



PUBLIC HEARING MINUTES
November 17, 2011

- I.** Bruce A. Wahl, Mayor, called the public hearing to order at 7:45 p.m. In attendance were: Dr. Valerie Beaudin, Robert E. Carpenter, Stewart B. Cumbo, Patrick J. Mahoney and Julie L. Spano, Council Members, Dr. James Parent, Town Administrator, Elissa Levan, Town Attorney, Sharon L. Humm, Town Clerk, Leslie Porter, Town Treasurer, Jay Berry, Superintendent of Public Works, William Watson, Zoning Administrator and Code Enforcement Officer, Paul Woodburn, Town Engineer, Jon Castro, WWTP Superintendent, Wilson Cochran, Project Manager and First Sergeant Bowen. Absent were Ingrid K. Lamb, Council Member and Marilyn Van Wagner, Water Park General Manager.

Ordinance O-11-9, an Ordinance of the Town Council of Chesapeake Beach, Maryland repealing all prior ordinances relating to Floodplain Management and enacting Chapter 19, "Floodplain Management" of the Chesapeake Beach Town Code, establishing Floodplain Zones within the Town Limits and requiring a permit for all development within the designated floodplain zones; providing certain minimum standards for construction within the floodplain zone; setting forth standards and procedures for submission and approval of plans for development; and establishing penalties for failure to comply with the provisions of this ordinance.

The Mayor asked Mr. Watson to explain this Ordinance. Mr. Watson stated that a public hearing was held in October with a FEMA representative present to answer questions and address concerns that the public had. Mr. Watson stated that this Ordinance would need to be adopted and go into effect by December 16, 2011 in order for the Town to continue its good standing with FEMA and our participation in their flood hazard program.

The Town Attorney stated that there were a few changes and/or corrections in this Ordinance from the introduced version at last month's meeting. Besides the normal housekeeping clean up, the following are the changes:

1. Page 9, line 4, **Article II, Definitions, BB. Floodproofing Certificate**, "5.5(B)" should read "19-505(B)",
2. Page 10, **GG. Historic Structure**, #3 "Individually listed on the Maryland Inventory of Historic Properties maintained by the Maryland Historical Trust; or" was deleted and #4 then becomes #3.
3. Page 28, line 2, "**Article V, 19-503 A. 1**", "3.5(A)(7)" should read "19-305 (B)(5)".

4. Page 31, **Article V, 19-504(D)(8)**, should read "If installed in doors, flood openings that meet requirements of subsections **D-4** through **D-7**, are acceptable; however, doors without installed flood openings do not meet the requirements of this section.

The Mayor called for public comment.

Public comment was received by:

1. Julie Nonnemacher of 8120 Moffat Run

There being no further comments the hearing adjourned at 8:15 p.m. on a motion by Mr. Mahoney. Seconded by Mr. Cumbo, all in favor.

Submitted by,



Sharon L. Humm
Town Clerk



**MINUTES OF THE
TOWN COUNCIL MEETING
November 17, 2011**

I. Bruce A. Wahl, Mayor, called the meeting to order at 8:16 p.m. In attendance were: Dr. Valerie L. Beaudin, Robert E. Carpenter, Stewart B. Cumbo, Patrick J. Mahoney, Julie Spano, Council Members, Dr. James Parent, Town Administrator, Elissa Levan, Town Attorney, Sharon L. Humm, Town Clerk, Leslie Porter, Town Treasurer, Jay Berry, Superintendent of Public Works, William Watson, Zoning Administrator and Code Enforcement Officer, Paul Woodburn, Town Engineer, Jon Castro, WWTP Superintendent, Wilson Cochran, Project Manager and First Sergeant Bowen. Absent were Ingrid K. Lamb, Council Member and Marilyn Van Wagner, Water Park General Manager.

II. Pledge of Allegiance. Mr. Cumbo led the pledge of allegiance.

III. Approve the Agenda.

MOTION: Mr. Cumbo moved to approve the agenda. Seconded by Mr. Mahoney.

Mr. Carpenter requested to add under VII, "G. Chesapeake Beach Oyster Cultivation Society Committee".

