

Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

Lisa L. Heavner - First Selectwoman

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SIMSBURY BOARD OF SELECTMEN

Main Meeting Room – Simsbury Town Hall – 933 Hopmeadow Street, Simsbury

Regular Meeting – June 26, 2017 – 6:00 p.m.

PLEDGE OF ALLEGIANCE

PUBLIC AUDIENCE

PRESENTATIONS

FIRST SELECTWOMAN'S REPORT

SELECTMEN ACTION

- a) Approve Tax Refunds
- b) Approve Public Gathering Permit Applications for 2017 Events
- c) Approve Process for Consideration of Public Gathering Permit for Performing Arts Center Summer Music Festival Event on August 25th, 26 and 27th
- d) Approve submission of Application for Connecticut State Construction Grant in the amount of approximately \$408,000
- e) Approve the request of Fiddler's Green for Eno parking permission effective through December 1, 2018
- f) Set Public Hearing Date for August 14, 2017 at 6:00 p.m. for modifications to the Town's existing ordinances as they relate to collection and disposal of Municipal Solid Waste (MSW) and Recycling
- g) Approve Correspondence to Related to Deepwater Wind Solar Proposal

OTHER BUSINESS

APPOINTMENTS AND RESIGNATIONS

Telephone (860) 658-3230
Facsimile (860) 658-9467

LHeavner@simsbury-ct.gov
www.simsbury-ct.gov
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8:30 – 7:00 Monday
8:30 – 4:30 Tuesday through Thursday
8:30 – 1:00 Friday

- a) Acknowledge the resignation of Loren P. Shoemaker (R) as a regular member of the Water Pollution Control Authority effective June 9, 2017

REVIEW OF MINUTES

- a) Regular Meeting of June 12, 2017

SELECTMEN LIAISON AND SUB-COMMITTEE REPORTS

- 1. Personnel:
 - a) Town Manager Recruitment Process-Goal Setting Survey
- 2. Finance
- 3. Welfare
- 4. Public Safety
- 5. Board of Education

ADJOURN

Most of the documents reviewed by the Board of Selectmen at this meeting can be located at:
<http://www.simsbury-ct.gov/board-of-selectmen>



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Tax Refunds
2. **Date of submission:** June 20, 2017
3. **Date of Board Meeting:** June 26, 2017
4. **Individual or Entity making the submission** (Please include complete contact information. The identified individual(s) should be prepared to present information to the Board of Selectmen at the Board Meeting):

Colleen O'Connor- Tax Collector

5. **Action requested of the Board of Selectmen** (Acceptance of gift, creation of reserve, approval of contract, information only, etc. Be as specific as possible with respect to the desired action of the Board.):
Individual or Entity making the submission requests that the Board of Selectmen:

Tax refunds to be approved by State Statue 12-129. Some of the reasons for refunds on cars are –vehicle sold, destroyed, donated, moved out of state or appealed the taxes.

Real Estate refunds are due to the fact that both a bank and an attorney's office pay the taxes because of sale of house or re-finance.

6. **Summary of Submission** (Include in your summary (i) relevant dates and timelines; (ii) parties involved; (iii) a description of financial terms and conditions specifically identifying the financial exposure/commitment of the Town of Simsbury; (iv) whether or not contracts, licenses and other legal documents have been reviewed by the Town's counsel; and (v) other information that will inform the Board of Selectmen's consideration of your submission. Include any additional information in an attached memorandum.):
7. **Financial Impact** (Include a description of any impact on the finances of the Town of Simsbury):

Approve tax refunds per attached printout in the amount of \$ 647.21

8. **Description of documents included with submission** (All documents must be in final form and signed by the appropriate party.):
The following documents are included with this submission and attached hereto:

Tax Refunds.xls

	BILL NUMBER	TAX	FIRE	INTEREST	TOTAL
List 2013					
					\$0.00
					\$0.00
					\$0.00
					\$0.00
Total 2013		\$0.00	\$0.00	\$0.00	\$0.00
List 2014					
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
Total 2014		\$0.00	\$0.00	\$0.00	\$0.00
List 2015					
CAB East LLC	15-03-52338	\$485.03	\$13.47		\$498.50
Vault Trust	15-03-69140	\$162.18	\$4.50		\$166.68
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
Total 2015		\$647.21	\$17.97	\$0.00	\$665.18
TOTAL 2013		\$0.00	\$0.00	\$0.00	\$0.00
TOTAL 2014		\$0.00	\$0.00	\$0.00	\$0.00
TOTAL 2015		\$647.21	\$17.97	\$0.00	\$665.18
					\$665.18
TOTAL ALL YEARS		\$647.21	\$17.97	\$0.00	\$665.18



Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Public Gathering Permits – Recommendation for Approval
2. **Date of submission:** June 20, 2017
3. **Date of Board Meeting:** June 26, 2017
4. **Individual or Entity making the submission** (Please include complete contact information. The identified individual(s) should be prepared to present information to the Board of Selectmen at the Board Meeting):

Gerard G. Toner, Director of Culture, Parks and Recreation

5. **Action requested of the Board of Selectmen** (Acceptance of gift, creation of reserve, approval of contract, information only, etc. Be as specific as possible with respect to the desired action of the Board.):
The Individual or Entity making the submission requests that the Board of Selectmen:

Approve the Public Gathering Permit Applications for the following events:

July 28 – F.V. Jewish Congregation Sabbath Service – Schultz Park
September 17 – Simsbury Fly-In and Car Show

6. **Summary of Submission** (Include in your summary (i) relevant dates and timelines; (ii) parties involved; (iii) a description of financial terms and conditions specifically identifying the financial exposure/commitment of the Town of Simsbury; (iv) whether or not contracts, licenses and other legal documents have been reviewed by the Town's counsel; and (v) other information that will inform the Board of Selectmen's consideration of your submission. Include any additional information in an attached memorandum.):

In the past week, Public Gathering Permit applications were submitted for the events listed above. The application was distributed by e-mail to the committee for their review.

Those on the e-mail distribution included Assistant Town Planner Mike Glidden, Public Works Director Tom Roy, Lieutenant Fred Sifodaskalakis, Jason Brown of the Farmington Valley Health District, and Mike Delehanty of the Simsbury EMS.

The applicants were also able to respond to any questions on the events.

After reviewing the applications, the committee unanimously recommended that the events be forwarded to the Board of Selectmen for approval.

7. Financial Impact (Include a description of any impact on the finances of the Town of Simsbury):

There is no financial impact to the Town.

8. Description of documents included with submission (All documents must be in final form and signed by the appropriate party.):

The following documents are included with this submission and attached hereto:

NA



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Public Gathering Permit for 2 Left Feet Blues Festival
2. **Date of submission:** June 22, 2017
3. **Date of Board Meeting:** June 26, 2017
4. **Individual or Entity making the submission** (Please include complete contact information. The identified individual(s) should be prepared to present information to the Board of Selectmen at the Board Meeting):

Thomas F. Cooke – Director of Administrative Services – tcooke@simsbury-ct.gov

5. **Action requested of the Board of Selectmen** (Acceptance of gift, creation of reserve, approval of contract, information only, etc. Be as specific as possible with respect to the desired action of the Board.):
The Individual or Entity making the submission requests that the Board of Selectmen:

To delay final approval of the Performing Arts Center's revised public gathering permit for its 2 Left Feet Blues Festival on August 25-27, 2017 pending (1) a successful text amendment to the Zoning Regulations permitting camping on town property on a limited basis, and (2) approval through the Public Gathering Permit process of the details of the proposed camping in connection with the event.

6. **Summary of Submission** (Include in your summary (i) relevant dates and timelines; (ii) parties involved; (iii) a description of financial terms and conditions specifically identifying the financial exposure/commitment of the Town of Simsbury; (iv) whether or not contracts, licenses and other legal documents have been reviewed by the Town's counsel; and (v) other information that will inform the Board of Selectmen's consideration of your submission. Include any additional information in an attached memorandum.):

The previously approved public gathering permit for the 2 Left Feet Blues Festival on August 25-27, 2017 at the Performing Arts Center did not include approval of the use of this site for camping during the Festival as the proposed use was not included in the original application. Currently, tent and RV sites are being sold for this event on-line.

The Performing Arts Center has been informed that the proposed use of the facility for camping in tents and RVs is not currently approved.

The Performing Arts Center has also been informed that, after a comprehensive review of the matter by Town Counsel, the town has concluded that the zoning regulations currently do not permit camping at the Performing Arts Center site. The proposed use would require a text amendment to Article 5, Section B – Temporary Uses under the Zoning Regulations. Whether or not the proposed use of the site is permissible accordingly depends upon approval of a text amendment by the Zoning Commission.

If a text amendment is approved, the town must still conduct a review of the proposed use through the Public Gathering Permit process which also considers safety and health issues. Accordingly, the Board of Selectmen will need to provide final approval of the public gathering process once it has been completed.

7. Financial Impact (Include a description of any impact on the finances of the Town of Simsbury):

None

8. Description of documents included with submission (All documents must be in final form and signed by the appropriate party.):

The following documents are included with this submission and attached hereto:

Memo from Robin Newton, Code Enforcement Officer



Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

Office of Community Planning and Development

MEMO

TO: Jamie Rabbitt, Director of Planning & Community Development
FROM: Robin Newton, Code Compliance Officer/ Michael Glidden- Assistant Town Planner
RE: Campgrounds/Camping at Simsbury Meadows- Interpretation Review
DATE: June 5, 2017

It has come to my attention that camping is being proposed on the property known as Simsbury Meadows off Iron Horse Boulevard. The Simsbury Meadow property off Iron Horse Boulevard is zoned both, Simsbury Center Code and R-40 residential. The portion of the property located in the Simsbury Center Zone is zoned as a Civic Site. That zone is allowed to have Civic related uses, Parks and Open Space and minor utilities. Outdoor recreation is not allowed in any zone in the Simsbury Center Zone and is defined as including campgrounds in Section 4.3.3 of the Simsbury Center Code.

