



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

Lisa L. Heavner - First Selectman

Watch Board of Selectmen meetings LIVE and rebroadcast on Comcast Channel 96, rebroadcast on AT&T U-verse Channel 99 and on-demand on www.simsburytv.org

SIMSBURY BOARD OF SELECTMEN

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

Regular Meeting – August 10, 2015 – 7:00 p.m.

PLEDGE OF ALLEGIANCE

SELECTMEN ACTION

- a) Appoint Philip Purciello (R) as a Selectman of the Board of Selectmen with an expiration date of December 7, 2015
- b) Swearing in of Philip Purciello

PUBLIC AUDIENCE

PRESENTATIONS

- Saving Brandon – Bone Marrow Registry Program
- Simsbury Grange

FIRST SELECTMAN'S REPORT

SELECTMEN ACTION

- c) Approve Tax Refunds
- d) Approval of Additional Buildings at the Community Farm
- e) Review Proposed Fire Hydrant Ordinance and set Public Hearing date
- f) Approval of Tentative Agreements with CSEA, SEIU Local 2001 Units
- g) Approval of Appropriation for and Memorandum of Understanding with the Veterans Memorial
- h) Approval of One Old Bridge Road Recommendation

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

OTHER BUSINESS

- a) Update on Senior Community Center Project

APPOINTMENTS AND RESIGNATIONS

- a) Appoint Deputy First Selectman
- b) Acknowledge the resignation of Margaret R. Sexton (D) as a regular member of the Conservation Commission/Inland Wetlands & Watercourses Agency effective August 1, 2015
- c) Appoint Unaffiliated Members to the Charter Revision Commission

REVIEW OF MINUTES

- a) Special Meeting of July 23, 2015

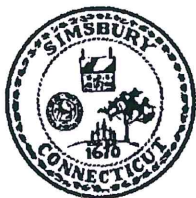
SELECTMEN LIAISON AND SUB-COMMITTEE REPORTS

- 1. Personnel
- 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/sites/simsburyct/files/agenda/agenda-file/08.10.15_board_of_selectmen_packet_0.pdf
or by scanning the QR code below.





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933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING **AGENDA SUBMISSION FORM**

1. **Title of Submission:** Republican Appointment
2. **Date of Submission:** 8/5/2015
3. **Date of Board Meeting:** 8/10/2015
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):**

Simsbury Republican Town Committee
Greg Picuch, Nominating Chair
gpicuch@icloud.com

GUP
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:

Simsbury Republican Town Committee respectfully requests that the Selectmen appoint Philip Purciello (2 Lionel Drive) to fill the vacancy on the Board of Selectmen created by the resignation of Nancy Haase.



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:** 08-05-2015
3. **Date of Board Meeting:** 08-10-2015
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 **\$ 28,909.15**

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 2012					
					\$0.00
					\$0.00
Total 2012		\$0.00	\$0.00	\$0.00	\$0.00
List 2013					
Antico Eugene E	13-03-50408	\$25.70	\$0.83		\$26.53
Boedeker Patricia	13-03-51585	\$30.35	\$0.97		\$31.32
Bourke Lisa	13-03-51750	\$120.04	\$3.84		\$123.88
Cap Thomas Paul	13-03-52549	\$8.06	\$0.26		\$8.32
Diroma Bryan S	13-03-54619	\$243.27	\$7.79		\$251.06
Diroma Bryan S	13-03-54620	\$217.27	\$6.96		\$224.23
Hodge Justin L	13-03-58082	\$155.99	\$5.00		\$160.99
Kaminsky Vladislav	13-03-59249	\$250.51	\$8.02		\$258.53
Mitchell Auto Group	13-03-62524	\$43.94	\$1.41		\$45.35
Mitchell Auto Group	13-03-62525	\$93.89	\$3.01		\$96.90
Auger Peter L	13-04-80103	\$24.93	\$0.80		\$25.73
Gallagher Tracy S	13-04-81093	\$10.40	\$0.33		\$10.73
					\$0.00
					\$0.00
Total 2013		\$1,224.35	\$39.22	\$0.00	\$1,263.57
List 2014					
CoreLogic:					
Benigno, June M	14-01-497	\$123.30			\$123.30
Kalajian, Robert C	14-01-1376	\$223.56			\$223.56
Ahmed, Medhat	14-01-1569	\$113.80			\$113.80
Buchanan Benjamin	14-01-2898	\$281.99			\$281.99
Flores William A	14-01-5778	\$145.54			\$145.54
Biskup Bradley G	14-01-675	\$158.70			\$158.70
Sherman Kristen W	14-01-6613	\$169.07			\$169.07
Chase/Almon Joseph	14-01-153	\$4,245.26			\$4,245.26
Fitzpatrick Katherine L	14-01-2532	\$333.26			\$333.26
Henault/Ganis/Comeau	14-01-3434	\$232.12			\$232.12
Kaza Ramarao	14-01-3987	\$161.92			\$161.92
Abramovich Igor A	14-01-44		\$233.67		\$233.67
Baillie & Hershman/Dorio	14-01-2110	\$4,088.64			\$4,088.64
Lintner Gerald L	14-01-4641	\$3,513.14			\$3,513.14
Mill Pond Crossing	14-01-5347	\$300.62			\$300.62
Lereta/Peterson Christine	14-01-6213	\$300.59			\$300.59
Lereta/Tassinari Marisa	14-01-6268	\$220.50			\$220.50
JP Morgan Chase/Antidormi	14-01-6356	\$453.39			\$453.39
Raye Steven P	14-01-6530	\$3,973.90			\$3,973.90
JP Morgan Chase/Wellman	14-01-698	\$253.84			\$253.84
Shanfield Francine N	14-01-7348	\$182.41			\$182.41

Conopco Inc	14-02-40176	\$53.90			\$53.90
Essex Marketing Serv	14-02-40248	\$96.92			\$96.92
New England Greetings	14-02-40552	\$18.20			\$18.20
Sims.Family Chiro. Center	14-02-40715	\$95.79			\$95.79
Tuller Oliver H Jr	14-02-40821	\$4.50			\$4.50
Amarante Ronald C	14-03-50293	\$69.97	\$2.25		\$72.22
Ayer Ramani	14-03-50675	\$341.17	\$10.93		\$352.10
Barnett Patricia	14-03-50930	\$24.98			\$24.98
Belliveau Jean Paul	14-03-51228	\$129.49			\$129.49
Burk Noah	14-03-52196	\$60.15			\$60.15
Carroll James R	14-03-52667	\$65.41	\$2.09		\$67.50
Cochener Katharine F	14-03-53251	\$79.69			\$79.69
Daimler Trust	14-03-54051	\$158.32	\$5.07		\$163.39
Dooley Margaret M	14-03-54718	\$38.50	\$1.23		\$39.73
Dooley Margaret M	14-03-54719	\$18.52	\$0.60		\$19.12
Drebot Mark A	14-03-54859	\$138.31	\$4.44		\$142.75
Financial Ser Veh Trust	14-03-55704	\$1,017.13			\$1,017.13
Fitzgerald Susan S	14-03-55804	\$203.81			\$203.81
Forman Lynette	14-03-55961	\$90.30			\$90.30
Foristall Charles	14-03-55972	\$41.76			\$41.76
Foristall Charles	14-03-55973	\$94.70			\$94.70
Foristall Charles	14-03-55974	\$110.34			\$110.34
Galarowicz Amy D	14-03-56182	\$23.76	\$0.76		\$24.52
Gallagher Tracy S	14-03-56215	\$30.07	\$0.96		\$31.03
Graikoski John T	14-03-56978	\$103.43			\$103.43
Green Philip P	14-03-57059	\$48.07	\$1.54		\$49.61
Huscher Wendy D	14-03-58542	\$8.91	\$0.28		\$9.19
Kametz David A	14-03-59202	\$224.11			\$224.11
Kametz David A	14-03-59203	\$93.86			\$93.86
Kaminsky Vladoslav	14-03-59206	\$16.74	\$0.53		\$17.27
Kapiloff Erica R	14-03-59224	\$473.89			\$473.89
Kapiloff Erica R	14-03-59225	\$602.24			\$602.24
Kreczko Benjamin	14-03-59886	\$663.15			\$663.15
Ladds Linda M	14-03-60046	\$91.11			\$91.11
Lepak Edward	14-03-60551	\$93.02	\$2.98		\$96.00
Mahoney Edmund V	14-03-61255	\$117.15	\$3.75		\$120.90
Mahoney Edmund V	14-03-61256	\$90.57	\$2.91		\$93.48
Mehta Parag	14-03-62090	\$41.94	\$1.35		\$43.29
Moger Harvey G	14-03-62536	\$44.58	\$1.43		\$46.01
Nielson Harry A	14-03-63260	\$13.92	\$0.45		\$14.37
Nolan Michael J Jr	14-03-63481	\$87.73			\$87.73
Pequignot Bitterli J	14-03-64296	\$166.75	\$5.34		\$172.09
Peterson Donald A	14-03-64403	\$41.17	\$1.32		\$42.49
Podrasky William J	14-03-64659	\$17.00	\$0.55		\$17.55
Rivard Catherine A	14-03-65468	\$6.83	\$0.22		\$7.05
Salls Francis J	14-03-66095	\$59.84			\$59.84
Salter Patricia B	14-03-66106	\$34.00	\$1.09		\$35.09
Schmidt Angela M	14-03-66379	\$50.00			\$50.00
Sharp Mary J	14-03-66747	\$16.93	\$0.54		\$17.47
Spear Barbara C	14-03-67515	\$108.28	\$3.47		\$111.75
Speers Thomas G III	14-03-67524	\$92.47	\$2.97		\$95.44
Swenson Lori H	14-03-68000	\$205.72			\$205.72

