

## BOG Meeting May 11, 2020

In attendance were: Governors Bill Szczytko, Dawn Myers, Jeff Roche, Beau Breeden, Mary Lamb, Cheri Fairchild, Lisa Schmidt, Jerome Zadera. Matt Layman and Neil Macindoe, Town Manager Ryan Anderson, Budget Committee chair Michael Buchet, Budget Committee member Charlie Moore and guests Stacy Wildberger, Michele Shipley, Bob Bishop, Larry Jennings, Michele Erickson and Jean Macindoe.

President Szczytko called the meeting to order in an online session of GoToMeeting at 7:33 pm. The meeting was not held at the Cox meeting room in accordance with the social distance guidelines set by the state of Maryland and Anne Arundel County due to the COVID-19 pandemic. He reiterated that the ongoing pier building issue on RiverBay Road could not be discussed tonight and read the notice that is posted at the top of the website. "The Board is aware of the Capital Gazette's April 12, 2020 article about the construction of the pier at 1224 River Bay Road and the comments provided by the lot owner to the newspaper. No comment was provided by the Board to the newspaper prior to the article's publication because, as stated previously, the Board will litigate the matter through the courts and not the media. The Board need only state here that it sincerely disagrees with the lot owner's comments, and on April 15th, 2020, the Circuit Court for Anne Arundel County issued a temporary restraining order that prohibits further construction of piers at 1222 and 1224 River Bay Road. The Board is pleased with the Circuit Court's decision and the Board will continue to protect and enforce Cape St. Claire's rights to the fullest extent allowed by law as litigation proceeds."

Minutes of April 13, 2020 were reviewed. A motion to approve was made by Governor Lamb, seconded by Governor Breeden and unanimously approved.

The P&L statement of March 9, 2020 was reviewed. A motion was made by Governor Roche, seconded by Governor Fairchild and unanimously approved.

### COMMITTEE REPORTS

Town Manager- Town Manager Anderson reported that there is one outstanding vegetation management plan at Little Magothy Beach regarding trees overhanging into a neighbor's yard. The current mowing contractor's bid came in well below the others and there have been no issues with the service provided over the last several years so we will continue with that mower. Eight new beach attendants were hired in the last week. Beach attendants will start on May 15 for weekends only until Memorial Day weekend, then every day through Labor Day. Swim buoys will be placed when the water warms up some. Quotes for playground cleaning are being gathered and research being done on how often and what kind of cleaning they will need. Notices regarding the County Executive's guidance on playgrounds will be laminated and hung at the playgrounds this week. Architects have been consulted regarding office space at the clubhouse. The permit to replace the pier at slip 421 on the Deep Creek bulkhead was approved on May 5 and construction was completed over the May 9-10 weekend. The electrical work is complete and the plumbing will be done May 12. Youth Sailing inquired about portable toilets and were assured that, with the 72-hour turnaround from ordering to delivery, if the camp is allowed, there will be portable toilets available. There was a brief pier committee meeting on May 5 with a discussion about electrical safety do's and don'ts with an electrician in attendance. The county 311 app has been modified and overgrown grass can no longer be reported. There is one residential fence installation issue being addressed. The new hiker biker path is open. There is still one open security officer position, 13 shifts for the month are covered and the new officer is doing well. New parking stickers were mailed out and are in use. There has been no official update on the two unemployment claims for CSCIA employees but one said their claim was denied. The business office has remained closed since March 16 in keeping with COVID-19 rules. Business is still being conducted well while maintaining social distance rules. The clubhouse will not be used for the June 2 primary election but is scheduled for the November general election. Governors are asked to please review their budget line items and put in recommendations for the next budget cycle. Restaurants at the shopping center are requesting permission to place tables in parking spaces for outdoor seating during the early phases of reopening.

**Beaches and Parks:** Governor Breeden stated that playgrounds were closed according to state and county directives. Opening them slowly as allowed may be possible with beach attendants to oversee crowd size but the impossible fines and the potential for imprisonment would make that option not in the best interests of the Cape or the Governors. For now, they will stay closed. The county Parks and Rec department will keep him apprised of changes. Residents are being urged to report people trying to use the playgrounds. Old stickers are now expired as of May 1 and new stickers should be on cars. Warnings are being placed on cars without current stickers and given to non-Cape residents to discourage their use of the beaches. Governor Macindoe added that he has been visiting the beaches daily and giving out warnings as well.

**Piers:** Governor Breeden stated that the Cape has followed the boating guidelines put forth by the state and the county. Given the reopening of recreational boating, the June 1 deadline to have boats in slips will stay in place. Eighty-six to 88 percent of pier revenues have been received. Once the Deep Creek repair is fully complete and boats are returned to the slips beyond the repair, the last few pier slip moves can occur and should get us to 100% of expected pier revenues.