The Council voted on the amended agenda, all in favor.

IV. Public Comment on any item on the agenda. None.

V. Approval of the minutes of the October 20, 2011 Town Council Meeting.

MOTION: Mr. Mahoney moved to approve the minutes of the October 20, 2011 Town Council Meeting. Seconded by Ms. Spano. Ayes, Dr. Beaudin, Mr. Carpenter, Mr. Mahoney and Ms. Spano. Abstained, Mr. Cumbo.

VI. Petitions and Communications:

A. Deputy's Report – First Sergeant Bowen submitted the attached written report.

B. Public Works Report – Mr. Berry submitted the attached written report.

C. Code Enforcement Officer's Report- Mr. Watson submitted the attached written report.

D. Town Engineer's Report – Mr. Woodburn submitted the attached written report.

E. Water Park Report – Mrs. VanWagner submitted the attached written report but was not present to address Council.

- F. Wastewater Treatment Plant Report** – Mr. Castro submitted the attached written report. Mr. Carpenter congratulated the Treatment Plant crew on yet another month of no spills or violations.
- G. North Beach Volunteer Fire Department** – Mr. Gordy submitted the attached written report. Bobby Abner was present to give a special thank you to Fire Chief Donnie Gibson and the North Beach Volunteer Fire Department, along with the Sheriff's Department, Deputy Megan Quinn and the Mayor for the quick response and support during the fire at his restaurant. Mr. Gordy accepted a check from Mr. Abner on behalf of the NBVFD.
- H. Treasurer's Report** – Mrs. Porter stated that the Town's audit has been completed and is available for viewing on the website and that preparations for the FY 2013 is underway.
- J. Mayor's Report** –
1. The Mayor announced that the Town's General Code is now posted on generalcode.com. The Mayor commented that the Town has purchased grills for the ball field pavilions but according to the Town's code there is an Ordinance banning fires on public property within the town limits. In order to install the grills, a modification to the Town Code will need to be considered by The Town Council.
 2. The Mayor reported he met and did another Newsmaker Interview with Comcast on November 14th, which will soon appear on your local cable channel.
 3. The Mayor read a proclamation proclaiming November as Municipal Government Works Month in Chesapeake Beach.

MOTION: Mr. Mahoney moved to approve a proclamation proclaiming November as Municipal Government Works month in Chesapeake Beach. Seconded by Dr. Beaudin, all in favor.

4. The Mayor reported that the recycling efforts are going well with a total of 104.23 tons recycled since July 1st.
5. The Mayor stated that along with himself, Mr. Cumbo and Mr. Mahoney participated in the MML Fall Conference in Cambridge October 31st through November 2nd.
6. The Mayor stated that last month a resolution was passed supporting participation in the Sustainable Maryland Certified Municipal Certification program authorizing Wilson Cochran to serve as the Town's agent. A list of preliminary names for the inaugural Green Team have been developed and letters have gone out to those citizens to ascertain their interest in serving. The Mayor reported that John Bacon was among those selected and has graciously accepted.

VII. Resolutions & Ordinance:

- A. Vote on Ordinance O-11-9, an Ordinance of the Town Council of Chesapeake Beach, Maryland repealing all prior ordinances relating to Floodplain Management and enacting Chapter 19, "Floodplain Management" of the Chesapeake Beach Town Code, establishing Floodplain Zones within the Town Limits and requiring a permit for all development within the designated floodplain zones; providing certain minimum standards for construction within the floodplain zone; setting forth standards and procedures for submission and approval of plans for development; and establishing penalties for failure to comply with the provisions of this ordinance.**

MOTION: Dr. Beaudin moved to approve Ordinance O-11-9 as amended in the public hearing by the Town Attorney. Seconded by Mr. Cumbo.

MOTION: Mr. Carpenter moved to amend Ordinance O-11-9, page 42, to delete "Section 3, BE IT FURTHER ORDAINED that this Ordinance shall become effective on December 16, 2011". Seconded by Mr. Cumbo, all in favor.