Kathleen L Grant Rev Trust	14-03-68237	\$69.72			\$69.72
Timm Kathleen E	14-03-68351	\$18.00			\$18.00
USB Leasing L T	14-03-68939	\$345.33	\$11.07		\$356.40
VW Credit Leasing LTD	14-03-69378	\$382.34			\$382.34
Weiss Murray A	14-03-69701	\$42.54	\$1.36		\$43.90
Wester Jennifer N	14-03-69793	\$66.78			\$66.78
Whitman Pamela L	14-03-69890	\$46.73	\$1.50		\$48.23
Aeschlimann Jeffrey	14-03-70872	\$618.71			\$618.71
					\$0.00
					\$0.00
Total 2014		\$27,684.80	\$306.65	\$0.00	\$27,991.45
TOTAL 2012		\$0.00	\$0.00	\$0.00	\$0.00
TOTAL 2013		\$1,224.35	\$39.22	\$0.00	\$1,263.57
TOTAL 2014		\$27,684.80	\$306.65	\$0.00	\$27,991.45
					\$29,255.02
TOTAL ALL YEARS		\$28,909.15	\$345.87	\$0.00	\$29,255.02



Town of Simsbury

66 Town Forest Road, P.O. Box 495, Simsbury, Connecticut 06070

~ Thomas J. Roy, P.E. – Director of Public Works ~

BOARD OF SELECTMEN MEETING **AGENDA SUBMISSION FORM**

1. **Title of submission:** Addition of Various Buildings at the Community Farm

2. **Date of submission:** August 5, 2015

3. **Date of Board Meeting:** August 10, 2015

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

Thomas J. Roy, P.E. – Director of Public Works

Diana Goode – Executive Director, Gifts of Love/Community Farm of Simsbury

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

Authorize the Gifts of Love/Community Farm of Simsbury to construct the following structures on the property, pending all necessary approvals from the appropriate land use boards and commissions (Conservation Commission, Zoning Board of Appeals, and Zoning):

- Pavilion / Three Season Classroom
- Greenhouse
- 2 High Tunnels (temporary unheated greenhouses)

Prior to final approval, all agreements will be reviewed by Town Council for compliance with the deed for this property.

6. **Summary of Submission:**

The Community Farm of Simsbury (CFS) has requested to construct a series of buildings on the property to improve their educational and farming operations. The structures include a pavilion that will function as a three season classroom, a permanent greenhouse and two high tunnels that will serve as unheated greenhouses. The three season classroom structure will be built as a donation to the farm from Triumph Actuations Systems and the greenhouse is being funded through a CHEFA (Connecticut Health and Educational Facilities Authority) grant. The permanent structures (pavilion and greenhouse) would become the property of the Town of Simsbury when the farm lease expires.

7. Financial Impact:

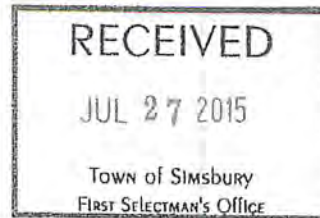
None

8. Description of documents included with submission:

- Letters dated July 20th and July 24th from the Community Farm/Gifts of Love requesting approval of these new structures.
- Conceptual sketch of the 20'x30' Pavilion-Three Season Classroom
- Photos of greenhouse, generally similar to the proposed building
- Photos of typical hoop house proposed for the farm

July 24, 2015

Ms. Lisa Heavner
First Selectman
Town of Simsbury
933 Hopmeadow
Simsbury CT 06070




Dear Lisa,

Along with the recent greenhouse approvals, we are requesting approvals for a pavilion and 2 high tunnels to be constructed at the Community Farm of Simsbury. We have applied to the USDA Natural Resources Conservation Commission for the high tunnels and have been approached by Triumph Actuation Systems- CT who would like to donate and build the pavilion. When the farm lease expires the improvements will become the property of the town. We will work with the town regarding location and adherence to town codes and ordinances.

We are incredibly proud of the work going on at the Farm. We have over 200 campers there this summer learning about where food comes from, what constitutes a healthy food choice, the history of that section of Simsbury, bug and animal life – all while having fun. Organic produce is being distributed by Simsbury Social Services and Gifts of Love. Volunteer groups are harvesting and helping to make all of this possible. It is truly a Community Farm.

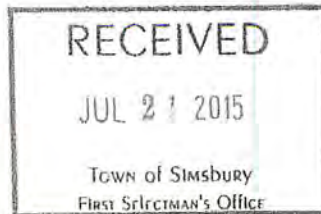
We are looking forward to working with the town on the permitting and application process and are hoping to present to the Board of Selectman August 10. Thanks for your help!

Sincerely,


Diana Goode
Executive Director

CC Tom Roy, Public Works

July 20, 2015



Gifts of Love &
Community Farm
of Simsbury

Bringing Farm to Family

Ms. Lisa Heavner
First Selectman
Town of Simsbury
933 Hopmeadow
Simsbury CT 06070

Dear Lisa,

Gifts of Love and Community Farm of Simsbury has been awarded a grant for the construction of a greenhouse on the Farm property from the Connecticut Health and Educational Facilities Authority. The greenhouse will be used for educational programs and to increase our food donation program. We are requesting the new greenhouse be permitted on the farm property. When the farm lease expires the improvements will become the property of the town.

We are looking forward to working with the town on the permitting and application process. Thanks for your help!

The original grant and award information is attached.

Sincerely,

Diana Goode
Executive Director

CHEFA

CONNECTICUT HEALTH AND EDUCATIONAL
FACILITIES AUTHORITY



June 25, 2015

Ms. Diana Goode
Executive Director
Farm to Family, Inc.
P.O. Box 463
34 East Main Street
Avon, CT 06001

Dear Ms. Goode:

Congratulations on Farm to Family, Inc.'s \$ 54,259 grant award from our FY 2015 Nonprofit Grant Program.

The Authority received 145 Statements of Interest in response to our RFP for this program, of which 91 were selected to submit a full application. Of the 88 full applications we received, we are very pleased to announce that 24 projects have been selected for grant funding.

CHEFA does not receive any state funds and these grant awards are funded from revenues generated through loan servicing fees.

Your development staff will receive the Financial Assistance Agreement and Nondiscrimination Affidavit soon; please return executed originals to process your grant award. Please contact our office so we may provide boilerplate language for your press releases.

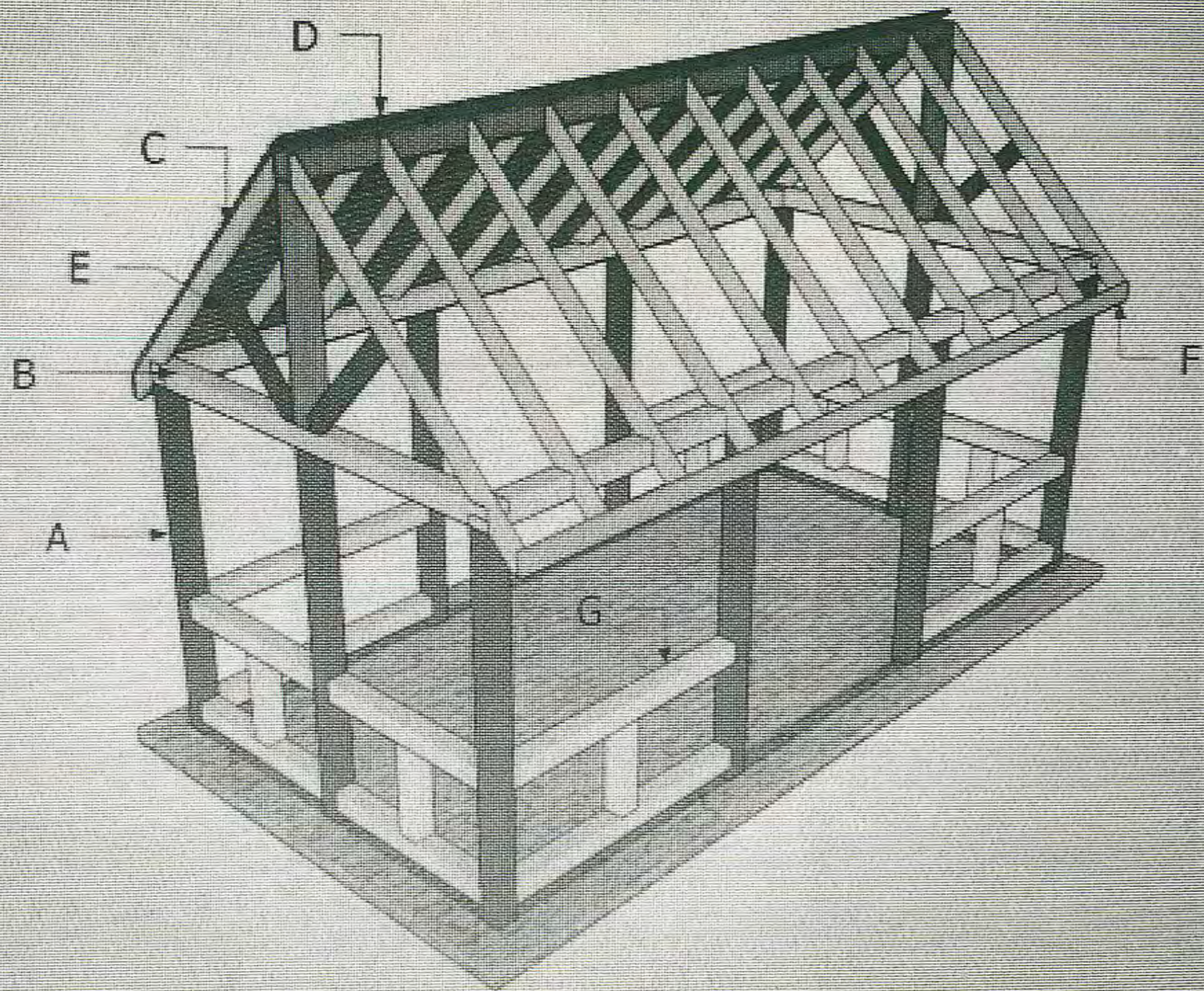
We look forward to the successful completion of your project/program.