The rear portion of the property is zoned R-40. The Zoning Regulations define campground as , **“any lot on which may be located two or more cabins, tents, other accommodations of a design or character suitable for seasonal or other temporary recreational living purposes, including a day camp but not a mobile home park, boarding or rooming house, tourist house, hotel or motel.”** These uses defined as a campground are not allowed in any residential zone. In addition, Article Six, Prohibited Uses, explicitly states that Article Six, Section C. **“no trailer camps”** and Article Six, Section E. **“trailers or mobile homes- No automotive type of trailer and no mobile home, whether mounted on wheels, or on a foundation, or demounted shall be occupied for living purposes or business purposes within the Town except as permitted in Article Five, Section B, as a temporary use.”** Article Five, Section B states, **“A non-conforming temporary building shown to be necessary pending construction of a conforming building or use, for not more than one year, but renewal permits for successive periods of six (6) months may be granted.”**

Staff has also reviewed the section of the regulations **Article Five, Temporary Uses**, which discusses temporary uses such as a circus, carnivals, auction, festival or other similar event. The Zoning Regulations do not have definitions for these words so staff reviewed the Webster's Third International Dictionary, as is referenced in the Zoning Regulations Article Four, Definitions, Section A(10). None of these words include overnight camping as part of their definition.

In conclusion, based on a review of both the Simsbury Center Code regulations and the Town of Simsbury Zoning Regulations, camping is not a permitted use on the property known as Simsbury Meadows.

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8:30 - 7:00 Monday
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8:30 - 1:00 Friday

Environmental Concerns:

The area of the purposed use is located in the floodway as shown on the current Flood Insurance Rate Map.

From a wetlands standpoint, the area to the southeast which is designated as a tent camping area has been a concern raised by the Wetlands Commission. As you know, the commission has questioned whether past expansion of the parking area was compliant with approved permits. Staff is concerned with the use of this area. Furthermore, the area where Rvs will be parked presents potential for erosion issues. The concern is vehicles getting stuck and disturbance of earth. In order to prevent disturbance of earth, staff is concerned whether material will be required to be imported so that vehicles will not get stuck in wet areas. Such actions would require approval to conduct regulated activities from the IWWA.

The area as a whole is near portions of Simsbury Meadows which have standing water year round. The concern is for the potential of mosquitoes and other pests and other necessary treatments to control these issues.



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Simsbury Public Library CT State Construction Grant
2. **Date of submission:** June 21, 2017
3. **Date of Board Meeting:** June 26, 2017
4. **Individual or Entity making the submission** (Please include complete contact information. The identified individual(s) should be prepared to present information to the Board of Selectmen at the Board Meeting):

Lisa Karim, Library Director

5. **Action requested of the Board of Selectmen** (Acceptance of gift, creation of reserve, approval of contract, information only, etc. Be as specific as possible with respect to the desired action of the Board.):

The Individual or Entity making the submission requests that the Board of Selectmen:

Approval to apply for CT State Construction Grant to fund a portion of the Library Lower Level Improvement project in the amount of approximately \$408,000.

6. **Summary of Submission** (Include in your summary (i) relevant dates and timelines; (ii) parties involved; (iii) a description of financial terms and conditions specifically identifying the financial exposure/commitment of the Town of Simsbury; (iv) whether or not contracts, licenses and other legal documents have been reviewed by the Town's counsel; and (v) other information that will inform the Board of Selectmen's consideration of your submission. Include any additional information in an attached memorandum.):

The Library seeks approval to apply for a CT State Construction grant to help defray the cost of the Lower Level Improvement project that will add program space to the existing facility. This project has been endorsed by the Library Board and included in the Town's FY18 capital improvement plan. Matching funds from the Town are required as part of the grant application.

7. **Financial Impact** (Include a description of any impact on the finances of the Town of Simsbury):

Positive financial impact of approximately \$408,000 to defray the cost of the construction project. The Friends of the Library have already approved funding of the design costs of \$90,000 associated with this project.

8. Description of documents included with submission (All documents must be in final form and signed by the appropriate party.):

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Town of Simsbury

933 HOPMEADOW STREET

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SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Permission for Parking at Eno Hall during PAC Events
2. **Date of submission:** June 22, 2017
3. **Date of Board Meeting:** June 26, 2017
4. **Individual or Entity making the submission** (Please include complete contact information. The identified individual(s) should be prepared to present information to the Board of Selectmen at the Board Meeting):

Lisa Natcharian – lisa@fiddlers-green-simsbury.com

Thomas F. Cooke – Director of Administrative Services – tcooke@simsbury-ct.gov

5. **Action requested of the Board of Selectmen** (Acceptance of gift, creation of reserve, approval of contract, information only, etc. Be as specific as possible with respect to the desired action of the Board.):
The Individual or Entity making the submission requests that the Board of Selectmen:

Authorize the First Selectwoman to execute the attached License and Indemnification Agreement permitting Fiddler's Green to use parking at Eno Memorial Hall, with the prior approval of Town Staff, during events at the Performing Arts Center, with a modified expiration date of December 31, 2018.

6. **Summary of Submission** (Include in your summary (i) relevant dates and timelines; (ii) parties involved; (iii) a description of financial terms and conditions specifically identifying the financial exposure/commitment of the Town of Simsbury; (iv) whether or not contracts, licenses and other legal documents have been reviewed by the Town's counsel; and (v) other information that will inform the Board of Selectmen's consideration of your submission. Include any additional information in an attached memorandum.):

The Town of Simsbury has historically approved use of Eno Hall parking by Fiddler's Green during events at the Performing Arts Center with prior approval of town staff at Eno Memorial Hall. The attached agreement was drafted by Town Counsel and is

acceptable to Fiddler's Green. An extension of the contract period for one year has also been requested.

7. Financial Impact (Include a description of any impact on the finances of the Town of Simsbury):

None

8. Description of documents included with submission (All documents must be in final form and signed by the appropriate party.):

The following documents are included with this submission and attached hereto:

Draft License and Indemnification Agreement

LICENSE AND INDEMNIFICATION AGREEMENT
754 Hopmeadow Street, Simsbury, Connecticut

This License and Indemnification Agreement (the "Agreement") is effective as of July ____, 2017 (the "Effective Date"), by and among Town of Simsbury, a Connecticut municipal corporation with an address of 933 Hopmeadow Street, Simsbury, Connecticut ("Licensor"), and Hopping Fiddler, LLC doing business as The Fiddler's Green Shops and Restaurants, 2-10 Wilcox Street, Simsbury, Connecticut ("Licensee").

WHEREAS, Licensor is the owner of a piece or parcel of land known as the Eno Hall Parking Lot, 754 Hopmeadow Street, Simsbury, Connecticut as more particularly shown on a certain map or plan identified as Exhibit A attached hereto and made a part hereof (the "License Area"); and

WHEREAS, Licensee is the owner of a parcel of land located at 2-10 Wilcox Street, Simsbury, Connecticut adjacent to the License Area, Simsbury, Connecticut; and

WHEREAS, Licensee desires to use the License Area for parking to service certain public events to be held at the Simsbury Performing Arts Center ("PAC Property"); and

WHEREAS, Licensor desires to permit Licensee from time to time to access the License Area for the sole and exclusive purpose of parking for its staff, business invitees, and employees to service the Subject Property with minimal interruption to Licensor's business operations; and

NOW, THEREFORE, in consideration of the mutual promises and subject to the terms and conditions herein set forth, the parties hereto agree as follows:

1. Grant of License.

(a) Licensee is hereby granted a license permitting Licensee, its members, staff and employees sponsored by the Licensee on the PAC Property to access the License Area after receiving prior approval from Licensor, for specific events commencing on and after July 1, 2017 (the "Effective Date") and ending December 31, 2017 for specific dates to be approved in advance by the Licensor, for the sole and exclusive purpose of parking to service the public events. Licensor reserves the right to reject any and all requests for the use of the Licensed Area by the Licensee for any reason or for no reason.

(b) Licensee shall contact the Licensor prior to any proposed use of the License Area to determine the feasibility of the use and to make necessary arrangements. Notwithstanding the foregoing, Licensee shall not have use of the License Area at any time when there is an event at Eno Memorial Hall.

2. Indemnification.

To the fullest extent permitted by law, Licensee shall, from and after the Effective Date, indemnify and hold Licensors harmless and, if requested by Licensors, defend Licensors with counsel reasonably satisfactory to Licensors, from and against any and all liabilities, losses, claims, causes of action, damages, costs, and expenses (including reasonable attorney's fees and costs of collection) (collectively "Claims") incurred by or threatened against Licensors (i) arising out of or relating to any occurrence on the License Area arising, directly or indirectly, as a result of the use or occupancy of the License Area by Licensee, its staff, business invitees and employees on or after the Effective Date, excepting in either instance only Claims arising out of the gross negligence or willful misconduct of Licensors; (ii) arising out of any omission, fault, neglect, or other misconduct of Licensee, its employees, agents, licensees, business invitees or employees arising out of or relating to this Agreement on or after the Effective Date; of (iii) any breach of this Agreement by Licensee. Licensee agrees that the foregoing agreement to indemnify, defend, and hold harmless extends to liabilities, losses, claims, causes of action, damages, costs and expenses (including reasonable attorney's fees and costs of collection) arising out of claims of Licensee's staff, business invitees and employees without regard to any immunity, statutory or otherwise, including any immunity under the workers compensation laws of any applicable jurisdiction. In addition, Licensee releases Licensors from any and all Claims for any damage to any property of Licensee, its staff, business invitees and employees located at or used under this Agreement at the PAC License Area, excepting only such damage caused by the gross negligence or willful misconduct of Licensors. Licensee's obligations under this paragraph shall survive the termination of this Agreement.

