

COUNCIL OF TRAPPE
TRAPPE TOWN HALL
SEPTEMBER 4, 2019

Council of Trappe Meeting: President Newnam called the meeting to order at 7:00 pm. Council members Norm Fegel, Tonya Pritchett, RD Diefenderfer and Walter Chase were present. Other attendees for the Town: Town Administrator Braband, Superintendent Callahan, Attorney Ryan, CJ Wood, Shawn Lane and GMB representative Scott Getchell. Public Attendees: Don English, Jason Bishop from Eastern Shore Environmental, Marty Doty, Bobby & Shirley Quidas, Brian Schmidt, Edgar Harrison and Andrew Kane.

Amendments to the Agenda: Commissioner Fegel made a motion to approve the agenda as presented. Commissioner Diefenderfer seconded the motion. All approved.

Presentation of Minutes: Commissioner Fegel made a motion to approve the minutes as presented. Commissioner Diefenderfer seconded the motion. All approved.

COMMITTEE AND DEPARTMENT REPORTS

Clerk's Report: Administrator Braband presented the Clerk's report, the General Fund and the Enterprise Fund budgets that are filed in the records. Administrator Braband stated that the Town's auditors, TGM Group, would be at the October 2nd Council meeting to present the audit for fiscal year 2018/2019.

Talbot County Sheriff's Office: President Newnam read the August report that is filed in the records.

Public Works: Superintendent Callahan read his report that is filed in the records. Superintendent Callahan stated that Apprentice CJ Wood has passed his Water Treatment 1 exam.

Planning & Zoning: Commissioner Fegel stated that they have received comments from MDP on the comp plan and those will be reviewed by the Planning Commission at their next meeting. Commissioner Fegel stated that Mr. Kane and Mr. Scott presented a plan for a solar project on Old Trappe Road and the Planning Commission determined that it is a permissible use by special exception so they will need to go in front of the Board of Appeals. Commissioner Fegel stated that Bob Rauch and Ryan Showalter presented an amendment to the Lakeside plan and will be looking for final approval this month.

Communications: None

Attorney Updates: Attorney Ryan stated that she and Peter Johnston will be meeting next week to review Lakeside's submission and to review MDP's comments to the comp plan.

Executive Session: President Newnam stated that an executive session was held on August 7, 2019 to obtain legal advice and tonight, Sept. 4th, to obtain legal advice

ORDER OF BUSINESS BEFORE THE COUNCIL

New Business:

Trash Removal Bids –

President Newnam stated that 2 bids were received and they are as follows:

Chesapeake Waste - \$2.85 per residence per week = \$148.20 per year

No additional fees and the bid package is complete

Eastern Shore Environmental - \$2.50 per residence per week = \$138.00 per year

No additional fees, proof of liability insurance was not included in the bid package and trash day would need to be changed to Friday if they were selected.

President Newnam asked Jason Bishop from Eastern Shore Environmental if his bid included 2 bulk trash pick-ups each year and Mr. Bishop stated that it did. President Newnam asked Mr. Bishop about liability insurance coverage and Mr. Bishop stated that he would email his proof of coverage over to Administrator Braband now. President Newnam asked if anyone from Chesapeake Waste was in attendance and no one was. President Newnam stated that this contract is for 3 years and expires October 1, 2022. Commissioner Fegel stated that the difference is \$18.20 per year per residence. President Newnam read the 3 recommendations from Town of Denton, Town of Chestertown and Town of Rock Hall that were included in Eastern Shore Environmental's bid package. Commissioner Chase asked Mr. Bishop if they were to miss trash how long would it take them to come back to get it and where do they put the trash cans after dumped. Mr. Bishop stated that they would come back in 24 hours and they put the cans back in the yard and not in the street or on the sidewalk. Mr. Bishop stated that they also clean up any trash that may fall on the ground. Mr. Brian Schmidt asked Mr. Bishop how the maintenance on his trucks is. Mr. Bishop stated that he has a 2018 and a 2019 truck so no issues with his trucks. Commissioner Diefenderfer made a motion to award the trash bid to Eastern Shore Environmental with the condition that his liability insurance is received. Commissioner Chase seconded the motion.

VOTE:

Newnam – Y Fegel – Y Pritchett – Y Diefenderfer – Y Chase – Y

Motion approved.