Best regards,

Jeffrey A. Asher
Executive Director

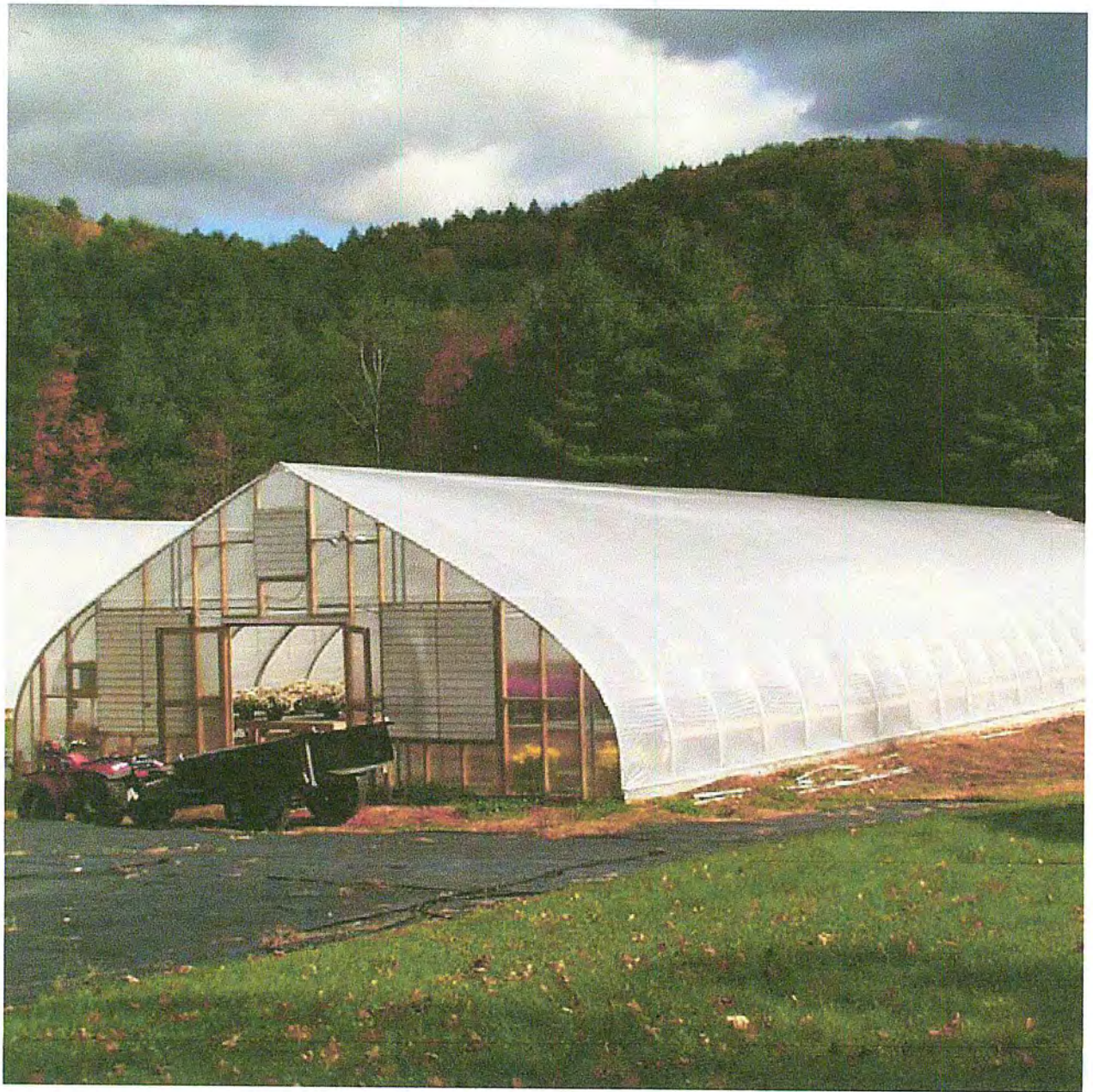
cc: Kimberley Fontaine, Marketing & Philanthropy
Jeanette Weldon, Managing Director

BUILDING AN OUTDOOR PAVILION - *THREE SEASON CLASSROOM* 20'x30'



Building an outdoor pavilion

Typical Greenhouse:



Typical High Tunnel:





Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** Fire Hydrant Ordinance Request
2. **Date of submission:** July 29th 2015
3. **Date of Board Meeting:** August 10th 2015
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): Simsbury Fire District and Fire Company.

Chief Jim Baldis, Deputy Chief / Fire Marshal Kevin Kowalski

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:*

We are requesting an Ordinance to keep areas around Fire Hydrants clear of obstructions.

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.):

This is an Ordinance to keep Fire Hydrants clear for Emergency use. Currently people are able to block hydrants with walls, poles, vegetation and snow. We have no recourse to prevent this.

Town of Simsbury Public Safety Committee has unanimously supported this Ordinance. The Town Attorney has reviewed the document for a legal opinion and has made a positive recommendation.

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

There are hydrants on town property but there did not seem to be an issue with regard to clearing around the hydrants when discussed at the Public Safety Committee.

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:

Chapter 90 – Fire Hydrants

Letter from Town Counsel

05/21/15 Public Safety Sub-Committee Minutes

Chapter 90

Fire Hydrants

An ordinance to amend the Code of the Town of Simsbury by adding a new Chapter 90 to be titled: Fire Hydrants. Chapter 90 provides for the removal of vegetation and other obstructions from public and private hydrants.

Be it ordained by the Board of Selectmen of the Town of Simsbury as follows:

Section 1

The Code of the Town of Simsbury is hereby amended by adding thereto a new chapter to be Chapter 90, Fire Hydrants, to read as follows:

§90-1 Purpose

To provide for the safety and welfare of residents and property owners of the Town of Simsbury by requiring the owner, agent of the owner or the occupant of any property which has a public or private fire hydrant located on or adjacent to that property shall eliminate any obstructions around such fire hydrants and/or automatic fire sprinkler equipment.

§90-2 Definitions

As used in this chapter, the following terms shall have the meaning indicated.

OBSTRUCTION: Any item including but not limited to snow, vegetation, ground cover, fences, mailboxes or such that would impede any use or maintenance by Simsbury Fire District personnel.

PUBLIC FIRE HYDRANTS: Fire hydrants owned by the Simsbury Fire District, Avon Water Company or Tariffville Fire District that are located along a public roadway.

PRIVATE FIRE HYDRANTS: Fire hydrants, to include all automatic fire sprinkler controls, which are owned by private entities but in the case of emergency will be used by Simsbury Fire District personnel.

§90-3 Obstruction of fire hydrants prohibited

The owner, agent of the owner or the occupant of any property which has a public or private fire hydrant located on or adjacent to shall remove, clear away or cause removal or clearing of any obstructions:

- (1) within a three foot (3') radius of any such hydrant; and
- (2) to an access strip five feet (5') in width from such hydrant to the street.

§90-4 Enforcement provisions

- A. It shall be the duty of the Police Department, under direction of the Chief of Police, to enforce this chapter upon notification by the Fire Marshal, Fire Chief or his/her designees, of a violation. It shall be the duty of the Chief of Police to provide notice of all violations to the offending party, which shall set forth the nature of the violation and order of immediate correction thereof.
- B. Any owner, agent of the owner or the occupant of any property which has a public or private fire hydrant located on or adjacent to who fails to comply with the provisions of this chapter following notification shall be issued a ticket for each day that the violation remains unabated after the date of the notification. Each infraction ticket shall subject the owner, agent of the owner or the occupant to a fine of \$90.00 for each ticket issued, or the maximum penalty provided by the Connecticut General Statute Section 51-164p.
- C. The Town of Simsbury may, at any time after the issuance of the notice of violation and failure to comply by the owner, agent of the owner or the occupant of any property, cause the removal of the obstruction and recover its cost to remove the obstruction in any fashion permitted by law, including the filing of a lien against the subject property, pursuant to the provisions of Connecticut General Statute Section 7-148(c)(6)(C)(v).

Section 2

This ordinance shall take effect on _____ .



Robert M. DeCrescenzo
(t) 860.548.2625
(f) 860.548.2680
rdecrescenzo@uks.com

July 1, 2015

Lisa L. Heavner
First Selectman
Town of Simsbury
933 Hopmeadow Street
Simsbury, CT 06070

Re: Amendment to Code of Ordinances
Chapter 90 – Fire Hydrants

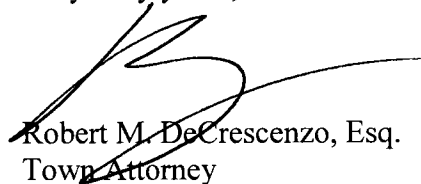
Dear Ms. Heavner:

Enclosed please find a draft amendment to the Simsbury Code of Ordinances to add a new Chapter 90, Fire Hydrants. This amendment allows the Town to require private property owners to maintain and clear the area around fire hydrants adjacent to their property. The authority for this ordinance is found in General Statutes §§7-148(c)(4)(B) and 7-148(c)(6)(C)(v).

The Board of Selectmen needs to set a date and time for a public hearing on the proposed amendment to the Code of Ordinances.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,



Robert M. DeCrescenzo, Esq.
Town Attorney

RMDe/psm
Enclosure

**TOWN OF SIMSBURY
BOARD OF SELECTMEN
PROPOSED ORDINANCE
FIRE HYDRANT MAINTENANCE**

An ordinance to amend the Code of the Town of Simsbury entitled: Fire Hydrant Maintenance

Statement of Purpose: to provide for the removal of vegetation and other obstructions from public and private hydrants.