To the extent necessary to indemnify and hold harmless Licensors and Licensors's agents and employees, Licensee hereby waives any immunity or exemption as an employer under any workers' or workers' compensation law, for any and all claims arising from injury to or death of any Licensee's employees, agents or subcontractors in connection with the License Area. In addition, the indemnification obligation of Licensee under this agreement shall not be limited by a limitation on the amount or type of damages, compensation or benefits payable by or for Licensee, or Licensee's agents, subcontractors or anyone directly or indirectly employed by them, under any workers' or workers' compensation law, disability benefit law or other employee benefit law.

3. Insurance.

Licensee shall purchase and maintain insurance for such types of coverage and limits of liability as Licensors shall determine in its reasonable discretion, which shall include the following:

- a) Commercial or Comprehensive General Liability Insurance on an occurrence form with a combined single minimum limit of not less than \$1,000,000 each occurrence, and annual aggregates of \$2,000,000 for bodily injury and property damage, including coverage for blanket contractual liability broad form property damage;

personal injury liability, independent contractors and products/completed operations, and sudden accidental pollution;

- b) Automobile Liability insurance with a combined single minimum limit of not less than \$1,000,000 each accident for bodily injury and property damage to include coverage for all owned, non-owned, and hired vehicles; and

Licensee shall name Licensors as an additional insured on their general liability, automobile liability, or umbrella liability insurance policies. Licensee shall provide proof of such insurance in the form of certificates of insurance acceptable to Licensors prior to accessing the License Area under this Agreement. All policies under this Agreement shall be Primary, non-contributory to any coverage maintained by Licensors, or their respective affiliated entities. All policies of insurance shall contain a provision that coverage under the policies shall not be cancelled or allowed to expire until at least thirty (30) days prior written notice has been given to Licensors.

4. Compliance with Law.

Licensee further agrees that it shall comply with all applicable Licensors rules, including safety and identification rules, and any and all applicable federal and state laws and regulations and shall also cause its faculty, staff, students, business invitees and employees to comply with the same.

5. Counterparts.

This Agreement may be executed in multiple counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument, and when executed shall be binding on the parties hereto.

6. Entire Agreement.

This Agreement contains the entire understanding of the parties with respect to the subject matter contained herein, shall supersede any other oral or written agreements, and shall be binding upon and inure to the benefit of the parties' successors and assigns. It may not be modified in any way without the written consent of both parties. This Agreement may not be assigned by Licensee without Licensors' written consent.

7. Termination.

This Agreement shall automatically terminate upon the earlier of January 1, 2018 or receipt by Licensee of a Notice from Licensors that it is revoking this License.

8. Governing Law.

This Agreement shall be governed by and construed in accordance with the laws of the State of Connecticut, without giving effect to the provisions thereof governing conflicts of law.

The undersigned having caused this Agreement to be duly executed effective as of the day and year first written above.

TOWN OF SIMSBURY

HOPPING FIDDLER, LLC

By: Lisa L. Heavner
Its: First Selectman

By:
Its:



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Reschedule Public Hearing on Revisions to Solid Waste and Recycling Ordinance
2. **Date of submission:** June 23, 2017
3. **Date of Board Meeting:** June 26, 2017
4. **Individual or Entity making the submission (Please include complete contact information. The identified individual(s) should be prepared to present information to the Board of Selectmen at the Board Meeting):**

Thomas F. Cooke – Director of Administrative Services – tcooke@simsbury-ct.gov

5. **Action requested of the Board of Selectmen (Acceptance of gift, creation of reserve, approval of contract, information only, etc. Be as specific as possible with respect to the desired action of the Board.):**
The Individual or Entity making the submission requests that the Board of Selectmen:

Reschedule the public hearing on proposed modifications to the Town's existing ordinances as they relate to collection and disposal of solid waste and recycling for August 14, 2017 at 6:00 p.m.

6. **Summary of Submission (Include in your summary (i) relevant dates and timelines; (ii) parties involved; (iii) a description of financial terms and conditions specifically identifying the financial exposure/commitment of the Town of Simsbury; (iv) whether or not contracts, licenses and other legal documents have been reviewed by the Town's counsel; and (v) other information that will inform the Board of Selectmen's consideration of your submission. Include any additional information in an attached memorandum.):**

At its Regular Meeting on June 12, 2017 the Board of Selectmen set a Public Hearing date of June 26, 2017 to consider proposed changes to the Town's ordinance governing the collection and disposal of solid waste and recycling. Town staff determined that the cost of publishing the notice in the amount of over \$5,700 was prohibitive. After conferring with Town Counsel to confirm that a delay would not be problematic from a legal standpoint, the Director of Administrative Services elected not to proceed with notification.

Setting the Public Hearing date on this matter for August 14, 2017 will permit town staff to utilize less expensive means of publication.

7. Financial Impact (Include a description of any impact on the finances of the Town of Simsbury):

Approximately \$4,800 in costs avoided.

8. Description of documents included with submission (All documents must be in final form and signed by the appropriate party.):

The following documents are included with this submission and attached hereto:

NA



Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

Thomas F. Cooke - Director of Administrative Services

Proposed Amendments to Simsbury Code of Ordinances, Chapter 133, Solid Waste

Sections 133-1, 133-2, 133-3, 133-6, 133-8, 133-9, 133-13, 133-16, 133-19, 133-23, 133-24 and 133-25 of Chapter 133 of the Code of Ordinances of the Town of Simsbury are deleted in their entirety and the following sections are hereby substituted in lieu thereof. The remaining sections of Chapter 133 are not included in this Amendment and remain as currently stated:

ARTICLE I, Storage, Collection and Disposal of Solid Waste

§ 133-1. Declaration of policy.

The accumulation, collection, removal and disposal of refuse shall be controlled by this municipality for the protection of the public health, safety and welfare. It is consequently found and declared that:

A. This municipality is authorized by law to regulate the disposition of refuse generated within its boundaries and to collect a charge therefor and to license refuse collectors.

B. This municipality is also authorized by Connecticut General Statutes Section 22a-220a to designate the area where refuse generated within its boundaries shall be disposed of.

C. This municipality has executed the municipal service agreement requiring it to cause all acceptable solid waste generated within its boundaries to be delivered to the Materials Innovation and Recycling Authority (MIRA).

D. The public health, safety and welfare of this municipality will be best served by requiring the delivery of acceptable solid waste to MIRA for processing into products which have an economic value.

E. The enactment of this article is in furtherance of this municipality's approved regional Solid Waste Management Plan.

§ 133-2. Definitions.

The following terms shall have the following meanings:

ACCEPTABLE SOLID WASTE -- Unwanted or discarded materials of the kind normally collected or disposed of, or caused to be collected or disposed of, by or on behalf of a municipality through private or municipal collection, and commercial, governmental and light industrial waste of which a municipality is required by state law to make provision for the safe and sanitary disposal, but not including in any case items designated for recycling, special handling waste or oversized bulky waste.

COLLECTOR -- Any person who holds himself out for hire to collect refuse from residential, business, commercial or other establishments.

DIRECTOR -- The Director of Public Works of the Town of Simsbury.

DISPOSAL CHARGE -- That amount of money to be charged for solid waste or refuse disposal in accordance with this article.

HAZARDOUS WASTE -- Pathological, biological, cesspool or other human wastes, human and animal remains, radioactive, toxic and other hazardous wastes which, according to federal, state or local rules or regulations from time to time in effect, require special handling in their collection, treatment or disposal, including those regulated under 42 U.S.C. §§ 6921 through 6925 and regulations thereunder adopted by

the United States Environmental Protection Agency pursuant to the Resource Conservation and Recovery Act of 1976, 90 Stat. 2806, 42 U.S.C. § 6901, such as cleaning fluids, crankcase oils, cutting oils, paints, acids, caustics, poisons, drugs, fine powdery earth used to filter cleaning fluid and refuse of similar nature.

MATERIALS INNOVIATION AND RECYCLING AUTHORITY (MIRA) – A body politic and corporation constituting a public instrumentality and political subdivision of the State of Connecticut established under the Connecticut Solid Waste Management Services Act, Chapter 466e of the Connecticut General Statutes.

MID-CONNECTICUT PROJECT -- The solid waste disposal and energy recovery and steam and electric facility ("facility") available to this municipality pursuant to a Municipal Solid Waste Management Services Contract with MIRA located at 300 Maxim Road, Hartford, Connecticut; the transfer stations approved for transfer of solid waste to the Mid-Connecticut Project; and the MIRA landfills provided for or designated by MIRA.

MUNICIPAL SERVICE AGREEMENT -- The Municipal Solid Waste Management Services Agreement between MIRA and this municipality dated as of June, 2017.

