

MINUTES  
WALKERSVILLE BURGESS & COMMISSIONERS TOWN MEETING  
March 9, 2016

The Town meeting of the Walkersville Burgess & Commissioners was called to order on Wednesday, March 9, 2016, at 7:30 p.m. Those in attendance included Burgess Chad Weddle, Commissioners Gary Baker, Mary Ann Brodie-Ennis, Russell Winch, and Debbie Zimmerman, Town Manager Gloria Long Rollins, Planning and Zoning Administrator Susan Hauver, Public Works Director Bob DePaola, and 10 citizens, Ken Kellar of the Woodsboro Times and Mike Persley from Frederick News-Post. Commissioner Donald Schildt was absent.

The meeting was called to order with the Pledge of Allegiance and a prayer by Burgess Chad Weddle, including thanking God for our many blessings and helping us to be mindful of spring and daylight savings time and safety issues with children walking to school.

1. MINUTES

*Commissioner Debbie Zimmerman made a motion, seconded by Commissioner Mary Ann Brodie-Ennis, to approve both the Town meeting minutes and the Closed Legal/Personnel meeting minutes of February 24, 2016. The motion passed by a vote of 3-0-1, with Commissioner Russell Winch abstaining.*

2. OATH OF OFFICE – RAY SANTULLO, PLANNING COMMISSION

Burgess Weddle administered the Oath of Office to Dr. Ray Santullo, appointee to the Planning Commission.

3. ADOPT ORDINANCE 2016-01 - §69-2 PROHIBITING DEPOSITING SNOW IN A TOWN STREET AND ADDING A \$100 FINE

Ordinance 2016-01, an amendment to Town code Chapter 69, §69-2, to add snow and shoveling to Deposit of refuse on streets and sidewalks:

69-2 DEPOSIT OF (delete refuse) ITEMS ON STREETS or SIDEWALKS  
It shall be unlawful, and subject to §69-28, a \$100 fine, for any person to cast, throw, SHOVEL, USE A BLOWER OR MECHANICAL DEVICE, or sweep any SNOW, trash, refuse, leaves or sweepings into OR ON any of the streets, public alleys or sidewalks within the corporate limits of the town.

*Commissioner Debbie Zimmerman made a motion, seconded by Commissioner Gary Baker to adopt Ordinance 2016-01 amending §69-2 of the Town Code to prohibit the deposit of snow in a town street and adding a \$100 fine. The motion passed by a vote 4-0.*

4. ADOPT ORDINANCE 2016-02 - §69-25 PROHIBITING DEPOSITING SNOW IN A TOWN STREET, ADDING A \$100 FINE

Ordinance 2016-02, an amendment to Town code Chapter 69, §69-25, to add blowing or shoveling snow into the streets:

69-25 B.  
B. Persons may not shovel, blow or place any snow into the streets of the Town, subject to §69-28, a \$100 fine.

*Commissioner Debbie Zimmerman made a motion, seconded by Commissioner Gary Baker to adopt Ordinance 2016-02 amending §69-25 of the Town Code to prohibit the shoveling, blowing, or placing of snow into the streets of the town and adding a \$100 fine. The motion passed by a vote 4-0.*

5. LETTER TO GOVERNOR HOGAN REGARDING THE RAILROAD

Ms. Rollins requested clarification from the commissioners as to whether to send the sample letter verbatim, as provided by Mr. Ray Soderberg and Mr. Mike O'Connor, to the state in support of preserving the railroad. Upon

further discussion, the Commissioners decided to contact the Walkersville Southern Railroad and invite them to come to the March 23<sup>rd</sup> or the April 13<sup>th</sup> town meeting to discuss what the town can do to support the railroad.

#### 6. AWARD LIBERTY STREET WATERLINE BID

Commissioners reviewed the two bids and staff recommendation for the work to replace the water main on Liberty Street. The engineers cost estimate was \$250,000 to replace approximately 720 feet of 8" water main and replacement of 12 individual water services. Bids were received from W.F. Delauter & Son and EMS Corp in the amounts of \$238,544.23 and \$625,439.00, respectively. Staff report noted that W.F. Delauter & Son has done a good job on the many projects they have done for us in the past and is also the low bidder.

*Commissioner Debbie Zimmerman made a motion, seconded by Commissioner Mary Ann Brodie-Ennis, to award the bid for Liberty Street water line replacement to the low bidder, W. F. Delauter & Son in the amount of \$238,544.25. The motion passed by a vote of 4-0.*

#### 7. APPROVAL OF PROFESSIONAL SERVICES AGREEMENT FOR SITE PLAN OF NEW RECREATIONAL BUILDING IN HERITAGE FARM PARK

A Professional Services Agreement from Town engineering firm ARRO, was presented in the amount of \$14,850. The agreement covers site plan preparation for a new 36' x 90' recreational building, a Program Open Space project, in Heritage Farm Park. The Scope of Services includes the following: working with Frederick County Health Department regarding public water and septic system, performance of field survey and production of base map with contours for use in preparation of the site plan improvements, preparation of preliminary site plan, site plan submission to Parks Committee, Planning Commission, Frederick County, Frederick County Health Department, and County Soil Conservation District for approvals, Final site plan and resubmissions if needed, and meeting attendance.

