

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, August 22, 2017**

Council Members Bud Otis, President; M.C. Keegan-Ayer, Vice-President; Jerry Donald, Tony Chmelik, Jessica Fitzwater, Kirby Delauter and Billy Shreve were present for the meeting.

Also present were Ragen Cherney, Council Chief of Staff; Wendy Kearney, County Attorney's Office; and Nancy Luna, Recording Secretary.

Council Member Otis called the meeting to order at 4:30 p.m. in the first floor hearing room, Winchester Hall, 12 East Church Street, Frederick, Maryland.

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

Recognition was given to Catoctin High School on being voted School of the Year for the 5th consecutive year by the Maryland Center for Character Education at Stevenson University.

Recognition was also given to Paul Dial, Chief Administrative Officer on his retirement from Frederick County Government after 20 years.

Action on the Agenda

Council Member Keegan-Ayer moved to approve the agenda as presented.

Council Member Chmelik seconded the motion that passed 6-1 with Council Member Shreve opposed.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

Public Comments

- None

Budget Adjustment – Rick Harcum, Budget Office, Office of the County Executive

- J 17-248 Planning & Permitting
- J 17-249 Office for Children and Families, Citizens Services Division
- J 17-250, J 17-251, J 17-252, J 17-253, J 17-254 Dept of Aging, Citizens Services Division

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- J 18-013 Division of Animal Control
- J 18-018 Division of Fire and Rescue Services
- J 18-030 Fleet Services, Public Works Division
- J 18-039 Family Partnership, Citizens Services Division
- J 18-040 Housing and Community Development, Citizens Services Division

Council Member Keegan-Ayer moved to approve the budget adjustments as presented. Council Member Donald seconded the motion that passed 5-2-0 with Council Members Delauter and Shreve opposed.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter		X	
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

Business Items:

Approval of Minutes for July 18 and 25; Closed Session Minutes for July 18, 2017

Council Member Keegan-Ayer moved to approve the minutes for July 18, 25 and Closed Session Minutes for July 18, 2017, as presented. Council Member Chmelik seconded the motion that passed 6-1-0, with Council Member Shreve opposed.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

Discussion of New Workshop Items

- None

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Third Reading Calendar:

**Bill No. 17-13 – Limited Wood Waste Recycling in the General Commercial District –
Sponsor: Council Member Billy Shreve**

Council Member Shreve moved to enact and adopt in to law Bill No. 17-13. Council Member Delauter seconded the motion which failed to pass 2-5-0, with Council Members Donald, Chmelik, Keegan-Ayer, Fitzwater and Otis opposed.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald		X	
District 2 - Chmelik		X	
District 3 - Keegan-Ayer		X	
District 4 - Fitzwater		X	
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis		X	

Motion to Go into Closed Session

A motion was made by Council Member Keegan-Ayer to go into closed session at 5:10 p.m. in accordance with Maryland Annotated Code, General Provisions Article §3-305(b)(1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals. The motion was seconded by Council Member Fitzwater and passed 6-1, with Council Member Shreve opposed.

Topic for Discussion: To interview candidates for the Frederick County Board of Appeals.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

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Public Comments

- None

Council Member Comments

Comments were provided by the Council Members.

Adjourn

The meeting adjourned at 5:30 p.m.

Bud Otis, President
County Council

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
TUESDAY, AUGUST 22, 2017**

**FORM OF STATEMENT FOR
CLOSING THE MEETING OF TUESDAY, AUGUST 22, 2017**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §3-305(b) (1)

To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals.

Motion:

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Time and Location:

5:30 p.m. – County Council Conference Room, First Floor, Winchester Hall

Topic for Discussion:

To interview applicants for the Frederick County Board of Appeals.

Bud Otis, President
County Council

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
TUESDAY, AUGUST 22, 2017**

**FORM OF STATEMENT FOR MINUTES OF NEXT OPEN MEETING
ON TUESDAY, SEPTEMBER 5, 2017,
FOLLOWING THE CLOSED MEETING OF TUESDAY, AUGUST 22, 2017**

STATUTORY AUTHORITY TO CLOSE SESSION

State Government Article §3-305(b)(1):

To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals.

Motion:

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Time and Location:

5:30 p.m. – County Council Conference Room, First Floor, Winchester Hall

Others in Attendance:

Ragen Cherney, Council Chief of Staff; Wendy Kearney, County Attorney's Office; Applicants, and Nancy Luna, Recording Secretary.

Topic Discussed:

To interview applicants for the Frederick County Board of Appeals.

Action Taken:

The Council took no action.

Bud Otis, President
County Council