Chapter 90 of the Code of the Town of Simsbury ("the Code") is hereby amended as follows:

§90-1 Purpose

To provide for the safety and welfare of residents and property owners of the Town of Simsbury by requiring the owner, agent of the owner or the occupant of any property which has a public or private fire hydrant located on or adjacent to that property shall eliminate any obstructions around such fire hydrants and/or automatic fire sprinkler equipment.

§90-2 Definitions

As used in this chapter, the following terms shall have the meaning indicated.

OBSTRUCTION: Any item including but not limited to snow, vegetation, ground cover, fences, mailboxes or such that would impede any use or maintenance by Simsbury Fire District personnel.

PUBLIC FIRE HYDRANTS: Fire hydrants owned by the Simsbury Fire District, Avon Water Company or Tariffville Fire District that are located along a public roadway.

PRIVATE FIRE HYDRANTS: Fire hydrants, to include all automatic fire sprinkler controls, which are owned by private entities but in the case of emergency will be used by Simsbury Fire District personnel.

§90-3 Obstruction of fire hydrants prohibited

The owner, agent of the owner or the occupant of any property which has a public or private fire hydrant located on or adjacent to shall remove, clear away or cause removal or clearing of any obstructions:

- (1) within a three foot (3') radius of any such hydrant; and
- (2) to an access strip five feet (5') in width from such hydrant to the street.

§90-4 Enforcement provisions

- A. It shall be the duty of the Police Department, under direction of the Chief of Police, to enforce this chapter upon notification by the Fire Marshal, Fire Chief or his/her designees, of a violation. It shall be the duty of the Chief of Police to provide notice of all violations to the offending party, which shall set forth the nature of the violation and order of immediate correction thereof.
- B. Any owner, agent of the owner or the occupant of any property which has a public or private fire hydrant located on or adjacent to who fails to comply with the provisions of this chapter following notification shall be issued an infraction ticket for each day that the violation remains unabated after the date of the notification. Each infraction ticket shall subject the owner, agent of the owner or the occupant to a fine of \$90.00 for each ticket issued, or the maximum penalty provided by the Connecticut General Statute Section 51-164p.
- C. The Town of Simsbury may, at any time after the issuance of the notice of violation and failure to comply by the owner, agent of the owner or the occupant of any property, cause the removal of the obstruction and recover its cost to remove the obstruction in any fashion permitted by law, including the filing of a lien against the subject property, pursuant to the provisions of Connecticut General Statute Section 7-148(c)(6)(C)(v).

Section 2

This ordinance shall take effect on October 1, 2015.

Public Hearing Date: _____
Approved by Board of Selectmen: _____
Legal Notice Published: _____
Filed with the Tax Clerk: _____

Attest:

Simsbury Town Clerk

BOARD OF SELECTMEN – PUBLIC SAFETY SUBCOMMITTEE
REGULAR MEETING MINUTES – MAY 21, 2015
“Subject to Approval”

Page | 1

CALL TO ORDER

Christopher Kelly, Chairman, called the Regular Meeting of the Public Safety Subcommittee to order at 7:00a.m. on Thursday, May 21, 2015 in the Main Meeting Room of the Simsbury Town Offices located at 933 Hopmeadow Street, Simsbury, CT. The following members were also present: **Chief James Baldis**, Simsbury Volunteer Fire Department, **Nicholas Boulter**, Captain, Simsbury Police Department, **Lucy Bowman**, Simsbury Volunteer Ambulance Association, **Jeffrey Cochran**, CL&P Town Liaison, **Kevin Kowalski**, Simsbury Volunteer Fire Department, **Burke LaClair**, Board of Education, Business Manager, **Mickey Lecours-Beck**, Director, Town of Simsbury Social Services, **Sarah Nielson**, Main Street Partnership, **Thomas Roy**, Director of Public Works, **Tony Uanino**, Chamber of Commerce, **Kevin Witkos**, CL&P and State Senator and **Gary Wilcox**, President, Simsbury Fire District. Also in attendance were Michael Berry, Simsbury Fire Department, Ed LaMontagne, Executive Director, Simsbury Housing Authority, Karen Stewart, Simsbury Ambulance and Leslie Brigham, Clerk.

PLEDGE OF ALLEGIANCE

Everyone stood for the Pledge of Allegiance

PUBLIC AUDIENCE

No one spoke at Public Audience.

1. APPROVAL OF MINUTES

- a) Approve minutes from Regular Meeting on March 19, 2015

Amended changes are:

Call to Order: Christopher Kelly's title should be changed to Chair.

2. UPDATES AND REPORTS

- Ambulance – Ms. Karen Stewart noted that Simsbury has received a Bronze medal for participating in a program which encourages EMS services to transmit EKGs directly to the hospitals for patients experiencing a heart attack.
- Civil Preparedness – Mr. Kowalski discussed a disk from the State of Connecticut that has information regarding state mapping, access points to internet sites that will give data on flooding and much more. He noted that responders will be getting a copy of this disk.

Mr. Kowalski noted that the FM Radio station infrastructure is complete and he hopes to get the transmitter hooked up this week to start the testing. He stated that they would like to start broadcasting in June.

BOARD OF SELECTMEN – PUBLIC SAFETY SUBCOMMITTEE

REGULAR MEETING MINUTES – MAY 21, 2015

“Subject to Approval”

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Mr. Kowalski stated that regional dispatching is still a topic at the State Capital. State Senator Witkos explained what is happening with this bill at the Capital.

Mr. Kowalski also noted that the emergency response program with the daycare centers is moving along but at a slow pace. He noted they are going to visit the centers to see what can be done to move it along.

- Fire – Chief Baldis noted that there will be no increase in the fire tax for the new fiscal year. He noted that officers were also voted in for another term. Chief Baldis stated that it is very dry, due to the lack of rain, and there is high fire danger and noted that only permitted camp fires are allowed at this time.
- Farmington Valley Health District – No representative at meeting.
- Police – Captain Boulter noted that June is handicap parking awareness month. He stated that there will be additional information on their website and facebook page. He also noted that SCTV did a video with officer Lauren Devin and should be on at the end of May or beginning of June.
- Social Services – Ms. Lecours-Beck noted that the Community for Care will be sending out a flyer next week to all Simsbury residents to make people aware of the Community for Care and the resources that are available and on the website to access these resources.

Ms. Lecours-Beck also noted that the food closet is in desperate need of donations and asked if any group would like to help and have a food drive.

- Public Works – Mr. Roy discussed the recent public tree hearing on removing a tree that has been slated to be removed on the corner of Nimrod and West Mountain. He also noted that they are working with Eversource to look into housing emergency response crews to facilitate faster response in Simsbury. Mr. Roy noted that Public Works has helped support a number of bike events in Town.
- Board of Education – Mr. LaClair discussed the Henry James and Squadron Line projects that are almost ready to begin. He noted that there were some recent drills completed at the schools. Mr. Kowalski noted that they are working together with the Board of Education to develop a NIMS class specifically for teachers.
- Other Updates –

Mr. Kelly noted that it was requested to have Mr. Cooke compose a press release overview to residents to be prepared for potential power outages during the summer. Mr. Cooke wanted it to be acknowledged that this press release has been completed.

BOARD OF SELECTMEN – PUBLIC SAFETY SUBCOMMITTEE
REGULAR MEETING MINUTES – MAY 21, 2015
“Subject to Approval”

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State Senator Witkos noted that Eversource has met with the Town of Simsbury to visit a couple of sites for staging areas for large scale events. He also discussed two Bills that are in the House which are for Firefighter cancer and PTSD. One is a House Bill and one is a State Senate Bill.

Ms. Nielson noted that the Town is working with DOT on the street signage between Simsbury Library and the old Andy's Market. She noted that property owners will be notified that the sight lines are going to be changing and the State will be completing the stripe lines for the Pedestrian crossings.

3. NEW BUSINESS

Mr. Kowalski noted that they have started issuing Certificates of Occupancy for the apartments at Dorset Crossing.

Mr. Kowalski discussed the draft hydrant ordinance and noted that a copy has gone to the Town attorney. He discussed with committee members on how snow should be handled in this ordinance and asked for their feedback on this or other items of concern in the ordinance.

Committee members discussed how to fine property owners who do not clear snow from the hydrants.

Mr. Kowalski made a motion to submit the draft hydrant ordinance to the Board of Selectmen for approval. Mr. Wilcox seconded the motion. All were in favor and the motion passed.

4. EMERGENCY RESPONSE EXERCISE

Mr. Kowalski noted that the exercise has been postponed due to the facility and key individuals not being available. He noted that this will be rescheduled for August of September. He stated that Dyno Nobel is interested in participating in this exercise.

5. ADJOURNMENT

Mr. Kowalski made a motion to adjourn the meeting. Ms. Lecours-Beck seconded the motion and the motion passed. The meeting was adjourned at 7:43 a.m.

Respectfully submitted,

Leslie Brigham



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. Title of submission:

Approval of Tentative Agreements with CSEA, SEIU Local 2001 Units:
The Simsbury Secretarial, Clerical & Library Town Employees Association;
The Simsbury Administrative & Professional Employees Association; and
The Simsbury Administrative & Professional Supervisors' Town Employees Association

2. Date of submission: August 5, 2015

3. Date of Board Meeting: August 10, 2015

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):

Town of Simsbury Bargaining Team:

Thomas F. Cooke – Director of Administrative Services – tcooke@simsbury-ct.gov
Sean M. Kimball – Deputy Director of Administrative Services
Eric Gomes – Benefits Specialist

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:

1. Approve the Tentative Agreement between the Town of Simsbury and The Simsbury Secretarial, Clerical & Library Town Employees Association, and authorize the First Selectman to execute the collective bargaining agreement as modified;
2. Approve the Tentative Agreement between the Simsbury Administrative & Professional Employees Association, and authorize the First Selectman to execute the collective bargaining agreement as modified; and
3. Approve the Tentative Agreement between the Simsbury Administrative & Professional Supervisors' Town Employees Association, and authorize the First Selectman to execute the collective bargaining agreement as modified.

