

**MINUTES OF THE  
TOWN COUNCIL MEETING  
June 16, 2011**

- I.** Bruce A. Wahl, Mayor, called the meeting to order at 9:03 p.m. In attendance were: Dr. Valerie L. Beaudin, Robert E. Carpenter, Stewart B. Cumbo, Ingrid K. Lamb, Patrick J. Mahoney and Julie Spano, Council Members, Elissa Levan, Town Attorney, Dr. James Parent, Town Administrator, 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, Marilyn VanWagner, Water Park General Manager and Jon Castro, WWTP Superintendent. Absent was Wilson Cochran, Project Manager.
- II. Pledge of Allegiance.** Ms. Spano led the pledge of allegiance.
- III. Approve the Agenda.**
- MOTION:** Mr. Cumbo moved to approve the agenda. Seconded by Mr. Mahoney, all in favor.
- IV. Public Comment on any item on the agenda.** Mr. Cumbo stated under "Petitions and Communications", the name of the Verizon representative was misspelled. The correct name is Jason Groves.
- V. Approval of the minutes of the May 19, 2011 Public Hearings.**
- MOTION:** Mr. Mahoney moved to approve the minutes of the May 19, 2011 Public Hearings. Seconded by Mr. Cumbo, all in favor.
- Approval of the minutes of the May 19, 2011 Town Council Meeting.**
- MOTION:** Mr. Mahoney moved to approve the minutes of the May 19, 2011 Town Council Meeting. Seconded by Mr. Cumbo, all in favor.
- Approval of the minutes of the June 2, 2011 Work Session.**
- MOTION:** Mr. Mahoney moved to approve the minutes of the June 2, 2011 Work Session. Seconded by Ms. Spano, all in favor.
- VI. Petitions and Communications:**
- A. Verizon** – Mr. Jason Groves, Assistant Vice-President of Government Affairs, and Aaron Dom were present and addressed the Council concerning the issue of slow Internet access, particular in the Richfield Station Subdivision area. Mr. Groves stated that Verizon has no plans to bring FiOS but instead, to upgrade to 4G wireless

technology which is faster than FiOS, but availability would probably be another 18 months to 2 years down the road.

- B. Deputy's Report** – First Sergeant Bowen submitted the attached written report.
- C. Public Works Report** – Mr. Berry submitted the attached written report.
- D. Code Enforcement Officer's Report-** Mr. Watson submitted the attached written report.
- E. Town Engineer's Report** – Mr. Woodburn submitted the attached written report. Mr. Woodburn gave a quick update on the Railway Trail. The Mayor stated there would be a ribbon cutting later in the summer.
- F. Water Park Report** – Mrs. VanWagner submitted the attached written report. Mrs. VanWagner reported on the opening of the water park, upcoming events that are being planned, including every Tuesday evening from 4:00 p.m. to 7:00 p.m. there will be free admittance for residents within the Town limits and a ribbon cutting ceremony is being planned for the opening of the concession stand for July 11<sup>th</sup> at 11:30 a.m.
- G. Wastewater Treatment Plant Report** – Mr. Castro submitted the attached report.
- H. North Beach Volunteer Fire Department** – Mr. Gordy submitted the attached written report.
- I. Treasurer's Report** – No report.
- J. Mayor's Report** –

1. The Mayor reported that the Town will have a new Trash Contractor starting July 1, 2011. The new contractor, Southern Maryland Recycling Inc., will provide and deliver a 95 gallon wheeled recycling container to those who submit a request and recycles will be picked up every other week.

2. The Mayor was pleased to report that the Town has achieved and will be awarded a Banner City Award at the Maryland Municipal League Convention in Ocean City this year and thanked Councilwoman Lamb and Councilman Cumbo for their work in the completion and submitting of the application.

3. The Mayor announced that on Saturday, June 18<sup>th</sup> at 10:00 a.m. there will be a meeting of the Chesapeake Beach Oyster Cultivation Society at Town Hall and encouraged everyone interested to attend.

4. The Mayor reported that as a request by the Charter Boat Captains, the Town has sent a letter to Captain Mark O'Malley of the Coast Guard requesting they continue maintaining the rear range light in Fishing Creek.