Other Business:

Lakeside Stormwater Management Administrative Waiver Request –

Attorney Ryan stated that at the last Council meeting Bob Rauch requested an administrative waiver for Lakeside. Attorney Ryan stated that she read to the Council the stormwater management ordinance and her interpretation of the ordinance is that the Council cannot extend something beyond its expiration date. Attorney Ryan stated that she told Bob that she would look at the Maryland regulations related to stormwater management waivers and after doing so she provided Bob and the Council with copies. The regulation reads that all construction pursuant to an administrative waiver must be completed by May 4, 2017 unless extended. The waiver can be extended if by May 4, 2010 the development received preliminary approval and was subject to a DRRA. Lakeside did receive preliminary approval and is subject to a DRRA but they didn't seek the waiver prior to 2017. Attorney Ryan stated her interpretation of that regulation is that it cannot be extended beyond its expiration date. Bob stated at the last meeting that they would be providing additional information to Attorney Ryan and she has not received anything from them. Mr. Schmidt asked how this would delay Lakeside breaking ground. Attorney Ryan stated that this doesn't affect what the Planning Commission is working on at this point. Attorney Ryan stated that the Town has requested from Lakeside to submit what they are proposing now and have approved them to work with GMB to review their proposal but nothing has been submitted for review at this point. The Council decided to table this matter and see if Lakeside provides additional information.

Howell Point Sewer Extension –

Attorney Ryan stated that at the last Council meeting the Council directed GMB to put together a cost estimate to extend the sewer main to the Doty's property. Scott Getchell stated that GMB has put together the estimate to install 500 feet of the already engineered force main that the County has designed. Mr. Getchell stated that assuming that the Town will go out to bid and this project is done according to the Town's standard practices the estimated total is \$45,293.00 with a 10% contingency. This is an estimate only and does not include the pumping mechanisms or any property modifications that the owner would still need to do. Attorney Ryan asked the Council if they would like to direct Scott Getchell to talk to the Doty's to explain the estimate and project requirements. Commissioner Pritchett made a motion to allow GMB to meet with and discuss the project with the Doty's to see if they are interested in proceeding with this project at their expense. Commissioner Chase seconded the motion.

VOTE:

Newnam – Y Fegel – Y Pritchett – Y Diefenderfer – Y Chase – Y
Motion approved.

Ferry Point Marina –

Attorney Ryan stated that in the past there was some discussion about Ferry Point Marina's failing septic and their interest in connecting to Trappe's sewer plant. At that time the Town was not interested in extending the sewer lines outside Town limits. Since that time Ray Clarke from Talbot County has revised the County's plan and has discussed the Town owning the force main and the County being the bulk user which would require the resident's and commercial properties to pay the County and the County would pay the Town directly. Somewhere along the way the County Council thought that the Town of Trappe didn't have the capacity to support the project and dropped the Town out of their PER. Attorney Ryan stated that she has reached out to Ray Clarke a couple of times to inform him that the Town does have the capacity even with their infill development. The County Council had a workshop in August where they discussed the PER and then an article was in the Star Democrat that stated that the County Council was trying to finalize the PER and was waiting to hear from Trappe. Attorney Ryan stated that this is inaccurate because we have offered to have these discussions several times and no response was received. Attorney Ryan stated that if the Council is interested in getting back into the PER and possibly pursuing this project then we need to let the County know and make them aware that we do have the capacity. The total EDU build out is about 54 EDU's and the Town has that available. President Newnam asked if BRF funding was being used for this project and Attorney Ryan stated she didn't think so, that it is being funded out of the County's budget. Commissioner Pritchett asked about the financial benefit for Trappe and Attorney Ryan stated that the County talked about doing a special sanitary district and there would be connection charges, expansion charges and system charges so it could be very beneficial to Trappe. Attorney Ryan stated that if the Council is interested, she can draft a letter to the County stating that Trappe is interested in learning more about the project and discussing it. Commissioner Pritchett made a motion to have Attorney Ryan draft a letter to the Council to let them know that we do have the capacity for this project and Trappe is interested in being a part of the discussion for this project. Mr. Schmidt asked if the Town was to run a force main to Ferry Point and the houses between Trappe and Ferry Point had a failing septic would they be required to connect as well? Attorney Ryan stated that there is a way that the Town and County can make an agreement so that no private residence can connect to it. Edgar Harrison stated that it has always been the Town's policy to not extend out of Town. Attorney Ryan stated that the Council is

only opening the door for discussion at this time. Andrew Kane asked if this project would cost the Town resident's more money. Commissioner Pritchett stated that adding connections would actually help with the rates. Commissioner Fegel seconded Commissioner Pritchett's motion.

VOTE:

Newnam – Y Fegel – Y Pritchett – Y Diefenderfer – Y Chase – Y

Motion approved.

Public Questions/Comments:

Mr. Kane stated that grass is growing in the street. President Newnam stated that the curbs will be sprayed.

Executive Session: No additional executive session is needed.

Commissioner Fegel made a motion at 7:38 pm to conclude the meeting. Commissioner Diefenderfer seconded the motion and it was unanimously approved.

Respectfully submitted,

Erin Braband, Town Administrator/Clerk