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.):

1. **Term of Contract**

- July 1, 2015 to June 30, 2019 (the prior contract expired on June 30, 2015)
- Re-opener on wages and health care only for July 1, 2017 to June 30, 2019 to give the parties an opportunity to evaluate options in the face of the Affordable Care Act

2. **Wages**

- General wage increase of 2.25% effective July 1, 2015 and 2.25% effective July 1, 2016

3. **Exempt Employees – Recognition of Extraordinary Circumstances**

- Department Directors have the opportunity to provide exempt employees with compensatory time off or a cash bonus for emergency situations when exempt employees perform well above and beyond their regular position requirements.

4. **Bereavement Leave**

- Paid time off for death of a spouse, parent, child, step-child or grandchild was increased from 3 days off to 5 days off.

5. **Vacation**

- Vacation time for employees with over 10 years and up to 15 years of service is increased from 15 days off to 17.5 days off.

6. **Health Insurance Plan Design**

- **HDHP/HSA:** A voluntary High Deductible Health Plan (HDHP) with Health Savings Account (HSA) will be introduced as soon as practicable with an employee premium share payment of 15%
- **PPO:** The PPO plan option, which is the most costly, will be eliminated effective June 30, 2017. Recent new hires are paying 20% premiums. For other employees, employee contributions are increasing from 15% to 16.5% upon implementation of the Agreement and to 18% effective July 1, 2016; and from 17% to 18.5% and 20% depending upon date of hire. All co-pay features, with the exception of in-patient mental health, substance abuse, pharmacy and urgent care are doubled effective upon implementation of the Agreement.
- **HMO:** No plan design changes. Recent hires are paying 20% premiums; for other employees, employee contribution increases of 15% to 16% upon implementation

and 17% effective July 1, 2016; and from 17% to 17.5% and 18% depending upon date of hire.

- **Part-time Employees Working More than 30 Hours per Week on Average:** For ACA reasons these employees will be offered the above health care options (at the highest premium contribution rates)
- **Health Care “Buy-Out”:** Employees who decline to participate in the Town’s health insurance plans will receive an annual credit of \$2,000.
- **Health Insurance Study Committee:** A committee will be formed to study the potential impact of the ACA’s “Cadillac Tax” and available health care program and plan options in advance of the “Cadillac Tax” effective date of January 1, 2018. The goal is to ensure that the parties share an understanding of the challenges and available options in connection with the reopener on wages and health insurance.

7. OPEB Contributions

- OPEB contributions will continue to increase up to 2% effective July 1, 2016. All employees who leave Town service and are not eligible for retiree health insurance will receive a 100% refund of their contributions upon their separation from employment.

8. Retirement Plan Options

- **Defined Benefit Plan:** Effective January 1, 2016 new hires will be required to contribute 10% of earnings in order to participate in the defined benefit plan. Employees currently paying 7% will continue to pay at that rate. Longer term employees will continue to increase contributions by .5% a year until reaching a total 5% contribution effective July 1, 2018.
- **Defined Contribution Plan:** Effective January 1, 2016 employees who do not participate in the Defined Benefit Plan will be required to participate in the Defined Contribution Plan with a mandatory 2% contribution (with a matching Town contribution of 2%). Employees who elect to contribution 4% total will receive a Town match of 7% totaling 11% of the employee’s earnings. The Defined Contribution Plans are subject to a 5-year rolling vesting period. Upon completion of the 5th year contributions vest fully.

9. Uniforms

- The payment for steel-toed shoes is increased from \$100 to \$130.

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

As described above.

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:



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. Title of submission:

Approval of Appropriation for and Memorandum of Understanding
Regarding Veterans Memorial

2. Date of submission: August 6, 2015

3. Date of Board Meeting: August 10, 2015

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:

1. Approve an appropriation of \$350,000, to include a STEAP Grant of \$150,000 and a donation of \$200,000 from Simsbury Veterans Memorial, Inc., for the construction and maintenance of a Veterans Memorial; and
2. Authorize the First Selectman, on behalf of the Town of Simsbury, to enter into the attached Memorandum of Understanding between the Town of Simsbury and Simsbury Veterans Memorial, Inc.

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.):

Simsbury Veterans Memorial, Inc. ("SVM") was formed by Town of Simsbury veterans to ensure that Simsbury has an appropriate Memorial honoring the men and women who have served this country and this Town in times of conflict. SVM has retained Terri-Ann Hahn to prepare the plans and specifications for the Memorial; has worked closely with the Town to identify an appropriate location for the Memorial, which will be located at Hopmeadow Street and Eaglewood Lane; and has raised \$200,000 for its construction. The Town of Simsbury, in order to assist with the project, applied for and received a Small Town Economic Assistance Program Grant ("STEAP Grant") in the amount of \$150,000 to ensure adequate funding for the project.

Because the Memorial is on Town property and the Town is the recipient of the STEAP Grant, the Town will be responsible for construction and maintenance of the Memorial. Recognizing that SVM and the veterans who have worked so hard to move this project forward have a significant stake in the outcome of the project, and in order to provide guidelines for the receipt and use by the Town of funds raised by SVM, the attached Memorandum of Understanding ("MOU") was drafted to formalize the rights and responsibilities of both parties. For example, it provides that the Memorial will be constructed to the plans and specifications provided by Ms. Hahn (subject to legal and other conditions as explained in the MOU), that the Town Engineer will serve as Contract Administrator for the project, and that a SVM Oversight Committee will advise the Town Engineer during the course of the project.

As indicated in the attached Memorandum from the Director of Finance, the Town of Simsbury needs to approve the appropriation of \$350,000, to include \$150,000 from the STEAP Grant and \$200,000 in donations from the SVM, for the construction and maintenance of the Memorial. According to the Director of Finance, a special revenue fund is not advised – the funds will be accounted for in the usual manner for grants and capital funds.

The MOU has been reviewed by Town Counsel and is submitted for approval.

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

The costs of construction of the Memorial will be covered by the STEAP Grant and the funds raised and donated by SVM.

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:

Memorandum of Understanding

Memorandum from Joseph Mancini, Director of Finance, August 5, 2015

**Memorandum of Understanding
Between
The Town of Simsbury and Simsbury Veterans Memorial, Inc.**

This Memorandum of Understanding Agreement (the “Agreement”) is entered into by and between the Town of Simsbury, a municipality organized and existing under the laws of the State of Connecticut (“Town”) and Simsbury Veterans Memorial, Inc., a Connecticut Nonstock Corporation (“SVM”), effective this ____ day of August, 2015.

The parties now desire to enter into this Agreement to provide for their respective rights and duties relating to a certain Memorial to be known as: “Simsbury Veterans Memorial” to be located at Hopmeadow Street and Eaglewood Lane, Simsbury, Connecticut (the “Memorial”) and to work together to design and construct the Memorial, which is intended to be a permanent public monument.

1. SVM is a Connecticut Nonstock Corporation organized under the provisions of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, for the purpose of raising money for the construction of the Memorial.
2. The Town is a duly organized municipal corporation under the laws of the State of Connecticut.
3. SVM has retained the services of Terri-Ann Hahn of LADA, P.C., 104 West Street, Simsbury, Connecticut (the “Design Architect”) to prepare the plans and specifications (the “Design Documents”) for the construction of the Memorial (the “Project”).
4. The State of Connecticut Department of Energy and Environmental Protection (“DEEP”) has agreed to award the Town a grant in the amount of one hundred and fifty thousand (\$150,000) dollars under the Small Town Economic Assistance Program (the “STEAP Grant”) for the express purpose of funding the Project.
5. SVM has raised and collected a sum of money to be used for the Project (the “Memorial Fund”) from which SVM pledges to provide the Town up to the amount of two hundred thousand (\$200,000) dollars (the “Pledge”) to supplement the STEAP Grant for the sole and express purpose to pay for the reasonable and necessary costs and expenses of the Project above and beyond the amount of the STEAP Grant.
6. The Town will pay for all of the reasonable and necessary costs and expenses of the Project, including all permits, licenses, certificates, materials, services and professional fees (the “Expenses”). SVM is not responsible for and shall not incur any Expenses for the Project.
7. SVM will donate to the Town funds from the Pledge (the “Distributions”) in a lump sum amount necessary to cover the full cost of the Project net of the STEAP Grant, at the time of

the signing of the Construction Contract and for the Expenses at such other times and in such other amounts as requested by the Town as reasonable and necessary to complete the Project, which requests will not be unreasonably denied by SVM. It is expected that the Town will request Distributions from SVM when the general contractor's payment requisitions have been approved by the Town, after the full amount of the STEAP Grant has been exhausted.

8. The Town agrees to use the final signed and sealed Design Documents prepared by the Design Architect for the construction of the Memorial without any material modifications or deviations except as required by applicable statutes, regulations, codes, ordinances, court orders, or the terms of the STEAP Grant.

9. The Town will designate the Town Engineer as Contract Administrator for the Project. The Town Engineer will be responsible for compiling and distributing the final bid package for the Project, overseeing the bidding process, selecting the general contractor in accordance with the bid documents and applicable law, and overseeing and administering the Project until final completion.

10. A Memorial Oversight Committee (the "Committee") will be comprised of members of the Board of Directors of SVM and the Design Architect. The Committee will serve as an informal building committee to advise the Town Engineer during the course of the Project. The Town will keep the Committee informed and involved during final planning, bidding, contractor selection, construction and completion of the Project. Approval by the Committee is required for the final bid specifications, contractor selection, and any material changes from the Town approved design for the Project.