**VII. Resolutions & Ordinance:**

- A. Vote on Ordinance O-11-6, an Ordinance of the Town Council of Chesapeake Beach, Maryland, adopting the annual budget for the Utility Fund of the Town of Chesapeake Beach for the fiscal year July 1, 2011 to June 30, 2012 and setting rates, charges and fees related to water and sewer service by the Town.**

The Mayor stated that at the May Town Council meeting there was a motion by Dr. Beaudin and a second by Mr. Mahoney to approve Ordinance O-11-6 and then motioned to table. The Mayor asked for a motion to remove from the table.

**MOTION:** Mr. Cumbo moved to remove Ordinance O-11-6 from the table. Seconded by Mr. Mahoney, all in favor.

**MOTION:** Mr. Cumbo moved to amend Ordinance O-11-6, as introduced, amending the Utility budget and utility rates as cited in Exhibit A, reflecting the billing unit model in the column "As Proposed, Annual Budget FY2012", but to maintain the existing capital connection fee of \$20,000 instead of the proposed increase to \$25,000. There was no second, therefore, the motion failed.

The Mayor stated that the Council now had before them Ordinance O-11-6, as introduced on 4/21/2011, known as the EDU model. The Mayor called for a vote, with all opposing Ordinance O-11-6. The Mayor stated with the opposing of Ordinance O-11-6 the Town had no Utility Budget Ordinance for FY2012.

The Mayor stated that if it was the Council's pleasure to continue with the same current rate structure, which is the tiered structure, he asked Council to consider a 10% increase across the board. The Mayor presented to Council Emergency Ordinance O-11-7. The Mayor had the Town Attorney read the entire Ordinance into the record.

**MOTION:** Dr. Beaudin moved to declare Emergency Ordinance O-11-7 as an emergency. Seconded by Mr. Mahoney. Ayes, Dr. Beaudin, Mr. Carpenter, Mr. Cumbo, Mr. Mahoney and Ms. Spano. Opposed, Ms. Lamb. Motion passes.

**MOTION:** Mr. Mahoney moved to adopt Emergency Ordinance O-11-7. Seconded by Dr. Beaudin.

The Mayor called for a motion to close the regular meeting in order to open a public hearing on Emergency Ordinance O-11-7.

**MOTION:** Mr. Mahoney moved to close the regular meeting to open a public hearing on Emergency Ordinance O-11-7. Seconded by Dr. Beaudin, all in favor.

The Mayor reconvened the regular meeting at 10:20 p.m.

The Council voted on Emergency Ordinance O-11-7. Ayes, Dr. Beaudin, Mr. Carpenter, Mr. Cumbo, Mr. Mahoney and Ms. Spano. Opposed Ms. Lamb. Motion carries.

**VIII. Report of Officers, Boards and Committees:**

- A. **Planning & Zoning Commission** – There was no meeting held in June.
- B. **Board of Appeals** – There was no hearing held.
- C. **Water Park Advisory Board** – No report.
- D. **Skateboard Park Committee** – Mr. Carpenter announced that there will be a committee meeting on July 16<sup>th</sup> at 10:00 a.m. at Town Hall on the five plans that have been submitted.
- E. **Utility Rate System Committee** – No report.

**IX. Unfinished Business:**

- 1. Mr. Cumbo expressed his concern on the deteriorating condition of the Veterans Park and would like to see the necessary repairs done ASAP.

**X. New Business:**

**XI. Public Comment:**

Public comment was received by:

- 1. Jeff Krahling of 3216 Ina Chase
- 2. Terry Klazer of 7526 C Street
- 3. Mrs. Sanders-Brown of 7537 H Street
- 4. Connie O'Dell, Chair of the Memorial Day Committee, gave a brief report on the Chesapeake Beach Stars and Stripes Forever Festival, which is being planned for next Memorial Day. There will be a meeting on July 12<sup>th</sup> at 7 p.m. at Town Hall and encouraged anyone interested in participating to attend.

5. Pat Carpenter, Special Events Chair, announced the upcoming moonlight cruises for June, July, August and September on the "Miss Chesapeake Beach". Call Town Hall to sign up.