The Council voted on Ordinance O-11-9 as amended, all in favor.

VIII. Report of Officers, Boards and Committees:

- A. Planning & Zoning Commission** – There was no meeting held in November.
- B. Board of Appeals** – There was a meeting held November 15, 2011 to review and approve the minutes and decision on Case #2011-3, Bayside Baptist Church.
- C. Water Park Advisory Board** – Mr. Cumbo gave a brief report.
- D. Skateboard Park Committee** – Mr. Carpenter had no comment at this time.
- E. Utility Rate System Committee** – No report.
- F. Chesapeake Beach Stars and Stripes Festival Committee**- Mrs. O'Dell submitted to Council a progress report on her vision for a community wide Memorial Day Festival. Her report included activities planned for the 3 day event and a proposed budget. Mrs. O'Dell asked the Council to show their support by contributing \$5000 in seed money to get the project started.

MOTION: Mr. Mahoney moved to approve an amount not to exceed \$5000 for seed money to the Chesapeake Beach Stars and Stripes Festival Committee. Seconded by Dr. Beaudin, all in favor.

- G. Chesapeake Beach Oyster Cultivation Society Committee** – Mr. John Bacon reported on the progress to date stating that 100,000 oysters have been planted. Mr. Bacon was pleased to announce that the Beach Elementary 5th graders came to the

creek November 10th on a field trip in anticipation of learning more about the oyster program.

- II. Special Events Committee** – Pat Carpenter reported on the upcoming events in Town.

IX. Unfinished Business:

1. **Consider awarding a design services contract to Wally Hollyday Design for a contract amount not to exceed \$24,000. This contract includes design services for a 10,000 square foot skate park to be located at Kellams Field.** Mr. Carpenter thanked the Mayor for bringing this back for reconsideration and expressed his confidence in the choice the committee made in choosing Wally Hollyday Design.

MOTION: Mr. Carpenter moved to approve awarding a design services contract to Wally Hollyday Design for a contract amount not to exceed \$24,000. Seconded by Mr. Mahoney, all in favor.

- X. New Business:** None

XI. Public Comment:

Public comment was received by:

1. Terry Klazer of 7526 C Street

XII. Council Lightning Round:

1. Dr. Beaudin wished everyone a good night.
2. Mr. Cumbo encouraged the Council to attend the December 7th Southern Maryland Municipal Association's annual Legislative Dinner being held in Leonardtown.
3. Ms. Spano thanked everyone for coming.
4. Mr. Carpenter thanked his colleagues for their support on the skate park, wished everyone a Happy Thanksgiving and looks forward to seeing everyone at the December 3rd Parade and all the upcoming events.
5. Mr. Mahoney wished everyone a Happy Thanksgiving.

XIII. Executive Session:

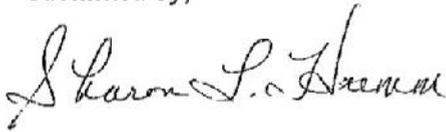
Close for Executive Session to discuss pending or potential litigation. The meeting was closed at 9:20 p.m. for a Closed Executive Session pursuant to State Government Article 10-508(a) Subsection 7, to consult with counsel to obtain legal advice on a legal matter and Subsection 8, to consult with staff, consultants, or other individuals about pending or potential litigation on a motion by Mr. Mahoney. Seconded by Mr. Cumbo, all in favor.

The meeting was reopened at 10:03 p.m. on a motion by Mr. Cumbo. Seconded by Mr. Mahoney, all in favor.

XIV. Adjournment:

There being no further business, the meeting adjourned at 10:04 p.m. on a motion by Mr. Mahoney.
Seconded by Mr. Cumbo, all in favor.

Submitted by,

A handwritten signature in cursive script that reads "Sharon L. Humm". The signature is written in black ink and is positioned above the printed name and title.

Sharon L. Humm
Town Clerk

Memo



CALVERT COUNTY SHERIFF'S OFFICE TWIN BEACHES PATROL

Date: November 14, 2011
To: Sharon Humm
From: First Sergeant Craig Bowen
Re: Sheriff's Office Report-Chesapeake Beach

In October, the Sheriff's Office handled 502 calls for service in Chesapeake Beach. This is up from 487 in September.