11. As a convenience to the Town staff, SVM is designating as a single point of contact for both the Committee and SVM: SVM Chairman Leonard Lanza, 2 Firebrick Lane, Simsbury, CT 06070; home ph (860) 658-2128; email lenlanza@comcast.net.

12. Upon final completion of the Project, the Town will own the Memorial and will be responsible for all maintenance, upkeep, landscaping and necessary repairs ("Maintenance") of the Memorial, including any requirements by the suppliers of the materials to maintain any applicable warranties.

13. Following the final completion of the Project, SVM, its successors or assigns, may request permission of the Town to add the names of veterans to the Memorial. SVM, its successors or assigns, may also seek permission from the Town for certain veterans' organizations, such as the Veterans of Foreign Wars or the American Legion, or for groups or representatives from active duty or reserve military services or the National Guard, to conduct ceremonies at the Memorial, which permission will not be unreasonably denied.

14. Following the final completion of the Project, the Town will not move, demolish, or materially modify or alter the Memorial without the express written permission of SVM, its successors or assigns, except to the extent that an imminent threat to persons or property requires immediate action which renders it impracticable to obtain such prior written permission. It is acknowledged that any attempt by any person or entity to move, demolish, or materially modify or alter the Memorial without the express written permission of SVM, its successors or assigns, will cause irreparable harm to SVM, its successors or assigns.

15. Following the final completion of the Project, the Town will not sell, lease, transfer or otherwise provide rights to control, move, demolish, modify or alter the Memorial to any person or entity without the express written permission of SVM, its successors or assigns.

16. To the fullest extent permitted by law, the Town shall indemnify and hold harmless SVM, including its, directors, officers, agents attorneys, and employees, from and against all claims, damages, losses, liabilities, obligations, costs, fines, penalties, expenses, and damages arising out of or resulting from the design, construction or Maintenance (or lack thereof) of the Memorial.

17. Any provision of this Agreement which shall prove to be invalid, void, illegal, or unenforceable in any respect, shall in no way affect, impair, or invalidate any other provision hereof, and such remaining provisions shall remain in full force and effect.

18. This Agreement may be amended only by a written amendment signed by each of the parties.

19. This Agreement contains the entire agreement of the parties with respect to the subject matter hereof, and supersedes any prior written or oral agreements between them concerning the same. There are no representations, agreements, arrangements, or understandings, oral or written, between the parties hereto, relating to the subject matter of this Agreement, which are not fully expressed herein.

20. All questions with respect to the construction of this Agreement, and the rights and liabilities of the parties hereto, shall be governed by the laws of the State of Connecticut, without giving effect to its conflict of laws principles.

21. All notices required or permitted by this Agreement shall be in writing. Notice shall be sufficiently given for all purposes when: (a) personally delivered to the recipient; (b) mailed by certified mail, postage prepaid, return receipt requested; (c) delivered by overnight delivery service, charges prepaid or charged to the sender's account; or (d) delivered by email if receipt of the email content can be confirmed, with time of receipt being the uniform time the email enters the information processing system that the recipient has designated or uses for the purpose of receiving email. Notices shall be addressed to the parties as follows: in the case of SVM, to the

mailing address c/o Leonard Lanza, 2 Firebrick Lane, Simsbury, CT 06070, and in the case of the Town: First Selectman, Town of Simsbury, 933 Hopmeadow Street, Simsbury, CT 06070..

22. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, successors and assigns.

23. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

24. This Agreement shall be deemed the joint work product of the parties and may not be construed against either party as drafter.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives on the day and date stated above.

Simsbury Veterans Memorial, Inc.

Date:

By: Leonard Lanza

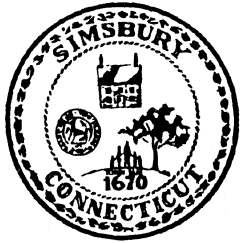
Title: Chairman

Town of Simsbury

Date:

By: Lisa L. Heavner

Title: First Selectman



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

Joseph Mancini - Director of Finance/Treasurer

MEMORANDUM

To: The Board of Selectmen

From: Joseph Mancini - Finance/Treasurer

Re: Authorization for fund for Veterans Memorial

Date: August 5, 2015

CC: Tom Cooke - Director of Administrative Services
Robert DeCrescenzo - Town Attorney

All,

This memo is addressing solely the procedures in allowing the town to spend funds, from sources other than tax collections, in the establishment and support of a Veterans Memorial.

The town of Simsbury has been fortunate enough to receive funds from the Connecticut Department of Energy and Environmental Protection in the amount of \$150,000 in the form of the Veteran's Memorial STEAP Grant. The town is also fortunate, in that through fundraising efforts done by the Simsbury Veterans Memorial Fund the town is being given up to an additional \$200,000 towards the construction and maintenance of the Veterans Memorial.

The request for the Board of Selectmen is to approve the appropriation of \$350,000, based upon the total amount of the STEAP Grant and funds donated by the Simsbury Veterans Memorial Fund, to be spent on the Veterans Memorial. A special revenue fund is not advised, as the revenue stream is not predictable, this will function very similar to how other grants and or capital funds work.

Thanks,

Joseph Mancini



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:** One Old Bridge Road Recommendation
2. **Date of submission:** August 6, 2015
3. **Date of Board Meeting:** August 10, 2015
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 Heavner, First Selectman, on behalf of the Open Space Committee

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.):

Request a motion that the Board of Selectmen accept the recommendation of the Open Space Committee regarding the future use of One Old Bridge Road, the Betty Hudson Property, as contained in this submission.

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 Open Space Committee, which consists of representatives from Zoning, Planning, Conservation Boards, the First Selectman's office, and a member of the public at large, has held numerous public discussions to gain input as to ideas for One Old Bridge, including a public presentation and opportunity for public input on March 19, 2015 at the Library, an invitation to submit suggestions by email sent out by a press release, and numerous discussions at Open Space Committee meetings. Members of the Flower Bridge Committee have given valuable input as well. A tri-board meeting of Open Space, Conservation, and Culture, Parks and Recreation was held on June 17, 2015 to receive input from those boards.

The Open Space recommendation in your packets is the unanimous recommendation of the committee. The Open Space Committee recommends as a next step, the hiring of design consultant to incorporate the recommendation into actionable plans for final approval by the Board of Selectmen after public comment and appropriate board and commission referrals.

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

8.

Funds in the amount of \$48,000 are available from the approved initial purchase of the property. Additional funds may also become available if the Town receives the \$39,998.48 FEMA Hazardous Mitigation grant the Board of Selectmen approved applying for at the July 23, 2015 meeting. This funding is available for a hazardous material survey, hazardous material abatement, demolition of the structure, and site restoration.

9. 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:

1. Open Space Committee Recommendation.
2. Flower Bridge Committee letter to the Open Space Committee.
3. PowerPoint presentation by Rachel Blatt on public input received.
4. Memorandum from the Director of Finance, Joe Mancini, on funding.

Recommendation for the Future Use of One Old Bridge Road

To: The Board of Selectmen
From: The Open Space Committee
Date: August 5, 2015
Re: One Old Bridge Road

The Open Space Committee has been charged with recommending a plan for the use and development of the town's property at One Old Bridge Road. For this purpose, we treat the 0.52 acre "Betty Hudson Property", the adjacent 1.8 acres between Old Bridge Road and Drake Hill Road ("the Right of Way Area"), and the pavement of Old Bridge Road itself as a single unit, referred to here as "the Parcel".



The Open Space committee held numerous meetings for public input, received email suggestions and staff gave multiple presentations on possible uses and opportunities for the Parcel. We want to particularly recognize the Flower Bridge Committee for their participation in meetings and their thoughtful suggestions. On June 17, 2015 we held a joint meeting of Open Space, Conservation, and Culture Parks and Recreation to discuss and listen to concerns and opportunities for the property. Our recommendation incorporates the idea that "less is more" with this property and careful consideration was given to operational costs, erosion and invasive species management, landscaping with native plants, passive use recreation with access to the river, and incorporating current Flower Bridge uses and needs. Our recommendation, respectfully submitted, is as follows:

Highlights of the Recommendation:

- Demolish the entirety of the Betty Hudson house;
- Build a simple open air structure that is flood compatible to enhance the use, provide shade and cover, and take advantage of the river views;
- Provide canoe and kayak access via Hop Brook, utilizing the least amount of structure to ensure access and manage erosion;
- Pursue a plan incorporating native plantings for bank stabilization and site enhancement;
- Formalize the parking arrangements; and

- Furnish typical park infrastructure – possibly a water source, locations for garbage and portable toilets, simple seating or picnic tables, and bicycle racks.
- Storage for Flower Bridge tools – possibly keeping/moving existing shed.

Next Steps:

- If you are in agreement with this general recommendation, we recommend the engagement of a landscape architect and other needed professionals like engineers to help us refine the details.
- We would then seek public input and coordination with Flower Bridge Committee and request your approval of a final plan subject to the approval of town boards.

Vision

We see the Parcel as the town center's window on and doorway to the Farmington River. It can offer, within a short walk from downtown, a vista on the river in a fairly natural setting. The Parcel provides easy canoe and kayak access to the river and can serve as a venue for medium scale festivities, group gatherings and the least formal of picnics and frivolling. We say "a fairly natural setting" because the site is small and hemmed in by roads. It is near the environmentally important land between Iron Horse Boulevard and the river. We should strive to limit development with the “less is more” approach and in a way that balances public use with conservation and enhancement of the riverbank and its habitat.

The Betty Hudson House

Much thought has been given to the question of what should be done with the Betty Hudson house. Public comment did not reveal a compelling use for the building. It is our view that it should be demolished. That view is shared by the Conservation Commission and the Culture, Parks and Recreation Commission. We do not think that the house is suitable for use as a public building. Its interior space is configured into relatively small pieces on multiple levels. Creating access for disabled persons would be difficult and costly. It appears that flood insurance premiums would be large and projected to rise. At the time of purchase the town expressed it is in the public interest to remove residences that are in the flood zone. The cost of maintenance generally would be high.