**XII. Council Lightning Round:**

1. Mr. Mahoney wanted to recognize all the citizens and elected officials for all their volunteered time and participation in the process of the Utility Fund and wished all fathers a Happy Father's Day.
2. Mr. Carpenter wished all the fathers a Happy Father's Day.
3. Ms. Lamb thanked everyone for coming.
4. Ms. Spano said Good Night.
5. Mr. Cumbo had no comment.
6. Dr. Beaudin wished everyone a good evening and safety as school is now out.
7. The Mayor wished all fathers a Happy Father's Day and thanked the Council, staff and the citizens for their participation and input on the Utility Fund.

**XIII. Adjournment:**

There being no further business, the meeting adjourned at 10:30 p.m. on a motion by Mr. Mahoney. Seconded by Dr. Beaudin, all in favor.

Submitted by,



Sharon L. Humm  
Town Clerk

Memo



## CALVERT COUNTY SHERIFF'S OFFICE TWIN BEACHES PATROL

**Date:** June 03, 2011  
**To:** Sharon Humm  
**From:** First Sergeant Craig Bowen  
**Re:** Sheriff's Office Report-Chesapeake Beach

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In May, the Sheriff's Office handled 655 calls for service in Chesapeake Beach. This is up from 586 in April.

Call Breakdown for May:

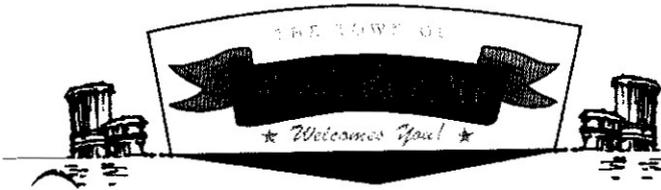
449 calls were self initiated (patrol checks, follow-up investigations, etc)

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

Of the 206 calls, we handled:

- 5 Assaults - (all closed)
- 0 Robberies
- 8 CDS Violations
- 19 Thefts – (11 closed and 8 under investigation) \*\*Numerous theft from auto complaints in Richfield Station and Bayview Hills – Suspects identified and charged
- 1 Burglary (under investigation)
- 4 Destruction of Property – (all under investigation)
- 4 DWI's

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



Jay Berry,  
Superintendent Public Works

June 16, 2011

## Public Works Report

Water Park – The water park and concession stand opened as scheduled on Friday May 27. I feel this was quite an accomplishment and my hats off to everyone involved. We enjoyed great weather on the opening weekend and had a good turnout. All of the known leaks in the pool and pool plumbing were fixed prior to opening. This will result in saving money on water, pool chemicals and propane.

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

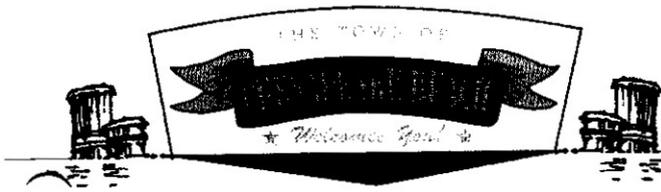
SCADA – The SCADA system is still performing well. We will be adding the new tower to SCADA as we bring it online. We are also looking for ways to increase the amount of data we can collect and streamline the data we are currently getting to make the system better and more efficient.

Richfield Station Wet Well- The control has been replaced. The new controls are working as planned and we have had no problems since they came online.

Flushing- Wilson is currently gathering the drawings and information to update the Unidirectional Flushing Plan. He is also tracking brown water complaints to see if any additional measures need to be taken for a specific area of Town. The complaints have shown a dramatic drop since the Unidirectional Flushing Plan was implemented.

Water Leaks- The Public Works Crew continues to deal with water leaks. They are being addressed in order of seriousness and repaired as quickly as possible. As the system ages, there will continue to be new leaks. This is normal with any infrastructure.

Veterans Park- Memorial Day went well, the weather was great and a nice service was attended by many Veterans and Town citizens. We have cleaned and painted a test area on a portion of the brick topped benches at the park. This area was then sealed with a product that should stop the staining on the bench walls. After a couple of months, if successful, the entire park will be painted.



