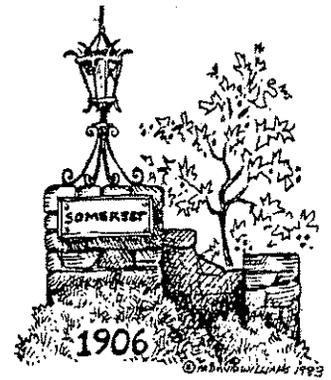


TOWN OF SOMERSET

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Jeffrey Z. Slavin
Mayor

Rich Charnovich
Town Manager/Clerk-Treasurer

Council Minutes
December 5, 2011

Mayor and Council Members Present

Mayor Jeffrey Slavin
Vice President Marnie Shaul
Council Member Cathy Pickar
Council Member Barbara Zeughauser
Council Member Bill Farley

Town Staff

Larry Plummer, Town Inspector
Richard Charnovich, Town Manager-Clerk/Treasurer

Consulting Staff and Contractors

Michael Bobbitt, Adventure Theatre

Residents Signed In

Sue Rosenthal, Surrey
J. Dean Yap, Cumberland
Alexis Carner, Essex
Jeff Mascott, Surrey
Bonnie Lewin, Cumberland

Press

Laura L. Thornton

1. **DONATION OF PIANO TO ADVENTURE THEATRE**-Mayor Slavin stated he was pleased to announce that the Town would be donating one of its pianos to Adventure Theatre. Mayor Slavin asked Mr. Michael Bobbitt to say a few words on behalf of the Theatre. Mr. Bobbitt thanked the Council and Mayor for the donation and presented the Town with a certificate of appreciation.
2. **COUNCIL MEETING MINUTES**-Council Member Zeughauser asked that the November 7, 2011 Minutes be amended to include that Number 8 states that the Town will retain the \$2000.00 deposit until the generator passes the noise test. Motion Council Member Zeughauser, Second Vice President Shaul to approve the November 7, 2011 Minutes. Motion Vice President Shaul, Second Council Member Zeughauser to approve the November 14, 2011 Special Council Meeting Minutes. Motion passed 4-0.
3. **TOWN MANAGER FINANCIAL REPORT**-Manager Charnovich presented to the Council his December Financial Report (attached). Inspector Plummer was asked on where things were regarding the payment to the Road Program contractor. Mr. Plummer indicated that the Town would be saving approximately \$50,000.00 from the approved bid amount and that \$15,000.00 would be held back from paying the contractor until final punch list work is completed in the spring.
4. **ADDING MANAGER CHARNOVICH TO THE CAPITAL ONE BANK CHECKING ACCOUNT AND SIGNATURE CARDS**-Motion Council Member Pickar, Second Council Member Farley. Motion passed 4-0.
5. **ADOPTION OF AN UNINCORPORATED ASSOCIATION RESOLUTION ESTABLISHING A NEW CHECKING ACCOUNT WITH CAPITAL ONE BANK FOR THE PURPOSE OF HOLDING RESTRICTED FUNDS**-Motion Council Member Farley, Second Council Member Pickar. Motion passed 4-0.
6. **PUBLIC COMMENTS ON AGENDA ITEMS**-Alexis Carmer, Essex, representing the Somerset School PTA. Alexis stated that the Somerset PTA is going to perform an experiment on Deal Place to hopefully obtain some data on the rear entrance to the Somerset School where Deal meets Cumberland. The Somerset PTA would come back to the Council at another meeting to express the results.
7. **PUBLIC COMMENTS ON NON AGENDA ITEMS**-NONE
8. **APPLICATION SUBMITTED BY 4817 CUMBERLAND AVENUE TO INSTALL A GAS 14 RES GENERATOR**-Mayor Slavin asked Inspector Plummer to provide his report. No comments from the audience.

Motion Council Member Pickar, Second Council Member Farley to accept the application to install the 14 Res Generator contingent upon receipt of a sound mitigation plan that satisfies the Town Staff and the Staff's indication that the plan could reasonably be expected to meet the decibel levels for sound. The Town will retain the \$2000.00 security deposit until the decibel level sound requirement is met. The submission of the plan does not relieve the applicant from actually meeting the required noise levels. Motion passed 4-0.