The Proposed Pavilion

Most commentators have expressed the desire for a pavilion or open air structure. The Flower Bridge serves as a wedding venue, tourist attraction and valued location for other town events. A need was expressed that sometimes people need shelter from the rain or sun.

We could possibly site the pavilion atop the house footprint as close to the river as is consistent with the possible need to work on the retaining wall and the need for bank stabilizing plantings. Handicapped access is, of course, essential. There should be more discussion of the size of the pavilion. Our initial thought is that it should be large enough to accommodate three or four



standard sized folding tables (something like 3 by 6 feet) and accompanying chairs. Some have suggested picnic tables in the pavilion, but we think that we should preserve flexibility of use by leaving it unfurnished, except perhaps for built-in benches on two sides. We do not see a need for plumbing or wiring. We would favor something fairly simple, open, and economical to maintain. Many have urged that we be guided by the maxim *Less is More*. Beyond that, we would leave the design of the pavilion to those more qualified.

We heard comment on the desirability of making it possible for private groups to reserve exclusive use of the pavilion. That seems a desirable goal if a proper balance between private use and public access can be attained. There would be an administrative cost in processing reservations and posting the site as reserved and this requires further exploration.

Canoes and Kayaks

Many commentators spoke of their desire to launch canoes and kayaks from the Parcel. One advantage of demolishing the house and garage is that it would permit a larger sloping lawn down to a launch site. The southern boundary of the Betty Hudson Property is Hop Brook, immediately upstream from its mouth at the Farmington River. Prior residents of the property routinely launched canoes there, and it seems entirely suitable. We were advised that there is sufficient flow in Hop Brook year round. We see no need for a dock. Considerable foot traffic down the slope would create the risk of erosion, so something like stone steps and/or a gravel path would be needed. Whatever is built for a pathway, it must be designed to withstand occasional flooding. We acknowledge that the river is not safe for boating at times of extreme high water. Advice should be sought as to the content of a sign indicating the need for personal responsibility, the absence of a life guard, the need to obey state rules regarding personal flotation devices, and the like. We would not make provision for bathing in the river. We considered suggestions that storage for canoes and kayaks be provided but did not regard that as necessary or practical.

Plantings

Plantings will have several functions. First, we need to contribute to bank stability. Particularly at the Betty Hudson Property there is a need for native trees that are adapted to life on the riverbank. They should be supplemented there by suitable native shrubs. Some existing plants will need to be removed. Existing vegetation along the riverbank of the Right of Way Area, north of the flower bridge, should be studied. There are many invasive and probably some other unsuitable plants there. That stand could be thinned of the undesirables and supplemented by suitable natives. Second, plantings should be strategically placed to guide pedestrians away from areas to be protected. We want folks to enjoy the view of the river, but we do not want them climbing up and down the bank, except at the established boat launch. If we can achieve that with obstructive plantings rather than fencing or signs, so much the better. Third, we can enhance the sense of place if we can somewhat screen the Right of Way Area from Drake Hill Road. A row of varied small trees and large shrubs along the road would very helpful in that regard. Thinning the stand of White Pine along the parking area would also help to tie to Parcel together. Finally, a few native shade trees in the Right of Way Area would make it a friendlier place and a suitable site for some benches and/or picnic tables. We strongly encourage the use of native plants throughout the Parcel. Even a developed tract such as this can provide valuable habitat if planted with desirable natives. Professional advice should be sought in selecting and siting species. It might be that the damp lowland at the western point of the Right of Way Area will be suitable for the butterfly friendly plantings sought by some commentators.

Parking

We assume that the existing pavement will be retained, but some formalization will be needed. There should be parking spaces reserved for the handicapped. There should probably be a space at the top of the lawn sloping down to Hop Brook reserved for short-term loading and unloading of boats. (Perhaps the top few feet of the existing driveway could serve that purpose). Advice should be sought as to how to stripe the parking area so as to optimize its use.

Park Infrastructure

Benches and tables should be placed throughout the Parcel. Flooding needs to be anticipated in their selection and installation. In general, we would limit the area behind the pavilion and the lawn sloping down to Hop Brook to benches alone, providing a mix of benches and tables in the Right of Way Area. This would facilitate carrying boats up and down the slope and also help to minimize neglected picnic trash reaching the river.

While we are sensitive to considerations of cost, it is our view that a handicapped accessible portable unit at this public facility should be considered. It should be tastefully placed and screened. Trash and recycling receptacles should be considered.

In keeping with the effort to keep the site "fairly natural", we would recommend against installation of further lighting except as needed for public safety.

The storage shed used by the Flower Bridge Committee should be retained, but it should be moved so that it does not obstruct the view of the bridge from the pavilion.

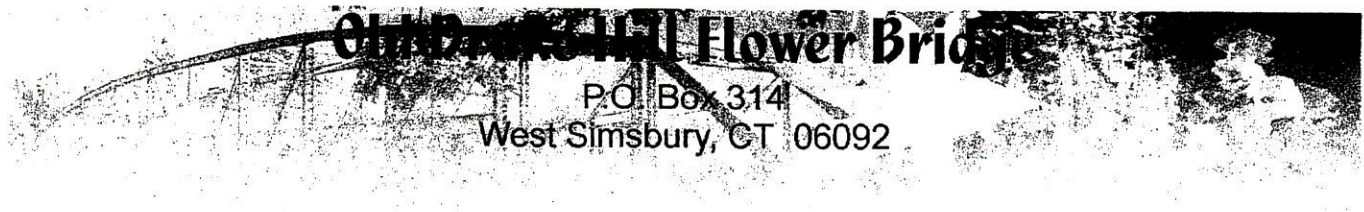
Business Use

Commentators expressed varied views on whether business should be permitted on the Parcel. The Open Space Committee is not recommending commercial use of the property beyond approved events at this time given the limited space available on the site and the desire to maintain the Parcel as a fairly "natural" place.

Miscellany

One commentator complained of confusion between Old Bridge Road and Old Barge Road, where he resides. It would seem that the entrance into the Parcel does not need to be a named road; it could merely be an address on Drake Hill Road.

The Flower Bridge Committee had noted several items on the Betty Hudson Property that it could put to use elsewhere. An effort could be made to accommodate that desire.



Old Drake Hill Flower Bridge
P.O. Box 314
West Simsbury, CT 06070

Town of Simsbury Board of Selectmen
933 Hopmeadow Street
P.O. Box 495
Simsbury, CT 06070

Dear Mary, Lisa, Nancy, Sean, Mike, Cheryl

After the town's purchase of the Hudson property adjacent to the Old Drake Hill Flower Bridge, we wanted to share some of our thoughts. We would be happy to discuss any of these items in person with you. Attached are our thoughts and we hope that this is the beginning of a dialogue with the town and with the other interested organizations concerning the development and use of this beautiful, important property.

Thank you for the opportunity to share our thoughts and provide input.

Deeg Mackay

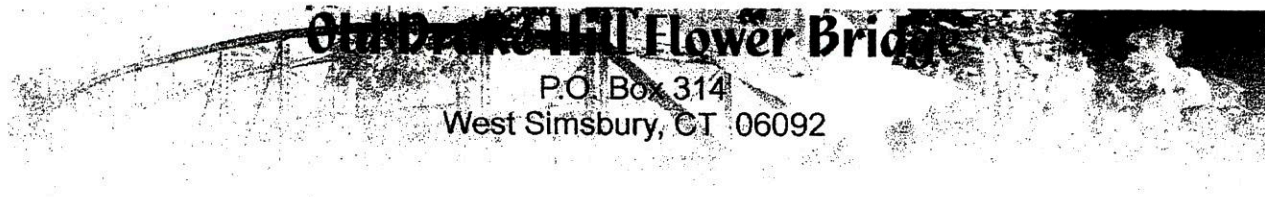
Co-Chairman

Sharene Wassell

Co-Chairman

Jan Lintner

Secretary



Old Drake Hill Flower Bridge's thoughts about the Betty Hudson property

Natural Park

- Place to connect with nature and history
- Place to access the river with canoes, kayaks, and row boats (car top only, no trailers)
- Place to stop on a trip: boat, bike, hike
- Place to view birds, animals, fish and flowers
- Use native trees/plants/shrubs
- Work on riverbank restoration
- Improve/maintain the area's ecology

Amenities

- Picnic tables, handicap accessible, dark green metal to match those by the bridge
- Trash receptacles, dark green metal
- Benches, dark green metal or stone
- Bike rack
- Large brownstone seating rocks
- Bathrooms/Porta-potties
- Drinking fountain for bottle filling, handicap, and dogs
- Bird houses
- Visitor log book in weatherproof housing

Thoughts on the property

- Remove all overgrown trees, bushes, shrubs, and vegetation
- Maintain beautiful view of the ODHFB
- Cut down dangerous, precarious trees
- Selective mowing so it does not revert to underbrush, poison ivy, bittersweet and junk tree growth
- Evaluate retaining wall at Hop Brook for safety

Items from the property that ODHFB would like

- Natural stones (some are to the right of the shed heading down to an old water path) to use as edging along the pavement in the West Cottage Garden to keep the dirt from washing onto the parking lot
- Slate pavers and bricks
- The old, dwarf, weeping, red maple if it needs to be moved for repair of retaining wall. Keep the tree in memory of Betty Hudson
- The star magnolia if it is in the way of reclaiming the property
- The shed to be used for continued storage by the ODHFB

1 Old Bridge

Idea Submissions



Keywords from 13 Submissions

Sized according to frequency

<https://www.jasondavies.com/wordcloud/#%2F%2Fwww.jasondavies.com%2Fwordcloud%2Fabout%2F>