**BCC:** Governor Breeden reported that Bill 12-20 introduced by AA County Council member Lacey regarding workforce housing and school capacity is up for vote at tonight's council meeting. It is intended to set limits on the amount of workforce housing that can be built in areas with schools at capacity. He also noted that the toll-less lanes are open at the Bay Bridge.

**Security:** Governor Breeden is hoping to have another security officer for the summer. He added that if a resident has an emergency, they are to call the police but that with the general stand down due to Covid-19, the police are being reactive more than proactive.

**Events:** Governor Fairchild reported that with the family friendly feel of the July 4<sup>th</sup> events, it can be organized quickly if allowed.

**Buildings:** Governor Roche reported that he is catching up on a backlog of applications. Residents have been reporting violations that he and Town Manager Anderson have been following up on.

**Budget:** Governor Zadera announced the online GoTo Meeting budget meeting is scheduled for Monday May 18 at 7:30 pm. Budget committee chair Buchet reiterated the request from the Town Manager for committee heads to check their budget line items to see if they are on track at the 75% of fiscal year timeline.

**Clubhouse:** Governor Lamb reported no activity due to closure but that the Cape Clean Up is still scheduled for September.

**Caper:** Governor Lamb reported 2 new advertisers and will continue to reduce articles to keep costs down.

**Strawberry Festival:** Governor Lamb reported that the Strawberry Festival is still on hold.

**Covenants:** No report.

**Technology:** Governor Szczytko reported that he has been doing updates to the website.

## **OLD BUSINESS**

Governor Breeden reported that the beach restoration project was awarded a \$50,000 grant from Fish & Wildlife Dept specifically for creating fish and oyster habitats at the Lake Claire site. He thanked Gina Hunt for her help. He said that he and Town Manager Anderson will probably attend classes to be educated on the habitats. He stated that it is rare for such a project to have funding from local, state and federal governments as well as private funding. The Capital Budget signed by state Governor Hogan includes money for waterway improvements that could help fund the Cape projects. He is working on finalizing new contracts with Alliance of the Chesapeake so that work can begin as soon as possible after permits are approved. The loan is in place and funds can be drawn on when needed. The project is expected to cost about \$484,000, allowing for contingencies, with \$25,000 coming from the state. Governor Fairchild moved that the revisions be approved; it was seconded by Governor Breeden and then approved unanimously.

## **NEW BUSINESS**

Governor Breeden stated that whether Youth Sailing will happen this year will be based on guidelines by the state and county.

Governor Breeden reported a request by Riverbay Roadhouse and Broadneck Grill that parking spaces in the lot of the shopping center be dedicated to tables for outdoor seating as restaurants are phased back in. He noted concerns of safety, cleanliness, traffic and being co-insured on a longer term that the one-day Cinco de Mayo type events of the past. He expressed concern over an ad hoc approach and prefers a plan for working with other restaurants who may make the same request later. Tables cannot be placed on most of the sidewalk due to ADD regulations. There was discussion of safety barriers, spacing of tables, end dates, outdoor liquor licenses, restrooms, reopening phases, use of the rear parking lot, etc. Governor Breeden made a motion that Town Manager Anderson be given the authority to engage the BLOA and work with the particular stores that may need flexibility with seating best to accommodate their needs, with assurances that there would be liability insurance coverage, safety provisions and traffic flow considerations to make it the safest and cleanest that it can be. The motion was seconded by Governor Roche and approved unanimously.

Governor Breeden presented a petition made by several residents of Lake Claire Drive requesting that CSCIA, as the owner of riparian rights on two lots at the inlet to Lake Claire, obtain the duck hunting leases for those lots so that it can be kept as a

conservation area with no hunting allowed. Discussion followed and it was determined that the discussion should be tabled pending getting more information on the requirements of the CSCIA in the lease lottery process. A decision will be made by emergency meeting in order to meet the June 1 deadline with the state.

Governor Szczytko reported that Chuck Hawley from Studio 343 and Doug Kuchta from Purple Cherry Architects have given ideas and information regarding creating office space for Town Manager Anderson. Theresa Todd, architect, is to meet with the Town Manager and Office Manager and offer some plans as well. They have given advice on impervious surface, permitting and cost for maintaining the original structure and creating an additional office.

#### **COMMENTS**

Stacy Wildberger announced that the Cape Conservation Corps will have a small (less than 10 people) planting party at the Serene Ravine on Lake Claire Drive on May 23<sup>rd</sup> at 9 am to plant some more native species. She said they have received a lot of positive feedback and that people are enjoying the space.

#### **ADJOURNMENT**

A motion was made by Governor Fairchild to adjourn and move to a closed session. It was seconded by Governor Layman and approved unanimously. The May 11, 2020 meeting of the CSCIA Board of Governors was adjourned to a closed session at 8:51 pm.

#### **CLOSED SESSION**

A closed session was convened at 9:00 pm and adjourned at 9:59pm