Call Breakdown for October:

327 calls were self initiated (patrol checks, follow-up investigations, etc)

175 calls were received by other means (citizens, alarm companies, etc)

Of the 175 calls, we handled:

- 3 Assaults – (all closed)
- 0 Robberies
- 3 CDS Violations
- 9 Thefts – (4 closed and 5 under investigation)
- 1 Burglary – (under investigation)
- 1 Destruction of Property – (under investigation)
- 2 DWI

The remaining calls were minor non-criminal calls that required no further police action



Jay Berry,
Superintendent Public Works

November 17th, 2011

Public Works Report

Water Park – The Park has closed for this season. There are a couple of known leaks in the pool. The Haunted trail has come and gone and was great fun for all. We have completed the winterization of the pump room and main pool. The heater and baby pool are next.

Graffiti – We continue to take care of graffiti as we find it. There is no new graffiti to report at this time.

Chesapeake Village water tower – The water tower is currently on line. Wilson is working with the contractor and Ben Dyer to address an ongoing punch list.

Rail Way Trail- We continue our efforts to keep trail looking good. As the weather has cooled more and more people seem to be using the trail. The P W crew is keeping up with the trash and has had our share of fallen trees and branches to deal with this year.

Water leaks- There have been a couple of lateral line leaks since our last Council meeting. They were repaired by the public works staff and I have no other leaks to report at this time.

Christmas lights- We are currently working on the Water Park and Town Hall. With the lighting ceremony coming up next weekend we remain busy.

Wet wells- We continue to check and monitor all of our wet wells as part of preventative maintenance schedule. One of our pumps at Valley View was not operating properly and was removed from the wet well. This pump was replaced the following day with our on hand spare. Since that time the bad pump has been sent out for repairs and is now back in stock as our new spare.



Memorandum

TO: Mayor and Town Council
FROM: Bill Watson, Code Enforcement Officer, Zoning Administrator
DATE: November 14, 2011
SUBJECT: Code Enforcement Status Report
Planning & Zoning Report

Code Enforcement

Location	Vehicles Addressed	Status
7356 G Street – Inoperable Vehicle	Letter sent 9/14/11 –	Not yet picked up
8356 G Street – 3 Inoperable Vehicles	Vehicles moved	
8400 G Street – 3 Inoperable Vehicles, Tall Grass	Owner has elected to stand trial	
3713 28 th Street – Boat & Trailer on Street	Citation sent 10/25/11	
3907 16 th Street – Trailer parked on street	Citation sent 10/25/11 -	Moved
8217 Silverton Court – Vehicle w/Expired Tags	Citation sent 11/4/11	

Grass & Other Violations

Location	Status
7336 C Street – Abandoned pool	Citation Sent 10/11/11 – Not picked up yet
7626 C Street – Dangerous Shed	Letter sent 10/31/11
3707 28 th Street – Zoning Violation, Trash	2 Citations sent 10/31/11

Court Status

- No cases presently pending in Court

Planning & Zoning – There was no Planning Commission meeting, this month

Board of Appeals – The Board is scheduled to meet 11/15/11 – to review & approve the decision of the Bayside Baptist Church



November, 2011

OFFICE OF THE MAYOR AND TOWN COUNCIL

TOWN OF CHESAPEAKE BEACH
Engineering Report

Trail – Working on minor project close out and punch list items. Gradient has installed the final two interpretive signs along the trail and they have fixed the directional signs in Bayview Hills. Sent information to National Capital Signs to get information on mile marker signs. Working on the temporary section through Richfield Station which is anticipated in late December or early January. The main trail entrance camera is being installed and should be operational in the coming weeks.

WWTP – (ENR upgrades) – Design is 90% complete. MDE design comments have been addressed and resubmitted to MDE. We have filed for grading and building permits with the County. Bid packages are assembled and ready to go out as soon as MDE gives the go ahead. A tentative bid schedule has been set for the first week of December.

