with a moment of silence followed by the Pledge of Allegiance.

**Action on the Agenda**

*Council Member Michael Blue moved to approve the agenda as presented. Council Member Jerry Donald seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Public Comment was heard from:**

- Paul Rose
- Mary Posey

**Business Items:**

**Budget Adjustments**

- J-21-295 – Emergency Communications, Emergency Management Division
- J-21-299 – Emergency Communications, Emergency Management Division

**COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, May 18, 2021**

*Council Member Jessica Fitzwater moved to approve Budget Adjustments J-21-295, and J-21-299 as presented. Council Member Steve McKay seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Approval of Minutes from Budget Workshops April 28, April 29 and April 30, 2021 and from May 4, 2021.**

*Council Member Steve McKay moved to approve the Budget Workshop minutes from April 28, April 29 and April 30, 2021 and May 4, 2021. Council Member Jerry Donald seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Confirmation of County Executive's Appointments to the Frederick County Boards and Commissions**

Joyce Grossnickle, Administrative Officer, briefed the Council on the Confirmation of County Executive’s Appointments to Boards and Commissions.

**Advisory Plumbing Board**

*Council Member Steve McKay moved to approve Barry Glotfelty and Randy Renner to the Advisory Plumbing Board to terms as presented by staff. Council Member Jerry Donald seconded the motion that passed 7-0.*

**COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, May 18, 2021**

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

Parks and Recreation Commission

*Council Member Jerry Donald moved to approve Augustine Nicholas, Charlotte Davis and Harry Lashley to the Parks and Recreation Commission to terms as presented by staff. Council Member Jessica Fitzwater seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

Transportation Services Advisory Council

*Council Member Steve McKay moved to approve Joe Conny, Thomas Davey, Christine Forbes and Tiffany Fossett to the Transportation Services Advisory Council to terms as presented by staff. Council Member Phil Dacey seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, May 18, 2021

**Public Hearing on Payment in Lieu of Tax Agreement - Hamilton Station LLC**

Susan Brown, Acting Director, and Ryan Trout, Housing Program Manager, Department of Housing & Community Development, Citizens Services Division provided information to the Council on the Public Hearing on Payment in Lieu of Tax Agreement - Hamilton Station LLC.

*Council Member Jessica Fitzwater moved to approve and enter into the joint City and County PILOT Agreement and adopt the Resolution, Payment in Lieu of Tax Agreement - Hamilton Station LLC. Council Member Kai Hagen seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

Public Comment was heard from:

- None

**Installment Purchase Agreement – Fornwald & Dinterman**

Anne Bradley, Administrator, Agricultural Preservation, Planning & Permitting Division and Jim Cumbie, County Bond Counsel, Venable LLP, presented information to the Council on the Installment Purchase Agreement – Fornwald & Dinterman.

*Council Member Jessica Fitzwater moved to approve the Resolution to enter into an Installment Purchase Agreement and IPP easement on the property owned by Douglas & Laura Fornwald. Council Member Michael Blue seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		

**COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, May 18, 2021**

At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

*Council Member Jessica Fitzwater moved to approve the Resolution to enter into an Installment Purchase Agreement and IPP easement on the property owned by William & Regina Dinterman. Council Member Michael Blue seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Adoption of the Tax Levy Ordinance for July 1, 2021 – June 30, 2022**

*Council Member Michael Blue moved to approve that for the period of July 1, 2021, through June 30, 2022, (“tax year 2022”), the Frederick County general real property tax levy shall be the sum of \$1.060 on each one hundred dollars (\$100) worth of assessed taxable real property in Frederick County, Maryland, except that the general real property tax levy for assessed taxable property within the City of Frederick shall be the sum of \$.9505 and the general real property tax levy for assessed taxable real property within the incorporated municipality of Myersville shall be the sum of \$.9407; and that the tax year 2022 tax rate on the operating personal and real property owned by a public utility within Frederick County, assessed under Tax-Property Section 8-109 of the Annotated Code of Maryland, and on Tax-Property Section 8-101(c)(6) personal property, imposed at Section 1-8-9 of the Frederick County Code, shall be \$2.65 on each \$100 of assessed valuation of such property. Council Member Jerry Donald seconded the motion that passed 6-1.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey		X	
At-large – Hagen	X		

**COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, May 18, 2021**

Presiding Officer – Keegan-Ayer	X		
---------------------------------	---	--	--

**Adoption of FY2022 Budget Ordinance**

*Council Member Michael Blue moved to approve to adopt the Budget for the Fiscal Year (FY) 2022 beginning July 1, 2021, and ending June 30, 2022, as provided in the Frederick County Charter and Frederick County Code, Sections 2-7-46 through 2-7-49. The Budget consists of the FY2022 Operating Budget, the FY2022 Capital Budget, the FY2022-2027 Capital Improvement Program, and the budget message (as these terms are defined in Section 104 of the County Charter). Council Member Jerry Donald seconded the motion that passed 6-1.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey		X	
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Third Reading Calendar**

**Bill 21-03 – Revisions to the School Construction Fee**

*Council Member Steve McKay moved to approve Bill 21-03 – Revisions to the School Construction Fee as presented. Council Member Jerry Donald seconded the motion.*

*Council Member Jessica Fitzwater moved to Postpone Bill 21-03 until the next legislative day. Council Member Kai Hagen seconded the motion that Failed 3-4.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald		X	
District 2 – McKay		X	
District 4 – Fitzwater	X		
District 5 – Blue		X	
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer		X	

*The main motion on adoption of Bill 21-03 then passed 6-1.*

**COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, May 18, 2021**

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey		X	
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Public Comment was heard from:**

- Joyce Mosely
- Elizabeth

**Council Member Comments:**

Council Member comments were provided.

**Adjourn**

The meeting adjourned at 8:01 p.m.

---

M.C. Keegan-Ayer, President  
County Council