



Jeffrey Z. Slavin
Mayor

TOWN OF SOMERSET

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Rich Charnovich
Town Manager/Clerk-Treasurer

December 7, 2015 Council Minutes

Open session commenced at 7:30 pm.

Those present

Jeffrey Slavin, Mayor
Marnie Shaul, Council Vice President
Barbara Condos, Council Member
Barbara Zeughauser, Council Member
Franny Peale, Council Member
Tolbert Feather, Arborist
Norman Knopf, Town Attorney
Ron Bolt, Esq.
Matt Peter, Attorney with the Local Government Investment Trust

1. Filling vacant seat on the Town Council: Motion Shaul, second Zeughauser to appoint Dudley Fowlkes, Falstone, to fulfill the remaining term of former Council Member, Cathy Pickar. Motion passed 4-0. Council Member Fowlkes was sworn into office.

Closed Session: Motion Shaul, second Peale, to enter into closed session in accordance with Section 3-305 of the Maryland Code to discuss a matter of potential legal liability to the Town of Somerset with legal counsel. Closed session lasted from 7:30 pm to 8:15 pm. Motion Shaul, second Zeughauser to exit closed session. Motion passed 5-0.

Public Comments

None

Consent Agenda

2. November 2, 2015 Council Meeting Minutes
3. Council Member Zeughouser as alternate check signer on the Town Council
4. Resolution honoring Cathy Pickar for her years of service on the Town Council
5. Confirmation approval of the Mayor's re-nomination of Patty Friedman to serve on the Town Parks and Natural Resources Committee for a term ending December 31, 2018.
6. Confirmation approval of the Mayor's re-nomination of Steve Surko to serve on the Town Parks and Natural Resources Committee for a term ending December 31, 2018.
7. Confirmation approval of the Mayor's re-nomination of Kathleen Kenyon to serve on the Town Parks and Natural Resources Committee for a term ending December 31, 2018.
8. Confirmation approval of the Mayor's re-nomination of Matt Fink to serve on the Town Tennis Committee for a term ending December 31, 2018. Motion Shaul, second Peale to approve the consent agenda items 2-8. Motion passed 5-0.

Non-Consent Agenda

9. Town Manager's November financial report was deferred
10. Setting the Election date for 2016: Election date will be April 5, 2016 from 6 pm to 9 pm in the Town Hall. Motion Zeughouser, second Shaul. Motion passed 5-0.
11. 4715 Cumberland Avenue building permit application: Motion Shaul, second Zeughouser to approve the following building permit items and to include the Town Inspector and Town Arborist reports:

Construct a 2.5 story addition in the rear of the house
Restore and extend the deck in the rear of the house
Restore the existing garage in the rear yard
Replace the existing driveway flare with a parking pad
Construct a stucco retaining wall along the new parking pad
Relocate the HVAC units

Motion passed 5-0.
12. Local Advisory Panel Recommendation to the Historic Preservation Commission for 4817 Dorset Avenue: Motion Shaul, second Zeughouser to recommend to the Historic Preservation Commission the following:

Construct new steps in the rear yard adjacent to the new accessory building addition
Rebuild two retaining walls adjacent to the narrower steps
New limestone paving that will border a new gravel driveway
A new exposed gravel concrete parking area at the end of the gravel driveway
13. Consider approval to amend Section 4-103 of the Town Code in relation to snow/ice removal on Town sidewalks: Following much discussion and comments from the public on the

removal of snow from sidewalks policy, it was determined this matter would be deferred to the January Council meeting once more information was obtained. Motion Shaul, second Zeughouser, motion passed 5-0.

14. Consider approval to amend Section 9-301 of the Town Code in relation to sled-riding on Cumberland Avenue: Following many comments from the public on the sledding hill both pro and con, the following motion was made: Motion Shaul, second Zeughouser to eliminate the section sentence in Section 9-301a which will eliminate sledding for greater than 24 hours after a snow storm. Motion passed 4-1 with Council Member Peale against.

15. River Road traffic control options near Greystone Street: Dave Murnan, representative of the State Highway Administration for Montgomery County, was in attendance at the meeting to discuss the latest traffic control design for this intersection. Motion Fowlkes, second Peale to support the design presented by SHA. Motion passed 4-1 with Council Member Zeughouser against. The design will be placed on the home page of the Town website if anyone wants to see it.

16. Bids to replace Town Hall emergency generator: Larry Plummer, Town Inspector, presented the bids received to replace the emergency generator with a newer model. A FEMA grant is to cover 75 percent of the cost. Motion Shaul, second Zeughouser to approve the bid of JBI Services in the amount of \$11,153.82 contingent upon FEMA approving the bid. Motion passed 5-0.

17. Larry Plummer Exit Report to the Council and Mayor: Final report appended to these minutes

18. Project Management Proposal by John Chadwick of the OGC Company, LLC for pool construction bidding work and construction work proposed in calendar year 2016 at a cost of \$3,000.00: Motion Condos, second Zeughouser. Motion passed 5-0.

19. Pool Management proposals for 2016: Motion Condos, second Zeughouser to approve the pool management proposal submitted by Community Pools for calendar year 2016 contingent upon a final contract being finalized. Motion passed 5-0.

20. Comcast Cable Franchise Ordinance – Ordinance was introduced for the cable franchise agreement which will be managed by Montgomery County.

21. General Code Update: Ongoing workshop dates have been set and are being publicized via electronic communications.

22. Mayor's Report: Mayor Slavin provided his report to the Council and had copies available in the room if anyone wanted to review it.

23. Adjourn at 10:40 pm