Chesapeake Village Water Tower – The tower is on line. Contractor will be back onsite today (November 11, 2011) to address issues from Statewide's final electrical inspection. Contractor was onsite two weeks ago and completed a majority of items on their punch list. The Town signed off on those items during a walk thru inspection.

Kellams Field Reconstruction – The batting cage platform and minor punch list items are currently being completed.

SCADA – The new Chesapeake Village water tower and 1st Street flow meters are currently being installed. Work on electrical equipment installation is currently taking place.

Richfield Station – Preparations are being made over the long term maintenance for the water tower structure.

Water Park – Winter repairs and 2012 improvements planning is underway.

B Street Boardwalk Phase III- Master Craft Homes has started replacing the handrails on the boardwalk and repainting the handrail at the 14th Street entrance to the board walk. Decking material was delivered earlier this week and the contractor has started to install deck boards.

'E' Street Pump Station Influent Sewer Pipe - The Town will be performing test holes over the sewer pipe to determine the extent of the 'belly' in the pipe. Recommendation for repairs will follow test hole investigation.

Emergency Boat Tie-Up - Contractor has received electrical permit and finals for the power post.

Bay Front Park – Working on the parking lot maintenance and restriping.

Purple Pipe – We are moving forward with layouts for installation of the pipe to serve the Route 260 landscaping areas.



Water Park Report
Marilyn VanWagner, General Manager Water Park
November 13, 2011

Staffing –

Final interviews are still being conducted for next year's management team during the month of November. All 2011 employees were given the opportunity to interview for the positions they are interested in before they left at the end of the Season. Once selected they will be enrolled in the proper training.

Marketing –

Continue to work on assessing the effectiveness of the overall marketing plan. This plan needs to include:

- reviewing all advertising from last year and look into how we can replace more of it with the free social networking.
- negotiating for seasonal advertising as opposed to annual commitments
- better advertising to drive people to the website
- integrating features such as on-line ticketing, group sales, birthday party scheduling, and gift cards needs to be added to the website.
- We need a general brochure, and specialized brochures for groups and parties also. We currently do not have any brochures. All we have been able to offer in the past are copies of flyers printed from the copy machine.

Maintenance/Upgrades-

- Baby Pool has leaks
- The Tower for the slides is being analyzed by the Town Engineer to make sure the structure is sound. The State recommended that we do this prior to opening for the 2012 Season.
- Both the security system and the public address system need to be upgraded
- Cracked concrete on decking in several areas, many of the cracks are trip hazards and need to be addressed.
- The parameter fence needs to be stabilized and redirected slightly near the concession Stand.
- The Lazy River is in need of caulking, and tile replacement.
- Met with LGIT, our Insurance Company, our signs needs to be updated in a few areas of the park
- The white and blue slides need to be caulked, they are leaking
- A few areas of the park need seasonal painting.
- White Coating will need to go on the maintenance plan.



CHESAPEAKE BEACH WASTEWATER TREATMENT PLANT REPORT

Jon Castro, Superintendent

November 10, 2011

Plant Operation:

Plant personnel completed tests required on its permit during this report period. The first test was the DMR-QA Study 31 which was performed on 9-12-11. This test is performed in the plants lab on samples to check the lab equipment and test results we are sending to MDE. We passed this test. The second test was the Bio-Monitoring test which was done on the week of 9-26-11. This test is performed by an outside lab which tests the plant's Effluent for chemical analysis and the survival of fish. We will know these tests results at the end of October

There were no incidents to report in the plant's Solids Handling Operation or the Lab Sampling Operation with Chesapeake Labs. The plant removed 96 tons of sludge in September.

Plant operations for this monthly report used the Shell Fish Tank on one occasion. This took place on 9-23-11 due to heavy flows from Rain.

The plant had 1 emergency alarm responded to during this period. The alarm was due to a pump failure during thunder storms.

The Wastewater Plant had no spills or violations to report.

Future Projects:

The ENR upgrade for the Chesapeake Beach Wastewater Treatment Plant is at the 90% design stage and is scheduled for construction to begin in the spring of 2012.