OVERSIZED BULKY WASTE or OBW -- White goods (major household appliances) and other unwanted or discarded materials which:

- A. Are the kinds not normally collected or disposed of, or caused to be collected or disposed of, by or on behalf of a municipality through private or municipal collection;
- B. In the judgment of CRRA, reasonably exercised, cannot be processed in the facility because of size or non-combustibility;
- C. Would not constitute special handling waste under these definitions;
- D. May be disposed of in a bulky waste landfill holding a permit issued by the Connecticut Department of Environmental Protection under Section 19-524-8 of its regulations or any successor provision; and
- E. Are not too large to be deposited and stored at the Simsbury Bulky Waste and Recycling Center or transported to a landfill.

SOLID WASTE ORDINANCE -- This Solid Waste Ordinance, as it may be amended from time to time, which consists of Chapter 133 of the Code, entitled "Solid Waste."

SPECIAL HANDLING WASTE:

- A. Hazardous waste.
- B. Dirt, concrete and other non-burnable construction material and demolition debris.
- C. Large items of machinery and equipment, such as motor vehicles and major components thereof (e.g., transmission, rear ends, springs, fenders), agricultural equipment, trailers and marine vessels and other items of waste exceeding six feet in any one of its dimensions or being in whole or in part of a solid mass, the solid mass portion of which has dimensions such that a sphere with a diameter of eight inches could be contained within such solid mass portion, including, in the context of deliveries to the facility, OBW.
- D. Explosives, ordnance materials, oil, sludges, flammable substances, hazardous chemicals, tires and other materials the acceptance of which, in the judgment of the CRRA, reasonably exercised, is likely to cause damage to or adversely affect the operation of the facility or, in the judgment of the Director of Public Works of this municipality, reasonably exercised, is likely to cause damage to or adversely affect the operation of the facility, constitute a threat to health or safety or violate or cause the violation of any applicable federal, state or local law, regulation or judicial or administrative decision or order.

§ 133-3. Designation of disposal area.

Pursuant to Connecticut General Statutes Section 22a-220a, the Board of Selectmen hereby designates the Mid-Connecticut Project/MIRA as the area where acceptable solid waste generated within the boundaries of Simsbury by residential, business, commercial or other establishments shall ultimately be disposed of. On and after the effective date of this chapter, each collector collecting any acceptable solid waste generated within the boundaries of this municipality shall deliver all such waste to the Mid-Connecticut Project located at 300 Maxim Road, Hartford, Connecticut.

§ 133-6. Licensing and registration requirements.

No person other than those licensed by this municipality to perform such work and in accordance with the provisions of these regulations shall operate as a collector within this municipality. No refuse generated or collected from outside this municipality shall be disposed of under a license or registration issued pursuant to this article.

A. Licensing and registration authority designated. The Director shall be the licensing and registration authority for collectors and vehicles and the containers used by them. The Director shall grant a license within a reasonable time following the filing of a proper application and payment of the prescribed unless he finds one or more of the following conditions to prevail:

(1) The applicant has been irresponsible in the conduct of refuse collection and hauling operations as evidenced by previous suspensions and/or revocations of licenses issued by this municipality or any other licensing authority in the State of Connecticut within three years prior to the application.

(2) The applicant is in default in its obligations as a collector or has otherwise violated the provisions of this article.

(3) The applicant lacks suitable equipment available for registration hereunder with which to collect and transport acceptable solid waste in a safe and nuisance-free manner and in compliance with this article.

B. License required. Each collector shall annually on or before July 1 apply for a license from the Director on such form as the Director shall prescribe to engage in the business of collection and transportation of acceptable solid waste and recyclables in this municipality.

C. Registration term, fee and renewal. All registrations shall be issued for a term not to exceed one year and shall be renewable on or before the first day of July of each year.

D. Each licensed collector who offers a solid waste collection service to residential properties within the Town of Simsbury must also offer an acceptable concurrent curbside recycling service to all residential customers.

§ 133-8. Administration; insurance requirements.

A. The Director shall administer the licensing of any collector engaged in the collecting and transporting of refuse and recyclables in this municipality.

§ 133-9. Refuse collector's responsibilities and obligations.

A. Place of delivery. Each collector shall deliver all acceptable solid waste collected within the territorial limits of this municipality to the MIRA facility and pay the disposal charge to the facility. In no case shall a collector deliver any hazardous waste, oversized bulky waste or special handling waste to the facility.

B. Failure to pay. A failure to pay charges of the MIRA facility shall be grounds for revocation or suspension of a license and registration.

C. Prohibition on delivery. No licensee shall deliver any acceptable solid waste generated within this municipality to any place other than the facility, unless the facility is incapable of accepting acceptable solid waste at the time of delivery, in which event such acceptable solid waste shall be delivered to the place designated by MIRA or the Director. No collector may, under the license issued hereunder, deliver to the facility any refuse, including, without limitation, acceptable solid waste generated and/or collected outside the territorial limits of this municipality.

D. Construction and maintenance of vehicles and containers. All vehicles used to collect and transport refuse shall be of a construction which will prevent liquid leaking out of the unit and shall be maintained free of obnoxious odors and accumulated refuse. All vehicles or container systems shall be equipped to meet MIRA requirements.

E. Time of operation. Collectors may deposit acceptable solid waste at the facility only at times and on days as designated in MIRA's regulations.

F. Spilled refuse. Collectors shall clean up immediately any refuse that may have been spilled when carrying or transferring refuse or when disposing of such refuse at the facility.

ARTICLE II, Storage, Collection and Disposal of Recyclable Materials

§ 133-13. Definitions.

The following terms shall have the following meanings:

ACCEPTABLE RECYCLABLE MATERIALS -- As set forth in the Town approved Recycling Program, as per the municipal service agreement.

COLLECTOR -- Any person who holds himself out to collect refuse or solid waste from residential, commercial or other establishments and is registered by the Town of Simsbury for this purpose.

DIRECTOR -- The Director of Public Works of the Town.

ITEMS DESIGNATED FOR RECYCLING:

A. Those items of solid waste designated from time to time for recycling by the Connecticut Commissioner of Energy and Environmental Protection pursuant to Subsection (a) of Section 22a-241b of the Connecticut General Statutes, and plastic food and beverage containers, glass food and beverage containers and metal food and beverage containers, and such items as are required to be recycled by the Regulations of Connecticut State Agencies. By regulation published in the Connecticut Law Journal on March 28, 1989, as Section 22a-241b-2 of the Regulations of Connecticut State Agencies, the Commissioner of Environmental Protection designated, as of that time, the following items required to be recycled:

- (1) Corrugated cardboard.
- (2) Glass food and beverage containers.
- (3) Leaves.
- (4) Metal food and beverage containers.
- (5) Newspapers.
- (6) Office paper.
- (7) Scrap metal.
- (8) Storage batteries.
- (9) Waste oil.

B. The term "items designated for recycling" herein shall include, without further action by the Town, any and all legally adopted additions made by the Commissioner of Environmental Protection to any designation of items for recycling made pursuant to said Section 22a-241b of the General Statutes.

MATERIALS INNOVATION AND RECYCLING AUTHORITY (MIRA) – A body politic and corporation constituting a public instrumentality and political subdivision of the State of Connecticut established under the Connecticut Solid Waste management Services Act, Chapter 446e of the Connecticut General Statutes.

PERSON -- Any individual, partnership, firm, association, corporation or other entity.

RESIDENTIAL DWELLING UNIT -- A residential property building or a part of such a building designated for occupancy, and so occupied, by one or part of one family.

RESIDENTIAL PROPERTY -- Real estate containing one or more dwelling units but shall not include hospitals, motels or hotels.

§ 133-16. Placement of recyclables for curbside collection.

A. Recyclable items to be collected pursuant to this section shall be placed in the recycling container as prescribed by the Collector. No non-recyclable materials shall be placed in any recycling container.

B. On the applicable scheduled collection day, owners or occupants of residential dwelling units shall place their recycling containers for collection at curbside in the manner designated by their Collector.

C. In lieu of the residential property owners engaging the services of a curbside Collector, they may also dispose of the above listed designated recyclables at the Simsbury Bulky Waste and Recycling Center.

§ 133-19. Collectors.

A. Collectors as defined in this ordinance shall only operate in the Town under a registration for the collection of recyclables with the Town. Recycling collectors shall meet the same requirements as trash collectors as defined in §133-6.

B. All Collectors operating within the boundaries of this municipality registered by the Town of Simsbury as set forth in A. above shall:

- (1) Be prohibited from knowingly mixing other solid waste with items designated for recycling.
 - (2) Take all items designated for recycling generated and collected from residential property within the boundaries of this municipality, separated from other solid waste, for processing or sale, to MIRA for recycling.
 - (3) Notify the Director of:
 - (a) The identity of any person from whom such Collector collects solid waste that the Collector has reason to believe has discarded items designated for recycling in violation of this article or Section 22a-241b of the Connecticut General Statutes; and
 - (b) The grounds for such belief.
 - (4) Upon the request of the Town, provide a warning notice, by such reasonable means and within such reasonable time as directed by the Director, to any person suspected by the Collector or the Town of violating the separation requirements with respect to items designated for recycling.
 - (5) Upon the request of this municipality, assist this municipality in identifying any person responsible for creating loads of solid waste containing significant quantities of items designated for recycling mixed with other solid waste.
- C. Items designated for recycling generated by nonresidential properties are not required to be delivered by Collectors to a Materials Recovery Facility, but may be marketed or disposed of privately as long as the recipient of the recyclables is a legal disposal facility.
- D. In compliance with Section 22a-208e of the Connecticut General Statutes, owners or operators of resource recovery facilities and recycling facilities must furnish the Town a copy of all information pertaining to the municipality on a quarterly basis, including recycled quantities, in an itemized breakdown form acceptable to the Director.

§ 133-23. Simsbury Bulky Waste and Recycling Center.