# Memorandum

**TO:** Mayor and Town Council  
**FROM:** Bill Watson, Code Enforcement Officer, Zoning Administrator  
**DATE:** May 19, 2011  
**SUBJECT:** Code Enforcement Status Report  
 Planning & Zoning Report

## Code Enforcement

Location	Vehicles Addressed	Status
8133 Woodland Lane – Inoperable Vehicle	Letter sent 5/13/11	
8730 Bayside Road – 3 inoperable Vehicles	Letter sent 5/17/11, 2 removed, 1 covered	
3804 26 <sup>th</sup> Street – Inoperable Vehicle	Letter sent 6/8/11	
8221 E Street – 2 Inoperable Vehicles	Owner signed permission to tow by certain date, if not removed by owner	

## Grass & Other Violations

Location	Status
3605 12 <sup>th</sup> Street – Trash & bulk items	Letter sent 4/7/11, Owner committed to clean-up by 4/25/11. Rain delay. New date – 5/16/11
3910 16 <sup>th</sup> Street – Tall Grass	Letter sent 5/3/11
7537 C Street – Siding needing repair, painting, gutters	Letter Sent 5/16/11, returned.
3525 Elizabeth Court – Chickens	Letter sent 5/14/11 – Owner spoke with Town Administrator
8722 Bayside Road – Tires on roof, tenant in shed, grass	Letter sent 5/17/11 Tires removed, no evidence of tenant on inspection on 6/2/11, grass cut
8735 D Street – grass	Letter sent 5/17/11. Mowed
8734 Bayside Road – vines, grass, siding	Letter sent 5/17/11. Mowed, vines cut. Siding not yet repaired
8709 C Street – House in disrepair	Letter sent 5/18/11.
3815 28 <sup>th</sup> Street – Grass	Letter sent 5/20/11 - Mowed
8350 G Street – Grass	Letter sent 5/20/11 – Owner called to inform house in foreclosure
3706 27 <sup>th</sup> Street – Grass	Letter sent 5/20/11. Mowed
3714 28 <sup>th</sup> Street – Grass & Vines	Letter sent 5/20/11
4011 17 <sup>th</sup> Street – Grass	Letter sent 5/26/11. Mowed
3740 13 <sup>th</sup> Street – Grass & pool not maintained	Letter sent 5/26/11. Mowed, New owners cleaning pool
4013 14 <sup>th</sup> Street – Grass	Letter sent 6/2/11.

- 3811 28<sup>th</sup> Street – Driveway & fence constructed without permit Working with Owner to obtain proper permit
- 7603 Old Bayside Road – Zoning Violations, Fence without permit and abandoned pool – Owner called to agree to abate. No action, yet.

### Court Status

- No cases presently pending in Court

### Planning & Zoning and Board of Appeals

No meetings were held.

May, 2011  
J-B03021-4775

**TOWN OF CHESAPEAKE BEACH**  
Engineering Report

Trail – The trail is nearing completion. All pilings are in and the Bayview Hills and Calvert County Park paved portions of the trail are paved and a portion has been opened. The boardwalk decking and structural portions are currently being completed (see attached update).

Fishing Creek Water Samples – Have taken water samples in fishing creek to monitor for water quality.

WWTP – (ENR upgrades) – Design is ongoing. The 90% design submittal has been provided for to MDE for permit review. We anticipate going out for bid in July. We have implemented ways to efficiently use make up water (purple pipe) with the ENR project. We are finalizing grant funding from the EPA for a portion of the project.

Chesapeake Village Water Tower – The steel tank is erected and the internal piping and electrical systems are nearly complete. Substantial completion is pending (see attached update).

Kellams Field Reconstruction –Remaining items include the press box and batting cage platform and minor punch list items. Homes by Les is currently working on these items. The field will get a new spring overlay this summer.

Dredge Spoil Site – Permits to raise the spoil site embankment have been issued and work is ongoing. The first of three – “1 foot lifts” of dirt has been placed. We have obtained \$75K to fund a partial dredging of Fishing Creek until the Federal project commences. The dredging is due to commence on or about June 20<sup>th</sup>.

SCADA –The new water tower and flow meters are to follow. The new Chesapeake Village Tower is currently being added to the system.

Richfield Station – Preparations are being made over the long term maintenance for the water tower structure. Stop signs are in and traffic circle has been repainted.

Water Park – The concession is open. Punch list items are being completed.

‘B’ Street Boardwalk – The Phase II Boardwalk is complete (see attached).

Veterans Park have been researching sealers to stop the lime leaching from monitor in the benches. Will continue to monitor small section that we applied sample sealer too.

