

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 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, County Council Chief of Staff; 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.

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, October 19, 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 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		

Public Comment was heard from:

- None

Business Items:

Budget Adjustments

- J-22-076 – Accounting & Finance Support, Water & Sewer Utilities Division
- J-22-079 – Frederick County Public Libraries

Council Member Jerry Donald moved to approve Budget Adjustment J-22-076 and J-22-

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 2021**

079 as presented. 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		

Approval of Minutes from October 5, and October 12, 2021.

Council Member Steve McKay moved to approve the minutes from October 5, and October 12, 2021, as presented. 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		

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.

Electrical Board

Council Member Steve McKay moved to confirm the appointment Paul Donaghue, Jr. to the Electrical Board to terms as presented by staff. Council Member Jerry Donald seconded the motion that passed 7-0.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 2021**

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		

Local Management Board

Council Member Steve McKay moved to confirm the appointment of Patricia Rosensteel to the Local Management Board to terms as presented by staff. 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		

Other Post Employee Benefits (OPEB) Investment Committee

Council Member Jerry Donald moved to confirm the appointment of Susan Keller to the Other Post Employee Benefits (OPEB) Investment Committee to terms as presented by staff. 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		

Confirmation of the County Executive’s Appointments to the Frederick County Immigrant Affairs Commission

Joyce Grossnickle, Administrative Officer, briefed the Council on the Confirmation of County Executive’s Appointments to the Frederick County Immigrant Affairs

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 2021**

Commission.

Council Member Jessica Fitzwater moved approve the appointments of Rosario Campos, Rosa Raez-Garcia, Bharat Deolekar, Mizanur Rahman, Yewande Oladeinde, Ph.D, Seema Sharma, Maria-Teresa Shuck, Rev. Dr. Eliezer Valentin-Castanon and Abdoul Konare, Esquire, to the Frederick County Immigrant Affairs Commission to terms as presented by staff. 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		

2021 Spring Cycle - Water and Sewer Plan Amendments

Tim Goodfellow, Environmental Planner, Livable Frederick Planning & Design Office, Planning & Permitting Division presented information to the Council on the 2021 Spring Cycle of Water and Sewerage Amendments.

Those that were giving testimony for this issue were sworn in by Council President M.C. Keegan-Ayer.

A public hearing was held, as duly advertised, on the 2021 Spring Cycle Water and Sewer Amendments.

WS 21-12

Public comment was heard from:

- None

Council Member Jessica Fitzwater moved to approve Water and Sewer Case WS-21-12 to reclassify 82.9 acres from the W-3, S-3 categories to the Planned Service (PS) [water and sewer] category. Council Member Kai Hagen seconded the motion that passed 6-0-1. Council Member Steve McKay Abstained.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 2021**

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		

WS 21-13

Public comment was heard from:

- None

Council Member Kai Hagen moved to approve Water and Sewer Case WS-21-13 to reclassify 180 acres from W-3, S-3 to Planned Service (PS) [water and sewer], and removal of the eastern portion of a 16- inch water line from the Water Infrastructure Map. Council Member Jessica Fitzwater seconded the motion that passed 6-0-1. Council Member Steve McKay Abstained.

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		

WS 21-14

Public comment was heard from:

- None

Council Member Jessica Fitzwater moved to approve Water and Sewer Case WS 21-14 to reclassify 64 acres from W-3, S-3 to Planned Service (PS) [water and sewer], and reclassification of 17.2 acres from W4, S-4 to W-5, S-5. Council Member Jerry Donald seconded the motion that passed 6-0-1. Council Member Steve McKay Abstained.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay			X

COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 2021

District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

WS 21-15

Public comment was heard from:

- None

Council Member Jessica Fitzwater moved to approve Water and Sewer Case WS 21-15 to reclassify 16 acres from W3, S-3 to Planned Service (PS) [water and sewer], and reclassification of 15 acres from W-3, S-3 to W-5, S-5. Council Member Jerry Donald seconded the motion that passed 6-0-1. Council Member Steve McKay Abstained.

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		

WS 21-16

Public comment was heard from:

- None

Council Member Jessica Fitzwater moved to approve Water and Sewer Case WS 21-16 to reclassify 36 acres from W3, S-3 to Planned Service (PS) [water and sewer], and removal of a sewage pump station symbol from the Sewer Infrastructure Map. Council Member Kai Hagen seconded the motion that passed 6-0-1. Council Member Steve McKay Abstained.

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, October 19, 2021**

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

WS 21-17

Public comment was heard from:

- None

Council Member Jerry Donald moved to approve Water and Sewer Case WS 21-17 to reclassify 12 properties from W-5 to W-4, and three (3) properties from W-1 to W-4. 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		

WS 21-18

Public comment was heard from:

- Danielle Tomlin

Council Member Jerry Donald moved to approve Water and Sewer Case WS 21-18 to reclassify 93.7 acres from No Planned Service (NPS) to W-3, S-3. 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		

WS 21-19

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 2021**

Public comment was heard from:

- None

Council Member Jessica Fitzwater moved to approve Water and Sewer Case WS 21-19 to reclassify 35 acres from Planned Service (PS) to W-4, S-4. Council Member Phil Dacey seconded the motion that passed 6-0-1. Council Member Kai Hagen Abstained.

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		

WS 21-21

Public comment was heard from:

- None

Council Member Phil Dacey moved to approve Water and Sewer Case WS 21-21 to depict a sewage pump station symbol on the Sewer Infrastructure Map. Council Member Michael Blue seconded the motion that passed 6-0-1. Council Member Kai Hagen Abstained.

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		

WS 21-22

Public comment was heard from:

- None

Council Member Jessica Fitzwater moved to approve Water and Sewer Case WS 21-22 to reclassify 0.65 acres from W-5 to W-3. Council Member Steve McKay seconded the motion that passed 7-0.

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 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		

WS 21-23

Public comment was heard from:

- None

Council Member Jessica Fitzwater moved to approve Water and Sewer Case WS 21-23 to reclassify 26.8 acres from W-3, S-3 to W-5, S-5. 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		

Bill 21-09 – Electric Vehicles

Council Member Kai Hagen moved to hold the vote on Bill 21-09 – Electric Vehicles until the November 2, 2021 Council meeting. Council Member Steve McKay seconded the motion and the Council unanimously agreed by show of hands.

Bill 21-10 – Establish an Office of Equity and Inclusion and an Equity and Inclusion Commission

Council Member Kai Hagen moved to approve Bill 21-10 – Establish an Office of Equity and Inclusion and an Equity and Inclusion Commission as presented. Council Member Jessica Fitzwater seconded the motion that passed 5-2.

COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 19, 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:

- Mary Posey

Council Member Comments:

Council Member comments were provided.

Adjourn

The meeting adjourned at 7:55 p.m.

M.C. Keegan-Ayer, President
County Council