- A. The Center, located on property owned by the Town of Simsbury on the easterly side of Wolcott Road, shall be designated as the "Town of Simsbury Bulky Waste and Recycling Center," hereinafter referred to as the "Center."
- B. The Center shall be used for the disposal of bulky wastes, grass clippings, brush and tree trimmings, white goods, scrap metal and scrap tires, designated recyclable materials and other items deemed appropriate for disposal at the Center.
- C. Use of the Center shall be limited to:
- (1) Residents of the Town of Simsbury;
 - (2) Business, commercial, industrial and institutional entities located in the Town of Simsbury, and
 - (3) Persons or entities engaged in the handling of disposal materials, but only to the extent that the materials to be disposed of were generated within the Town of Simsbury.
- D. The Department of Public Works or the contracted facility operator under the authority of the Director is hereby empowered to issue user permits in accordance with this article. No disposal of matter shall be made at the Center unless the person or entity so disposing has been issued a valid user permit.
- E. Each resident and owner or manager of business, commercial, industrial or institutional entities and multifamily dwelling units located in Simsbury shall be responsible for disposing in a legally permitted manner any matter that cannot be disposed of at the center.
- F. The Town of Simsbury reserves the right to refuse access to the Center to any resident, entity or commercial collector when it appears that the proposed user is violating this article.

§ 133-24. Access to drop-off recycling facility.

- A. Acceptable materials.
- (1) The following recyclables and items designated for recycling, as outlined in § 133-15, separated according to item, may be brought to the Center located on Wolcott Road in Simsbury, in quantities not greater than normally generated by family households:
 - (a) Office paper.
 - (b) Waste oil.
 - (c) Batteries.
 - (d) Leaves.

(e) Scrap metal and white goods.

(2) Quantities generated by commercial entities greater than those normally generated by family households will not be accepted. This service is intended to serve the residential and small office generator.

B. Oversized bulky waste accepted shall be items such as demolition materials, yard waste, grass, wood, masonry, rock, furniture and carpets. No tree stumps, mixed solid waste, paint cans or hazardous waste shall be permitted.

C. Small items that fit in a trash barrel, as well as paper and cardboard boxes that are wet or contaminated, shall not be accepted. They should be disposed of with garbage.

D. Plastic bags shall be emptied at proper disposal areas based on contents and empty bags returned to the resident to be disposed of with garbage. No plastic bags containing anything being disposed of may be left at the Center.

E. Paint shall be disposed of at the facility in accordance with the Connecticut Paint Stewardship Plan as administered by CT DEEP.

F. A compost area is established at the Center for drop off of leaves by individual residents. Once each fall, the Town of Simsbury shall collect curbside leaves in accordance with requirements and a schedule established by the Department of Public Works.

§ 133-25. Provisions governing the use of Bulky Waste and Recycling Center.

A. Effective November 1, 1988, the Center shall be open on Wednesday and Saturday from 8:00 a.m. to 3:00 p.m. and three Sundays in the spring and the fall. The Sunday openings shall be established by the Director of Public Works and properly publicized to private and commercial users. With a recommendation from the Director of Public Works, a number of days may be added or deleted at the discretion of the Chief Executive Officer of the Town of Simsbury.

B. Personal vehicles registered to a resident of the Town of Simsbury shall require permits for use of the Center. Permits may be obtained at the facility during normal business hours upon proper proof of residency and presentation of vehicle registration.

C. Each permittee shall display its vehicle permit decal on the driver's side of its windshield or window.

D. Upon entering the Center, each permittee shall stop at the attendant's booth for inspection and instructions prior to depositing any items or materials at the Center and make payment of any fees that may be due.

E. Any vehicle seeking access to the Center shall have its contents secured in such a manner as to ensure that no materials shall blow from or fall off the vehicle while it is transporting items to the Center.

F. Disposal of trash and recyclables other than by the approved methods may be subject to a penalty as defined in § 133-27.

G. The only activity that shall be conducted within the Center is the disposal of matter identified in this article, as the same may be amended from time to time, or the conduct of official business by or with Center personnel. No person shall enter or remain on the premises of the Center for the purposes of conducting, or shall conduct, any other activity upon the premises of the Center, except that all persons may enter upon the premises of the Center for petitioning and free speech or other activities within the area designated by the Board of Selectmen at their meeting of May 18, 1992.



Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Approval of Correspondence Related to the Deepwater Wind Solar Proposal
2. **Date of submission:** June 23, 2017
3. **Date of Board Meeting:** June 26, 2017

4. **Individual or Entity making the submission:**

First Selectwoman Lisa L. Heavner

5. **Action requested of the Board of Selectmen:**

Approve letters to the Zoning, Planning and Conservation Commissions requesting advisory opinions on the Deepwater Wind Solar proposal once a Petition for Declaratory Ruling from the Connecticut Siting Council is filed with the Siting Council.

Authorize the First Selectwoman sign letters to the Commissioners of Agriculture and the Department of Energy & Environmental Protection requesting that their departments voluntarily conduct a comprehensive level review of the petition once filed.

6. **Summary of Submission:**

Please see attached correspondence.

7. **Financial Impact:**

None

8. **Description of documents included with submission (All documents must be in final form and signed by the appropriate party.):**

The following documents are included with this submission and attached hereto:

Letter to the Town of Simsbury Zoning Commission
Letter to the Town of Simsbury Planning Commission
Letter to the Town of Simsbury Conservation Commission
Letter to Department of Agriculture
Letter to Connecticut Department of Energy & Environmental Protection



Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

Lisa L. Heavner - First Selectwoman

June 26, 2017

Mr. David Ryan
Chairman
Zoning Commission
Town of Simsbury
933 Hopmeadow Street
Simsbury, CT 06070

Dear Chairman Ryan,

Deepwater Wind, LLC has informed the Town of Simsbury that they anticipate filing a Petition for Declaratory Ruling with the Connecticut Siting Council for a 25.4 megawatt solar project (Tobacco Valley Solar) located on 290 acres of property owned by Griffin Land off Hoskins and County Roads in the North end of Simsbury. That land is currently zoned for industrial and residential use.

Deepwater Wind submitted a proposal in response to a Request for Proposal (RFP) jointly issued by the three states of Connecticut, Massachusetts and Rhode Island. The goal of the RFP was to increase the amount of Qualified Clean Energy delivered to New England through the construction of new facilities or upgrades to existing generators.

Deepwater Wind was notified in late 2016 that its proposal was one of the projects selected. In early 2017 it negotiated a Power Purchase Agreement (PPA) with Eversource Energy. The entire process for this project was conducted at the state level with no Town approvals required.

Under Connecticut State law, entities like Deepwater Wind, proposing to generate more than (1) megawatt of energy are permitted by the Connecticut Siting Council and are not subject to the local zoning and land use requirements of the Town. Accordingly, this project will not come before Simsbury boards or commissions for required approvals.

The Town will have a limited role in the process before the Siting Council. On June 12, 2017, the Board of Selectmen authorized the First Selectwoman for the Town of Simsbury to request party status before the Siting Council once the petition is filed. As part of that process, the Town will request a public hearing be held in Simsbury by the Siting Council regarding the Deepwater Wind petition.

Telephone (860) 658-3230
Facsimile (860) 658-9467

LHeavner@simsbury-ct.gov
www.simsbury-ct.gov

An Equal Opportunity Employer
8:30 - 7:00 Monday
8:30 - 4:30 Tuesday through Thursday
8:30 - 1:00 Friday

In order to best represent the Town of Simsbury in proceedings before the Siting Council, the Board of Selectmen respectfully requests that your Commission evaluate the project in an advisory role at a regular or special meeting of the Zoning Commission, once the Town of Simsbury is notified that the Petition for Declaratory Ruling has been filed with the Siting Council and has the Petition in hand. It would be of great value to the Town to understand any areas of concern or recommendations identified by the Commission. If the Commission believes that additional information or studies are required in order to fully evaluate the proposal and fulfill the Town's role with the Siting Council, please specifically identify what additional information or studies are necessary. The Board of Selectmen also respectfully requests that the Commission evaluate whether Deepwater Wind's proposal would be allowed under current Simsbury zoning regulations.

We will notify the Commission once the Town of Simsbury receives notice from the Siting Council.

Thank you for your consideration of this request.

Sincerely,

Lisa L. Heavner
First Selectwoman

Chris Kelly
Deputy First Selectman

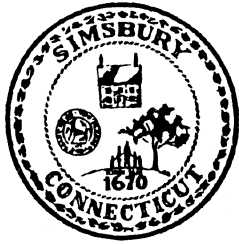
Sean Askham
Selectman

Cheryl Cook
Selectwoman

Elaine Lang
Selectwoman

Michael Paine
Selectman

Cc: Robert Decrescenzo, Town Counsel
Thomas Cooke, Director of Administrative Services
Jamie Rabbitt, Director of Planning and Community Development
Thomas Roy, Director of Public Works
Jeff Shea, Town Engineer
Michael Glidden, Assistant Town Planner



Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

Lisa L. Heavner - First Selectwoman

June 26, 2017

Mr. William Rice
Chairman
Planning Commission
Town of Simsbury
933 Hopmeadow Street
Simsbury, CT 06070

Dear Chairman Rice,

Deepwater Wind, LLC has informed the Town of Simsbury that they anticipate filing a Petition for Declaratory Ruling with the Connecticut Siting Council for a 25.4 megawatt solar project (Tobacco Valley Solar) located on 290 acres of property owned by Griffin Land off Hoskins and County Roads in the North end of Simsbury. That land is currently zoned for industrial and residential use.