11721 WOODMORE ROAD, SUITE 200 MITCHELLVILLE, MD 20721



**BEN DYER ASSOCIATES, INC.**  
ENGINEERS, SURVEYORS, PLANNERS  
TELEPHONE: 301-430-2000

To: Paul Woodburn, P.E.  
From: JJ Brown, Engineer  
Subject: Weekly Report for the Town of Chesapeake Beach, J-B03021-4775  
Date: June 10, 2011

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Chesapeake Beach Railway Trail- Significant progress has been made towards the completion of the trail. Gradient has connected all of the boardwalk sections and they are current doing the tedious installation of the hand rails and pickets. They will remobilize back to the Richfield spur to pave that section. Site furnishings which we have will be installed soon and once interpretive signs are delivered they will be installed. Had walk through with an inspector from the Critical Area Commission. He said that everything looked good and will send a letter of approval. F and F landscaping has been on site watering and continuing to plant material.

Chesapeake Village Water Tower- The water samples for the tower have been taken and passed all of the necessary tests. The fence contractor has started installing the fence which will complete the site work. Hopefully in the coming weeks the tower will be on line once MDE signs off.

Spoils Pond- Contractor has been bringing in fill material to try to complete filling the bank.

Emergency Boat Tie Up- Contractor has begun installing electric and will be ordering the marine material for the project, i.e. lifejackets, dock box, etc.

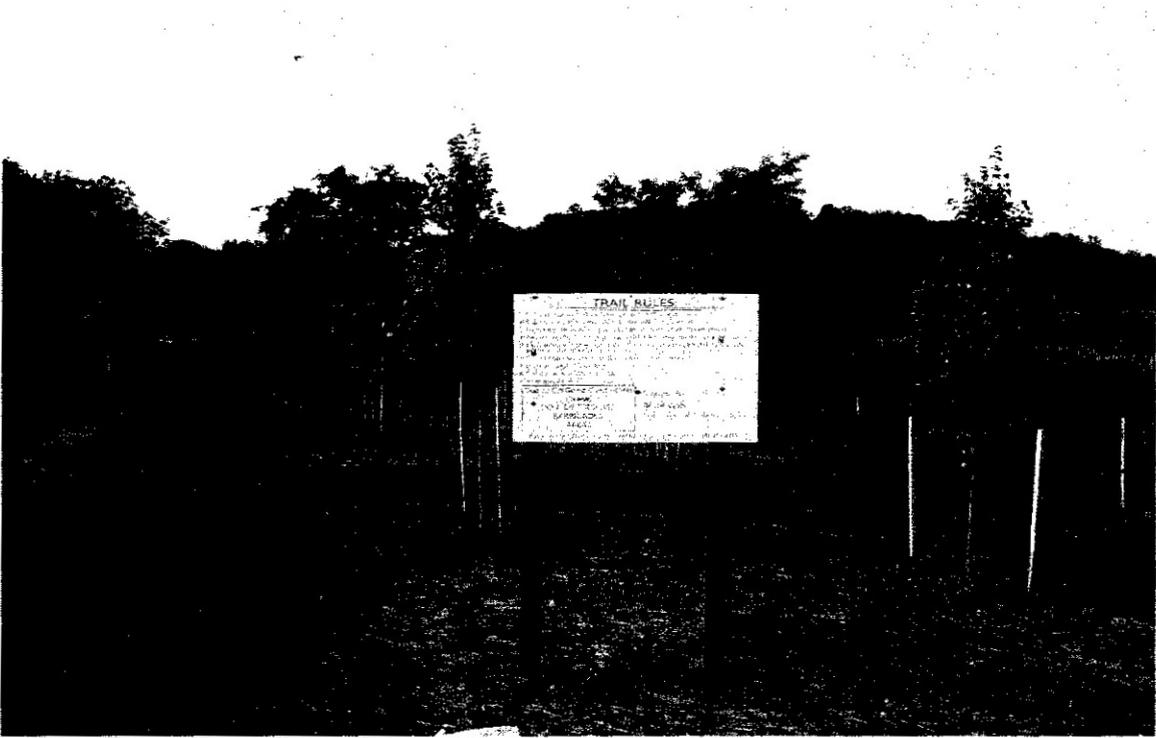
Fishing Creek Force Main- Beltway paving is working on paving where the force main trench is located. The length of the paving is approx. 400' by an average of 2' wide.