*Commissioner Russell Winch made a motion, seconded by Commissioner Gary Baker, to accept the Professional Services Agreement from ARRO in the amount of \$14,850 for the site plan for the new building in Heritage Farm Park. The motion passed by a vote of 4-0.*

#### 8. DESIGN STANDARDS FOR STREET LIGHTS: LED (PLANNING COMMISSION RECOMMENDATION)

The current Design Manual (1997) standard for street lights §2.1 Lights, reads "Street lights shall be 100 watt, 240 volt high pressure sodium lights by American Revolution.....as shown in the Appendix of this manual, or a like kind and quality with approval of the Planning Commission."

Planning Commission recommended an addition to the Design Manual, to amend the phrase as follows: "high pressure sodium lights, **OR THEIR LED EQUIVALENT,**"

*Commissioner Russell Winch made a motion, seconded by Commissioner Debbie Zimmerman, to add the phrase "to install and utilize the current best available technology or LED equivalent style." This motion was later withdrawn after discussion with Planning Commission Chairman Dick Brady and Vice-Chair David Ennis.*

Mr. Dick Brady and Mr. David Ennis explained that there are only 2 light models approved in the Design Manual and the Planning Commission wanted to remain consistent in the acceptable style and type. They want to encourage LED as an alternative to sodium vapor in similar style to the current subdivisions.

*Commissioner Russell Winch made a motion, seconded by Commissioner Debbie Zimmerman, to adopt the Planning Commission wording for the amendment to the Design Manual as "or their LED equivalent", as originally recommended. The motion passed by a vote of 4-0.*

#### 9. ACCOUNTS PAYABLE

*Commissioner Russell Winch made a motion, seconded by Commissioner Gary Baker, to pay the attached bills. The motion passed by a vote of 4-0.*

## 10. COMMISSIONERS' CONCERNS

Commissioner Russell Winch reported that MML meeting of February 25<sup>th</sup> included good discussion and agreement to draft a letter of support for Frederick City and the downtown hotel/conference center.

Commissioner Winch announced the Frederick/Carroll County MML Chapters will hold their joint chapter meeting on Monday, June 20<sup>th</sup> at the Mt. Airy Lorenzo Brick Oven Café. He also announced that he may be giving up his position as President of the Frederick Chapter MML in the upcoming April/May timeframe.

Commissioner Russell Winch noted that upon his review of the Crum Tower structural analysis as provided by AT&T, things are going in the right direction and he would recommend moving forward with the AT&T additions, provided the Town's consultant, Center for Municipal Solutions, is also in agreement that the amended reports are correct.

Commissioner Mary Ann Brodie-Ennis will be attending a Green Team meeting on April 12<sup>th</sup>. She also noted that she is the commissioner liaison for Gladetowne and Glade Manor and is striving to contact their HOAs to connect with them.

Commissioner Gary Baker expressed his satisfaction that the unlicensed vehicle parked behind Town Hall has been removed. He also noted that the blacktop humps surrounding the parking lot, directing the water drainage, had been destroyed by the snow plowing contractor. Mr. DePaola noted the humps are mixed in with the snow piles and will be retrieved and reinstalled as staff gets to it.

Commissioner Baker asked if anyone was interested in changing the Town Meeting time to 7:00 p.m. rather than 7:30. No one jumped on it.

Burgess Weddle reviewed the announcements printed at the bottom of the agenda, noted commissioners received a draft evaluation of Fountain Rock Spring as a viable option for water for the new water plant, and reminded everyone to remember to call Ms. Utility when digging, it's the law.

## 11. CITIZENS' QUESTIONS AND CONCERNS

Mr. Ray Soderberg, 2 Mill Street, notified commissioners that since his presentation with Mr. Mike O'Connor regarding preservation of the railroad, there has been a firestorm of controversy from the Walkersville Southern Railroad. He stated that the State approached him personally last year and asked him to put in an offer to purchase the rail line. He stated that the reason is that the State did not think the WSRR was capable of purchasing it at that time. He directed the State to talk to the WSRR. He reported that the State wants to get rid of the line by 2018 and that somebody's going to buy it. He thinks it's a good idea to bring WSRR to a meeting but doesn't want commissioners to be distracted by his potential purchase of the line. He stated the State is required to involve stakeholders and they haven't invited the Towns involved to the table for a voice in the decision. He also noted that he is presenting a bid to the state to purchase the line in question. From an Economic Development perspective he noted that, regardless of who owns the line, the railroad is a major economic driver in the Town with 15,000 riders last year.

Mr. George Rudy, in exile, with an economic interest in the property on the corner of Crum Road and Rt. 194, reported there is a group within the County that watches the streams and noted that the Town is headed for a challenge if it wants to use Fountain Rock Spring for the new water plant.

*Commissioner Russell Winch made a motion, seconded by Commissioner Mary Ann Brodie-Ennis, to hold a closed legal meeting to update commissioners on the status of legal issues. The motion passed by a vote of 4-0.*

The meeting adjourned at 8:30 p.m.

Respectfully submitted,

Gloria Long Rollins  
Town Manager