9. **APPLICATION SUBMITTED BY 5409 SURREY STREET FOR A REPLACEMENT HVAC UNIT THAT HAS ALREADY BEEN INSTALLED**- Mayor Slavin asked Inspector Plummer to provide his report. Mr. Plummer recommends approval of the HVAC Unit as it has passed the noise test and meets the zoning requirements. Ms. Totah. Motion Council Member Farley, Second Council Member Pickar. Motion passed 4-0.
10. **RECOMMENDATION BY THE TOWN COUNCIL ACTING AS THE LOCAL ADVISORY PANEL FOR APPLICATION SUBMITTED BY 4805 CUMBERLAND AVENUE PROPOSAL TO REPLACE THE CURRENT 11' DRIVEWAY APRON WITH A 15' DRIVEWAY APRON AND REPLACE THE EXISTING STONE WALL TO THE RIGHT OF THE DRIVEWAY**-Mayor Slavin asked Inspector Plummer to provide his report. Mr. Plummer recommends approval to the Historic Preservation Commission. Motion Council Member Farley, Second Council Member Zeughauser to approve. Motion passed 4-0.
11. **RECOMMENDATION BY THE TOWN COUNCIL ACTING AS THE LOCAL ADVISORY PANEL FOR APPLICATION SUBMITTED BY 5820 SURREY STREET. THE APPLICANT PROPOSES A TWO STORY REAR ADDITION WITH A TWO CAR GARAGE AT THE CELLAR LEVEL AND CONVERSION OF THE EXISTING KITCHEN INTO A STUDY**-Mayor Slavin asked Inspector Plummer to provide his report. Inspector Plummer recommends approval to the Historic Preservation Commission. Sean Gilbert, Architect for the applicant, answered Council Member Zeughauser's question about the driveway for the project. Motion Council Member Farley, Second Council Member Zeughauser to approve. Motion passed 4-0.
12. **APPROVAL OF A PERMIT EXTENSION FOR THE 4909 ESSEX AVENUE PROJECT PER INSPECTOR PLUMMER'S REPORT**-Motion Council Member Farley, Second Council Member Pickar to extend the Permit to February 6, 2012. Motion passed 3-1, with Council Member Zeughauser voting against.
13. **POOL HOUSE UPDATE**-Mayor Slavin asked Lou Balodemas, Project Manager to provide the update on the Project. Mr. Balodemas referenced the punch list dated November 23, 2011. Mr. Balodemas stated that PCO 80 is still

outstanding. He also provided an updated cost summary for the project to be placed on the Town website.

14. **ADDITIONAL SERVICES INVOICE SUBMITTED BY MCINTURFF ARCHITECTS DATED NOVEMBER 28, 2011 IN THE AMOUNT OF \$31,875.00**- Vice President Shaul asked Mr. Balodemas to provide an update on the sign design for the front entrance. Mr. Balodemas advised that County Approval would be required but not Department of Transportation. He indicated that the Town should find a contractor for the installation of the pool entrance sign and for the separate enclosure for the recycling bins/trash cans. Motion Vice President Shaul, Second Council Member Pickar to approve invoice to McInturff Architects in the amount of \$31,875.00.
15. **MAYOR'S RECOMMENDATION FOR 2012 ELECTION DAY IN THE TOWN OF SOMERSET FOR MARCH 12, 2012 AND TO SET THE HOURS FOR VOTING AS 5-9 PM AT THE SOMERSET TOWN HALL**-Motion Council Member Farley, Second Council Member Zeughauser. Motion passed 4-0.
16. **INTRODUCTION OF AMENDMENTS TO THE TOWN'S CURB CUT ORDINANCE**-Council Member Zeughauser re-introduced an amendment to the Town's current curb cut Ordinance. She stated that she would write an article in the Journal on the amendment and it would be posted on the Town's website.
17. **MAYOR'S REPORT**-Mayor Slavin indicated that his report was in the back of the room if anyone wanted to view it.
18. **ADJOURN** at 8:55 pm.