Deepwater Wind submitted a proposal in response to a Request for Proposal (RFP) jointly issued by the three states of Connecticut, Massachusetts and Rhode Island. The goal of the RFP was to increase the amount of Qualified Clean Energy delivered to New England through the construction of new facilities or upgrades to existing generators.

Deepwater Wind was notified in late 2016 that its proposal was one of the projects selected. In early 2017 it negotiated a Power Purchase Agreement (PPA) with Eversource Energy. The entire process for this project was conducted at the state level with no Town approvals required.

Under Connecticut State law, entities like Deepwater Wind, proposing to generate more than (1) megawatt of energy are permitted by the Connecticut Siting Council and are not subject to the local zoning and land use requirements of the Town. Accordingly, this project will not come before Simsbury boards or commissions for required approvals.

The Town will have a limited role in the process before the Siting Council. On June 12, 2017, the Board of Selectmen authorized the First Selectwoman for the Town of Simsbury to request party status before the Siting Council once the petition is filed. As part of that process, the Town will request a public hearing be held in Simsbury by the Siting Council regarding the Deepwater Wind petition.

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In order to best represent the Town of Simsbury in proceedings before the Siting Council, the Board of Selectmen respectfully requests that your Commission evaluate the project in an advisory role at a regular or special meeting of the Planning Commission, once the Town of Simsbury is notified that the Petition for Declaratory Ruling has been filed with the Siting Council and has the Petition in hand. It would be of great value to the Town to understand any areas of concern or recommendations identified by the Commission. If the Commission believes that additional information or studies are required in order to fully evaluate the proposal and fulfill the Town's role with the Siting Council, please specifically identify what additional information or studies are necessary. The Board also respectfully requests that the Commission evaluate Deepwater Wind's proposal in terms of compatibility and consistency with the Town of Simsbury's Plan of Conservation and Development.

We will notify the Commission once the Town of Simsbury receives notice from the Siting Council.

Thank you for your consideration of this request.

Sincerely,

Lisa L. Heavner
First Selectwoman

Chris Kelly
Deputy First Selectman

Sean Askham
Selectman

Cheryl Cook
Selectwoman

Elaine Lang
Selectwoman

Michael Paine
Selectman

Cc: Robert Decrescenzo, Town Counsel
Thomas Cooke, Director of Administrative Services
Jamie Rabbitt, Director of Planning and Community Development
Thomas Roy, Director of Public Works
Jeff Shea, Town Engineer
Michael Glidden, Assistant Town Planner



Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

Lisa L. Heavner - First Selectwoman

June 26, 2017

Ms. Margery Winters
Chairwoman
Town of Simsbury Conservation Commission
Inlands/Wetlands Agency
933 Hopmeadow Street
Simsbury, CT 06070

Dear Chairwoman Winters,

Deepwater Wind, LLC has informed the Town of Simsbury that they anticipate filing a Petition for Declaratory Ruling with the Connecticut Siting Council for a 25.4 megawatt solar project (Tobacco Valley Solar) located on 290 acres of property owned by Griffin Land off Hoskins and County Roads in the North end of Simsbury. That land is currently zoned for industrial and residential use.

Deepwater Wind submitted a proposal in response to a Request for Proposal (RFP) jointly issued by the three states of Connecticut, Massachusetts and Rhode Island. The goal of the RFP was to increase the amount of Qualified Clean Energy delivered to New England through the construction of new facilities or upgrades to existing generators.

Deepwater Wind was notified in late 2016 that its proposal was one of the projects selected. In early 2017 it negotiated a Power Purchase Agreement (PPA) with Eversource Energy. The entire process for this project was conducted at the state level with no Town approvals required.

Under Connecticut State law, entities, like Deepwater Wind, proposing to generate more than (1) megawatt of energy are permitted by the Connecticut Siting Council and are not subject to the local zoning and land use requirements of the Town. Accordingly, this project will not come before Simsbury boards or commissions for required approvals.

The Town will have a limited role in the process before the Siting Council with no provisions for local land use approvals. On June 12, 2017, the Board of Selectmen authorized the First Selectwoman for the Town of Simsbury to request party status before the Siting Council once the petition is filed. As part of that process, the Town will request a public hearing be held in Simsbury by the Siting Council regarding the Deepwater Wind petition.

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In order to best represent the Town of Simsbury in proceedings before the Siting Council, the Board of Selectmen respectfully requests that your Commission evaluate the project in an advisory role at a regular or special meeting of the Conservation Commission/Inland Wetlands Agency, once the Town of Simsbury is notified that the Petition for Declaratory Ruling has been filed with the Siting Council and has the Petition in hand. It would be of great value to the Town to understand any areas of concern or recommendations identified by the Commission. If the Commission believes that additional information or studies are required in order to fully evaluate the proposal and fulfill the Town's role with the Siting Council, please specifically identify what additional information or studies are necessary.

We will notify the Commission once the Town of Simsbury receives notice from the Siting Council.

Thank you for your consideration of this request.

Sincerely,

Lisa L. Heavner
First Selectwoman

Chris Kelley
Deputy First Selectman

Sean Askham
Selectman

Cheryl Cook
Selectwoman

Elaine Lang
Selectwoman

Michael Paine
Selectman

Cc: Robert Decrescenzo, Town Counsel
Thomas Cooke, Director of Administrative Services
Jamie Rabbitt, Director of Planning and Community Development
Thomas Roy, Director of Public Works
Jeff Shea, Town Engineer
Michael Glidden, Assistant Town Planner



Town of Simsbury

933 HOPMEADOW STREET ~ SIMSBURY, CONNECTICUT 06070

Lisa L. Heavner - First Selectwoman

June 26, 2017

State of Connecticut
Department of Agriculture
Steven K. Reviczky, Commissioner
450 Columbus Blvd, Suite 701
Hartford, CT 06103

Re: Deepwater Wind, LLC Proposed Solar Project for Simsbury

Dear Commissioner Reviczky:

As you know, Deepwater Wind, LLC ("Deepwater Wind") submitted a solar farm proposal in response to a Request for Proposal ("RFP") jointly issued by the three states of Connecticut, Massachusetts and Rhode Island. The goal of the RFP as we understand it was to increase the amount of Qualified Clean Energy delivered in or to New England through the construction of new facilities or upgrades to existing generators. Deepwater Wind's proposal, which is named "Tobacco Valley Solar," contemplates a 25.4 megawatt solar project on approximately 289 acres in Simsbury, Connecticut. Deepwater Wind was notified in late 2016 that its proposal was one of the projects selected from the RFP process. In early 2017 it negotiated a Purchase Power Agreement (PPA) with Eversource Energy. We have recently been informed that the company intends to file a "Petition for a Declaratory Ruling for a Renewable Energy Facility" with the Connecticut Siting Council sometime next week.

Due to the size of the project, the Town of Simsbury's land use ordinances and procedures are completely pre-empted by state law which gives complete decision-making authority to the Connecticut Siting Council. In short, the Town has no say in the decision about how approximately 289 acres of land in Simsbury, which is currently zoned for industrial and residential use, will be used. While the Town can and will seek party status in Siting Council proceedings and will endeavor to protect the best interests of its residents, the fate of this project ultimately is in the hands of the Siting Council. Our goal, therefore, is to make sure that the Siting Council's decision is based upon the best possible information.

Accordingly, once the petition process has been initiated, we respectfully request that the Department of Agriculture conduct a comprehensive level of review of the Petition. This will ensure that the proposal is thoroughly evaluated and that critical environmental and land use issues are explored in depth.

We recognize that the Department of Agriculture may not be required to conduct a comprehensive review in connection with the anticipated Petition. Given that the genesis of this project was a State of Connecticut RFP process, and that the project raises significant state policy concerns, we submit that it is in the public's best interest to have as complete a review of the underlying issues as possible. It is certainly important to the residents of Simsbury that the Siting Council's decision is based on a comprehensive and complete record.

Thank you in advance for your consideration of this request.

Respectfully submitted,

Lisa L. Heavner
First Selectwoman



Town of Simsbury

933 HOPMEADOW STREET ~ SIMSBURY, CONNECTICUT 06070

Lisa L. Heavner - First Selectwoman

June 26, 2017

Connecticut Department of Energy and Environmental Protection
Rob Klee, Commissioner
79 Elm Street
Hartford, CT 06106-5127

Re: Deepwater Wind, LLC Proposed Solar Project for Simsbury

Dear Commissioner Klee:

As you know, Deepwater Wind, LLC ("Deepwater Wind") submitted a solar farm proposal in response to a Request for Proposal ("RFP") jointly issued by the three states of Connecticut, Massachusetts and Rhode Island. The goal of the RFP as we understand it was to increase the amount of Qualified Clean Energy delivered in or to New England through the construction of new facilities or upgrades to existing generators. Deepwater Wind's proposal, which is named "Tobacco Valley Solar," contemplates a 25.4 megawatt solar project on approximately 289 acres in Simsbury, Connecticut. Deepwater Wind was notified in late 2016 that its proposal was one of the projects selected from the RFP process. In early 2017 it negotiated a Power Purchase Agreement (PPA) with Eversource Energy. We have recently been informed that the company intends to file a "Petition for a Declaratory Ruling for a Renewable Energy Facility" with the Connecticut Siting Council sometime next week.

Due to the size of the project, the Town of Simsbury's land use ordinances and procedures are completely pre-empted by state law which gives complete decision-making authority to the Connecticut Siting Council. In short, the Town has no say in the decision about how approximately 289 acres of land in Simsbury, which is currently zoned for industrial and residential use, will be used. While the Town can and will seek party status in Siting Council proceedings and will endeavor to protect the best interests of its residents, the fate of this project ultimately is in the hands of the Siting Council. Our goal, therefore, is to make sure that the Siting Council's decision is based upon the best possible information.