Veteran's Park- Continuing to monitor bench were sample sealer was applied.

Attachment I- Extent of Trail construction from Trapezoid



Attachment II- Trail Open Sign with Rules



Attachment III- Water Tower





## **Water Park Report**

Marilyn VanWagner,  
General Manager Water Park  
June 10, 2011

### **Concession Stand-**

The Beachcomber Grill is off to a running start. Sales were record breaking on Memorial Day weekend. There are still a few adjustments to be made with both the design and the operation but we are extremely happy with the current results.

### **POS System -**

The Cash Registers from Delaware Business Systems have not operated as smoothly as we would have liked. However, we are meeting with them often and trying to work out the bugs. It is getting better.

### **Marketing -**

We are offering the "Family" Season Pass again this year which is a special only for Chesapeake Beach Residents. When the entire family joins, each family member will enjoy a 50% savings when compared to the price of an "individual" Season Pass.

Splash Radio has been a big hit. We are aggressively working on all the ads for this private radio station. We have been able to work on both our personal marketing ads for the Water Park Events, and Special Days, as well as ads for our Sponsors.

### **The Worlds Largest Swimming Lesson -**

The excitement is building for this Tuesday's event. On June 14 we will partner with Water Parks and pools around the World to help raise awareness on the importance of Swim Lessons. We hope to break a Guinness World Record. The event starts at 10:15 am and all participants will receive a free daily pass for Tuesday.

### **Character Days-**

Worth mentioning again, we have four "Character Days" this year. Sponge Bob, Dora the Explorer and Bob the Builder will all be visiting our Water Park this summer! To find out more about these special days please visit our website at <http://www.chesapeakebeachwaterpark.com>

### **Night Slides -**

Friday evenings from June 17 - August 19, come swim and slide with us. We will be open until 10:30 PM on those Friday evenings! We look forward to seeing you!

### **Safety -**

We recently had a rack built to hang the 20 new life jackets on that was just ordered. When they arrive, they will be hung and this will allow us to offer life preservers to any guests that feel unsure of themselves in the water.

### **Maintenance -**

- We just replaced our chlorinator. The old chlorinator was struggling to keep up with the demand.
- Lots of concrete patch work was just completed.
- Lots of touch up painting around the park has been completed.

### **Inspections-**

Four Inspections were completed in the past week:

- Fire Inspection
- The State Amusement Inspection, for both large slides and the Lazy River.
- The County Department of Health and Hygiene for the new concession stand.
- The County Wet Pool Inspection
- The County Dry Pool Inspection



## CHESAPEAKE BEACH WASTEWATER TREATMENT PLANT REPORT

Jon Castro, Superintendent

June 16, 2011

### Plant Operation:

The Wastewater Plant personnel and the Town's Public Works personnel attended training classes put on by the Southern Section Water and Wastewater Operators Association at the Northeast Community Center on 5-25-11. The training provided required credit hours to maintain the Maryland Certifications License for renewal every three years. The WWOA will plan future training classes in Chesapeake Beach in the upcoming months. There were about 50 operators from around the area that attended the training.

There were no incidents to report in the plant's Solids Handling Operation or the Lab Sampling Operation.

Plant operations for this monthly report did not have to use the Shell Fish Tank. The last date it was used was on April 16, 2011.

The plant had 4 emergency alarms responded to during this report period. Two occurred on 5-24-11 for the #2 Influent Pump tripping off and two occurred on 5-25-11 for #2 and #3 Influent Pump tripping off. The plant did not have any trouble with the flows coming into the plant and the backup systems in place worked as expected. The #2 Influent VFD was replaced on 5-26-11 with the backup VFD and was sent to Siemens for repair. The VFD was possibly damaged in a storm and was causing the problems controlling the Influent Pump.

The plant went off the electric grid for Enernoc on 5-31-11 for 3 hours. This was the first call for reducing the electric power at the plant for the 2011 season.

The Wastewater Treatment Plant had no violations or spills 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 fall of 2011.

The last phase of the Bio-monitoring testing for the plant's Effluent will take place this July of 2011. These tests are a requirement per the plant's discharge permit.

The renewal of the plant's discharge permit expires in October of 2012. The renewal application is due in August of 2011.