Accordingly, once the petition process has been initiated, we respectfully request that the Department of Energy and Environmental Protection conduct a comprehensive level of review of the Petition. This will ensure that the proposal is thoroughly evaluated and that critical health, safety, environmental, economic and social issues are explored in depth.

We recognize that the Department of Energy and Environmental Protection may not be required to conduct a comprehensive review in connection with the anticipated Petition. Given that the genesis of this project was a State of Connecticut RFP process, and that the project raises significant state policy concerns, we submit that it is in the public's best interest to have as complete a review of the underlying issues as possible. It is certainly important to the residents of Simsbury that the Siting Council's decision is based on a comprehensive and complete record.

Thank you in advance for your consideration of this request.

Respectfully submitted,

Lisa L. Heavner
First Selectwoman



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Resignation

2. **Date of submission:** 06/21/2017

3. **Date of Board Meeting:** 06/26/2017

4. **Individual or Entity making the submission**

Loren Shoemaker, 6 School House Lane, Simsbury, CT

5. **Action requested of the Board of Selectmen**

Accepts the resignation of Loren P. Shoemaker, 6 School House Lane, Simsbury, as a Regular Member of the Water Pollution Control Authority

6. **Summary of Submission**

Regular Member: Loren Shoemaker

Board: WPCA

Party: R

Effective: 06/09/2017

Full Term of Office: 01/02/2016 - 01/1/2020

7. **Financial Impact:**

NONE

8. **Description of documents included with submission** *The following documents are included with this submission and attached hereto:*

Resignation letter received from Loren Shoemaker

Dear Paul

I am retiring from my job on July 1, 2017.

As discussed previously, once I stopped working, Donna and I would be selling our home and relocating to Naples, Florida.

We have an agreement in place to sell our house on June 30, 2017.

With reluctance, I must submit my resignation as a board member of the WPCA effective after our June 8th meeting.

Being part of this board has been a rich experience for me.

The collaborative culture, desire to "do the right thing" for our town citizens while protecting the board's by-laws, rules and regulations and the chair leadership by you have been nothing short of remarkable and memorable.

I thank you for the privilege to serve on the WPCA board and wish you, my fellow members, Tony, Tom and Alison nothing but the best in the future

Respectively submitted


Loren P. Shoemaker

SVP

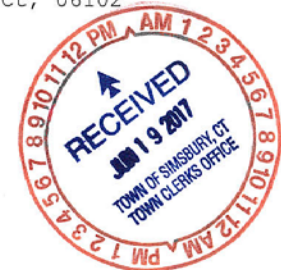
The Hartford Steam Boiler Inspection and Insurance Company One State Street Hartford, Ct, 06102

860.722.5203 (P)

860.992.7636 (C)

Loren_Shoemaker@hsb.com

www.hsb.com



**TOWN OF SIMSBURY – BOARD OF SELECTMEN
REGULAR MEETING MINUTES – JUNE 12, 2017
“Subject to Approval”**

Page | 1

CALL TO ORDER

The Regular Meeting of the Board of Selectmen was called to order at 6:02 p.m. in the Main Meeting Room of the Simsbury Town Offices. Present were: First Selectwoman Lisa Heavner; Board members Sean Askham, Elaine Lang, Michael Paine, Cheryl Cook and Christopher Kelly. Others in attendance included Thomas Roy, Director of Public Works; Thomas Cooke, Director of Administrative Services; Sarah Nielson, Chairman of Main Street Partnership and other interested parties.

PLEDGE OF ALLEGIANCE

Everyone stood for the Pledge of Allegiance, led by John Cody from Boy Scout Troop 76.

PUBLIC HEARING

To receive public comment concerning the proposed approval by the Board of Selectmen of the proposals of the Simsbury Grange for benefits under Neighborhood Assistance Act (NAA) as set forth in its completed Form NAA-01, Connecticut Neighborhood Assistance Act (NAA) Program Proposals

Ms. Heavner recused herself from the Public Hearing and turned the meeting over to Deputy First Selectman Christopher Kelly.

Susan Masino, 41 Madison Lane, who spoke on behalf of the Simsbury Grange, said these applications are not for money but, they are for individuals to be able to make a donation to the Grange and get some level of tax credit for their donation. She said the Grange has been here since 1931. A few people got together a few years ago and have been trying to rehab the facility now. She handed out some new brochures on fairs in the State.

Ms. Masino said one of the applications is for energy conservation for new windows, etc. She said the other application is for job training. This would mean the Grange needs to be rehabbed inside and out. One of her goals is to make the Grange a special dietary facility for epilepsy.

Robert Kalechman, 781 Hopmeadow Street, said he feels the Grange should support themselves. He feels the budget is too high and the Town shouldn't be giving any more money out.

Joan Coe, 26 Whitcomb Drive, feels the Grange does a great job, but the expenditures are inappropriate. She feels they can raise money in other ways.

CLOSE PUBLIC HEARING

Mr. Askham made a motion to adjourn the Public Hearing at 6:15 p.m. Ms. Cook seconded the motion. All were in favor and the motion passed.

Ms. Heavner returned to the meeting.

Mr. Askham made a motion to amend the agenda to include an item to authorize the First Selectwoman to seek party status before the Connecticut Siting Council for the Tobacco Valley Solar Proposal. Ms. Cook seconded the motion. All were in favor and the motion passed.

**TOWN OF SIMSBURY – BOARD OF SELECTMEN
REGULAR MEETING MINUTES – JUNE 12, 2017
“Subject to Approval”**

Page | 2

PUBLIC AUDIENCE

Kris Barnett, 15 Ox Yoke Drive, spoke about her position on the Deep Water Wind Solar Farm proposal. She feels this farm would benefit Mass. and not our community in anyway. She wants the Board to take a strong position against this farm as this doesn't belong in a residential area. She said we need to maintain the character of our Town.

Stacey Flamini, 3 Kilbourne Farms, said the Solar Farm needs to be put in a brown field, landfill, or on an industrial site. She opposes this facility even though she is not against solar.

Mike Flamini, 3 Kilbourne Farms, is also against the Solar Farm. He thinks the application will be submitted soon. The citizens are organizing and getting all the facts, but this does not belong in a residential neighborhood.

A resident said this project would be paid by taxpayers and he wants the Board to represent the people and say no to this magnitude and location.

Laura Nigro, 4 Kilbourne Farms, said she is for green energy, but is against this Farm. She will be part of the solution to solve this issue and find a better place for this Farm. She asked that the Board help them with this fight. More people are needed to help find a better site.

Liz Schlansky, 44 Berkshire Way, said she does support green energy. She said she will join the siting council to help find a balance for this Farm. We need to fight against this in our residential area.

Linda Low, 8 Kilbourne Road, spoke about compatibility for this Farm. There is supposed to be a new law passed on 7/1 about closing the loophole for having this type of facility in a residential area.

Joe Tracy, 40 Berkshire Way, also supports green energy, but is against the Solar Farm in a residential area. This project is too big for this farmland. He thinks landfills, brown fields, or industrial sites need to be researched.

Tom Niver, 4 Kilbourne Farms, feels the Solar Farm is not in good character for the Town of Simsbury and he asked that the Board fight this.

Susan Masino, 41 Madison Lane, said she hopes that one of the outcomes for this proposal could be that Connecticut starts to think about what are the best/less best options for green energy. They are closing loopholes on farmlands, but more needs to be done.

Joan Coe, 26 Whitcomb Drive, spoke about the budget and told everyone to vote no at the referendum on June 13th. She also spoke about the State budget issues activities at the Performing Arts Center, speaking at public audience, and other issues.

Robert Kalechman, 781 Hopmeadow Street, spoke about solar panels. He remembers when the panels were opposed by the airport. He also spoke about green energy and other issues.

Mike Rinaldi, 32 Pinnacle Mountain Road, spoke about the budget and mil rate. He also spoke about the Volunteer Ambulance Association, the solar panels that are not wanted near the airport or on farmland, and other issues.

David Moore, 18 Bob White Way, spoke about the State budget, the Town budget, solar energy, the Siting Council, and other issues. He asked that once the solar application is filed that the Board move for party status so they will be able to sit and discuss the issues with the State.

PRESENTATIONS

- Parking Study – Thomas Roy, Director of Public Works

Ms. Neilson said this study was done to find out how to handle parking more efficiently and make it safe for all. She said they did walking tours of downtown and worked with the community before going to Desman Associates.

Mr. Roy said these parking issues have been going on for many years.

Norm Goldman and Andy Hill from Desman Hill from Desman Associates were at the meeting. Mr. Hill said parking is all they do. They looked at current parking conditions, to understand what future conditions will be, and provide some ideas on how to address these issues.

He went through his presentation which is about quantitative and qualitative issues. He discussed trailblazing signs, identifying signs, infrastructural signs, and directional signs. He noted that anything done on Hopmeadow Street has to involve the DOT as it is State owned. A lot of these issues can be very simply fixed.

The Board members agreed that there is a concern and appreciated this presentation.

Ms. Lang made a motion to amend the agenda to have item c) Approval of Eagle Scout Project before the First Selectwoman's Report. Mr. Paine seconded the motion. All were in favor and the motion passed.

Ms. Heaver said she would delay her First Selectwoman's Report until the end of the action items.

SELECTMEN ACTION

a) Approval of Eagle Scout Project – John Cody

Mr. Cody, from Troop 76, gave a presentation on refurbishing the basketball court at Town Forest Park. He showed the rusted backboard and broken hydraulic lift, tattered and vandalized net, minor cracks in the asphalt, paint spill near center court, an embedded PVC pipe post, and some overgrown small trees and brush that he would like to take care of.

Mr. Askham made a motion to approve the Eagle Scout project, as proposed by John Cody, to renovate the outdoor basketball court at Town Forest Park contingent upon approval from Culture, Parks & Recreation and other Land Use Boards as needed. Ms. Cook seconded the motion. All were in favor and the motion passed.

b) Approve Simsbury Grange proposals for benefits under the Neighborhood Assistance Act (NAA)

Ms. Heavner recused herself and turned the meeting over to Deputy First Selectman Christopher Kelly.

Mr. Kelly said the Board held the Public Hearing on these proposals tonight and now the Board has to approve the Grange moving forward on this to the Connecticut Department of Revenue Services.

**TOWN OF SIMSBURY – BOARD OF SELECTMEN
REGULAR MEETING MINUTES – JUNE 12, 2017
“Subject to Approval”**

Page | 4

Ms. Cook made a motion to approve forwarding, to the Connecticut Department of Revenue Services, the two Neighborhood Assistant Act proposals from the Simsbury Grange. Mr. Paine seconded the motion. All were in favor and the motion passed.

Ms. Heavner returned to the meeting.

c) Tobacco Valley

Ms. Heavner said Deep Water Wind has not yet made an application for this Solar Farm. This Board will not be taking a position on this proposed proposal. However, she does want to seek party status so our voice can be heard at the proceedings after receiving an application.

Ms. Heavner said there will be a meeting on this issue on June 22, 2017 from 6:00 – 8:00 p.m. for resident input. She asked that everyone have specific questions to ask at this meeting. Also, Deep Water Wind has said they will do a “walk through” with residents on this property.

Mr. Askham made a motion to authorize the First Selectwoman to seek party status before the Connecticut Siting Council for the Tobacco Valley Solar Proposal once submitted. Ms. Cook seconded the motion. All were in favor and the motion passed.

d) Approve Tax Refunds

Mr. Askham made a motion to approve tax refunds in the amount of \$5,779.75 as requested and approved by the Tax Collector. Ms. Cook seconded the motion. All were in favor and the motion passed.

e) Authorize the First Selectwoman to execute contract with Materials Innovation and Recycling Authority (MIRA) for Municipal Solid Waste (MSW) and Recycling Disposal

Mr. Paine recused himself.

Mr. Roy said the Town entered into an agreement with MIRA for the disposal of our residential municipal solid waste. This contract is now set to expire. As part of the Central Connecticut Solid Waste Authority (CCSWA) we took part in a bid process for these services last fall, where MIRA was the only respondent. He said MIRA will provide the best initial pricing and is projected to be the best option for the Town.

Ms. Lang made a motion to authorize the First Selectwoman to execute a 10-year agreement with MIRA for Municipal Solid Waste (MSW) and recycling disposal. Ms. Cook seconded the motion. All were in favor and the motion passed.

Ms. Cook made a motion to set a public hearing for June 26, 2017 at 6:00 p.m. to make modifications to the Town’s existing ordinances as they relate to collection and disposal of MSW and recycling. Mr. Askham seconded the motion. All were in favor and the motion passed.

Mr. Paine returned to the meeting.

f) Approve the request of Fiddler’s Green for Eno parking permission effective December 1, 2017

Mr. Askham made a motion to table this item. Ms. Lang seconded the motion. All were in favor and the motion passed.

FIRST SELECTWOMAN’S REPORT

The First Selectwoman reviewed her report, which is part of the agenda packet.

APPOINTMENTS AND RESIGNATIONS

a) Acknowledge the resignation of Grace Comeau (R) as a regular member of the Aging and Disability Commission effective May 19, 2017

Mr. Paine made a motion to acknowledge the resignation of Grace Comeau as a regular member of the Aging and Disability Commission effective May 19, 2017. Ms. Lang seconded the motion. All were in favor and the motion passed.

REVIEW OF MINUTES

a) Regular Meeting of May 22, 2017

There were no changes made to the Regular Meeting Minutes of May 22, 2017 and, therefore the minutes were adopted.

b) Special Meeting of May 24, 2017

There were no changes made to the Special Meeting Minutes of May 24, 2017 and, therefore the minutes were adopted.

SELECTMEN LIAISON AND SUB-COMMITTEE REPORTS

- 1. Personnel** – no report at this time.
- 2. Finance** – no report at this time.
- 3. Welfare** – no report at this time.
- 4. Public Safety** – no report at this time.
- 5. Board of Education** – no report at this time.

Mr. Kelly said the Town Manager Search Committee proposed an ad for resumes with a deadline of 7/21/17. Advertisements have been posed throughout Connecticut and nationally. They will propose a community survey for resident feedback at the next Board of Selectmen meeting.

ADJOURN

Mr. Askham made a motion to adjourn at 8:35 p.m. Ms. Lang seconded the motion. All were in favor and the motion passed.

Respectfully submitted,
Kathi Radocchio, Clerk



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Town Manager Recruitment Process
Goal-Setting Survey
2. **Date of submission:** June 23, 2017
3. **Date of Board Meeting:** June 26, 2017
4. **Individual or Entity making the submission** (Please include complete contact information. The identified individual(s) should be prepared to present information to the Board of Selectmen at the Board Meeting):

Thomas F. Cooke – Director of Administrative Services – tcooke@simsbury-ct.gov
Melissa A.J. Appleby – Deputy Director of Administrative Services –
mappleby@simsbury-ct.gov

5. **Action requested of the Board of Selectmen** (Acceptance of gift, creation of reserve, approval of contract, information only, etc. Be as specific as possible with respect to the desired action of the Board.):
The Individual or Entity making the submission requests that the Board of Selectmen:

Approve content of proposed survey designed to gather information from the public, boards and commissions and town staff to help identify core competencies required of the Town Manager.

6. **Summary of Submission** (Include in your summary (i) relevant dates and timelines; (ii) parties involved; (iii) a description of financial terms and conditions specifically identifying the financial exposure/commitment of the Town of Simsbury; (iv) whether or not contracts, licenses and other legal documents have been reviewed by the Town's counsel; and (v) other information that will inform the Board of Selectmen's consideration of your submission. Include any additional information in an attached memorandum.):

At the recommendation of Municipal Resources, Inc. the Sub-Committee of the Executive Search Committee has prepared the attached draft survey for broad dissemination. This is the first step in a process of reaching out to residents, board and commission members, town staff and others to gather information to help inform the Town Manager recruitment process.

7. **Financial Impact** (Include a description of any impact on the finances of the Town of Simsbury):

None

8. **Description of documents included with submission** (All documents must be in final form and signed by the appropriate party.):

The following documents are included with this submission and attached hereto:

Draft Survey

Municipal Resources, Inc.

Simsbury, CT New Town Manager Survey

In November, 2016 Simsbury's residents voted to make changes to the Town Charter, including a change in the form of government from a First Selectman/Board of Selectmen to a Town Manager/Board of Selectmen form of government. This change will take effect on December 4, 2017. For more information about the Charter revision process and the new form of government, please visit the following link: <https://www.simsbury-ct.gov/charter-revision-commission>

The Board of Selectmen is currently in the process of hiring its first Town Manager, and your input is important. The Board of Selectmen and the new Town Manager will need to have a set of clear, measurable goals to serve as a basis for establishing and maintaining a strong, positive working relationship. Please complete this survey based upon your opinion about the needs of the community and provide your thoughts and ideas about the issues that are most important to focus on in the coming year.

1. Which of the following best describes you:

- I am an elected Town official
- I am an employee of the Town
- I am a resident who is regularly and actively involved in community affairs
- I am a concerned citizen who occasionally gets involved
- I am not a Town resident but am an active participant in community affairs
- If other, please specify

2. Please start by providing a brief characterization of the Town as seen through your eyes:

3. On a scale from 1 to 10, with 1 being the most important, please rate the importance of the following areas as they relate to a candidate's potential to succeed in Simsbury.

- _____ Previous Experience in Local Government Management
- _____ Budgeting & Financial Management Skills
- _____ Communication & Interpersonal Skills
- _____ Organizational and Management Skills
- _____ Demonstrated Success with Community/Economic Development Projects
- _____ Experience in Planning and Land Use Management
- _____ Experience in Labor Relations/Human Resources Management
- _____ Demonstrated Leadership and Strategic Planning Skills
- _____ Experience and Understanding Dealing with Diversity
- _____ Skilled as a Facilitator/Collaborator

4. Have you had the opportunity to interact with Town departments or to utilize Town services? If so, how was your experience with the department or the service?

5. In your view, what are the 3 biggest issues facing the community?

1

2

3

6. If you could set the community goals for the next few years, what would be your top 3, in order of priority?

Goal 1

Goal 2

Goal 3

8. If you could establish the top 3 (realistic) action items to improve Town government efficiency and effectiveness in the immediate future, what would they be?

Item 1

Item 2

Item 3

9. What is the one "pearl of wisdom" regarding Simsbury that you'd share anonymously with the next Town Manager to help ensure acceptance and success in the community?

10. In closing, please pass along any advice or suggestions for the Board of Selectmen to consider as they undertake the process of interviewing and selecting the next Town Manager for Simsbury.

**Question for Town employees only – to be inserted after Question #3: Based on your experience working for the Town of Simsbury, what would you identify as the three top priorities for the Town Manager to focus on?*