BOATING



Kayaks, Canoes, Boating

7 of 13 submissions mentioned boating and some form of boat launch

http://en.wikipedia.org/wiki/Connecticut_River_Greenway_State_Park#/media/File:Connecticut_River_Greenway_State_Park.JPG



"A town beach area to play in the river, swim, drop kayaks, paddleboards, canoes in, and lie out to relax and sun bathe"

Craig Diamond

Rentals & Storage

- 4 of 13 recommended kayak/canoe rentals
- Kevin Schultz also recommended a seasonal storage rental for owners to keep their kayak or canoe near the river



<https://www.flickr.com/photos/vastateparkssstaff/5816683563/in/photostream/>
<http://www.atterberry.net/funstuff/homemade-kayak-storage-rack/>

STRUCTURES



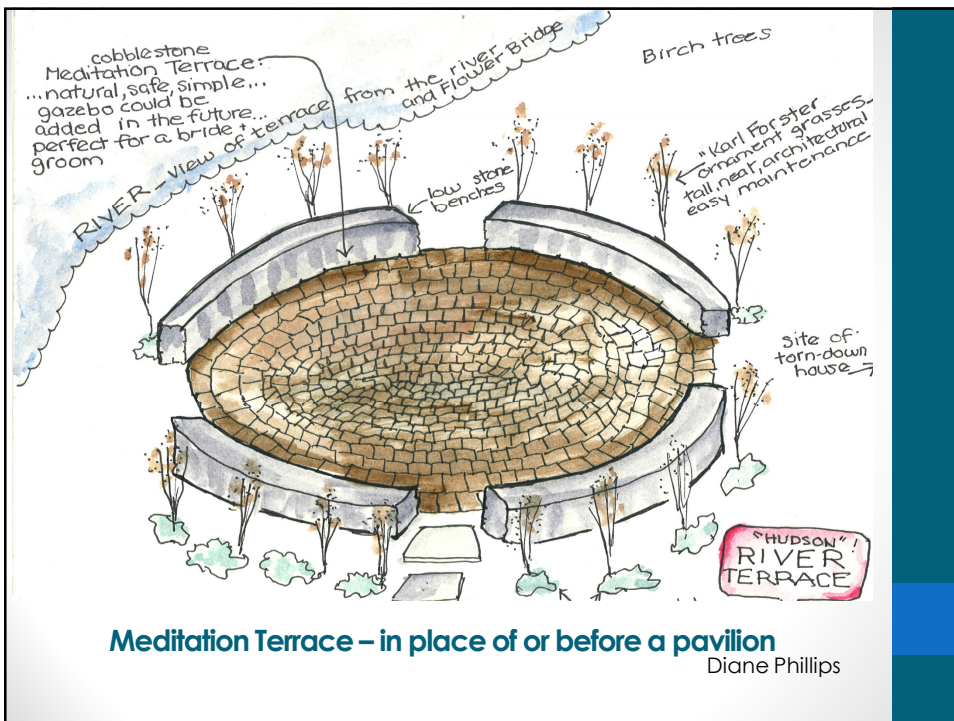
Gazebo or Pavilion

5 of 13 included either a Gazebo or Pavilion



"If an open air pavilion is selected...a talented architect might be able to capture some of the prominent features of the Simsbury Casino"

Ferg Jansen



Meditation Terrace – in place of or before a pavilion

Diane Phillips

Uses with structures/furniture

- Bike racks
- Boat launch*
- Boat storage*
- Café*
- Drinking fountain
- Educational display or kiosk*
- Indoor gathering space (e.g. theater, museum, gallery, receptions, meetings)
- Nature Center
- Picnic tables*
- Restrooms/changing rooms*
- Trash cans*

* Possible temporary or seasonal installation

Other Ideas

Building could be used
for temporary housing
until decision is made

Area restaurants could
provide "River-special-
prepackaged-picnics"

Educational kiosk on the
Farmington River and its
environment

Keep it maintenance
free; flood-ready

Keep it "natural
and peaceful"

Space to study the
river, river quality

"Parking can be on one of
the Iron Horse Blvd lots"

"Public restrooms and drinking fountain
would be greatly appreciated and
used by anyone using the rail trail"



Bike related flower displays for May – National Bike Month

Pattie Jacobus



Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

Joseph Mancini - Director of Finance/Treasurer

MEMORANDUM

To: The Board of Selectmen

From: Joseph Mancini - Finance/Treasurer

Re: Open Space Recommendation on 1 Old Bridge

Date: August 6, 2015

CC: Lisa Heavner - First Selectman
Tom Cooke - Director of Administrative Services
Robert DeCrescenzo - Town Attorney

On August 5, 2015 the Open Space Committee voted on a recommendation for the future use of 1 Old Bridge Road, the property formerly referred to as the Betty Hudson Property. The Open Space Committee is also recommending that the Board of Selectmen hire a design consultant, and other experts as needed, for the property.

As a reminder, in November of 2014, the Board of Selectmen and the Board of Finance approved \$200,000 for the purchase, make-safe work, and costs associated with the site work including up to demolition of the property. Design work is an appropriate use for this funding. The purchase price of the property, including closing costs was \$152,253.24, leaving slightly less than \$48,000 to be spent on this property.

Thanks,

Joseph Mancini



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:** July 22, 2015
3. **Date of Board Meeting:** August 10, 2015
4. **Individual or Entity making the submission:** Margaret R. Sexton, 26 Drumlin Road, West Simsbury
5. **Action requested of the Board of Selectmen:**
The Individual or Entity making the submission requests that the Board of Selectmen: Accepts the resignation of Margaret R. Sexton, as a regular member, of the Conservation Commission/Inland Wetlands & Watercourses Agency, effective August 1, 2015.
6. **Summary of Submission:**
Resignation: Margaret R. Sexton, Regular Member
Board: Conservation Commission/Inland Wetlands & Watercourses Agency
Party: Democratic
Effective: August 1, 2015
Term of Office: January 1, 2014 to January 1, 2018
7. **Financial Impact:** None
8. **Description of documents included with submission:**
The following documents are included with this submission and attached hereto:

Letter of resignation

July 21, 2015

Ms. Carolyn Keily, Town Clerk
Simsbury Town Hall
933 Hopmeadow Street
P.O. Box 495
Simsbury, CT 06070

Dear Ms. Keily,

The purpose of this letter is to notify you of my resignation from the Simsbury Inland Wetlands Commission and Conservation Committee effective August 1, 2015. I have been an active Commissioner for the past 10 years. I have thoroughly enjoyed this activity and hope I have provided value to the Town of Simsbury in this role. At this time, I am looking to pursue other interests that would present a conflict with the IWW/CC meeting schedule.

If you need any additional information regarding this matter, please feel free to contact me at 860-651-4689.

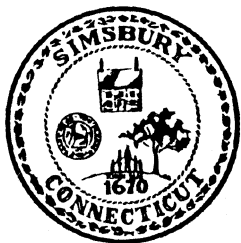
Regards,



Margaret R. Sexton

Cc: Rachel Blatt, Assistant Town Planner
Alan Needham, Simsbury Democratic Committee Chairman





Town of Simsbury

933 HOPMEADOW STREET

P.O. BOX 495

SIMSBURY, CONNECTICUT 06070

BOARD OF SELECTMEN MEETING AGENDA SUBMISSION FORM

1. **Title of submission:**

Charter Revision Commission Unaffiliated Member Appointments

2. **Date of submission:** August 5, 2015

3. **Date of Board Meeting:** August 10, 2015

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

Thomas F. Cooke – Director of Administrative Services – tcooke@simsbury-ct.gov
(860) 658-3230
Board of Selectmen Sub-Committee – Chris Kelly and Sean Askham

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

Increase the number of unaffiliated positions on the Charter Revision Commission from one (1) to three (3) and appoint the following unaffiliated members:

Robert K. Crowther, James A. Ray and Hadley C. Rose

6. **Summary of Submission**

At its last meeting the Board of Selectmen appointed four Democratic and four Republican members to a nine-member commission with one Independent remaining to be appointed. A subcommittee interviewed candidates and are recommending adding a total of three unaffiliated members for the following reasons:

1) There was significant interest in serving on the Commission from a strong pool of candidates. The Sub-Committee concluded that the Charter Revision Commission would benefit with the addition of more than one potentially strong member;

2) The Sub-Committee received feedback from the community that having more unaffiliated members would enhance the perceived integrity/balance of the Commission;

3) The Sub-Committee recommends maintaining an odd number of Commissioners and staying as close to the original membership of nine, resulting in a recommendation of three (3) unaffiliated appointments.

The Sub-Committee verified with the Director of Administrative Services that the Board of Selectmen can add additional unaffiliated members as long as the Commission remains within the statutory parameters for the makeup of the group.

Subsequent to the appointment of the unaffiliated members, the Director of Administrative Services will work with Town Counsel to schedule an organizational meeting of the Charter Revision Commission at which it will address organizational issues (including election of a Chair and Secretary and establishing a schedule of meetings); schedule an initial Public Hearing as required by statute; and work with the Director of Administrative Services to circulate a letter to department heads, boards and commission soliciting any additional input on the existing Charter and recommendations for technical and substantive changes.

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:

None

CALL TO ORDER

The Special Meeting of the Board of Selectmen was called to order at 7:15 p.m. in the Main Meeting Room of the Town of Simsbury. Present were: First Selectman Lisa Heavner; Board members Sean Askham, Michael Paine, Cheryl Cook, Nancy Haase and Christopher Kelly. Others in attendance included Thomas Cooke, Director of Administrative Services and other interested parties.

PLEDGE OF ALLEGIANCE

Everyone stood for the Pledge of Allegiance.

PUBLIC AUDIENCE

Robert Kalechman, 971 Hopmeadow Street, spoke about the Marine Corp. and their saying that they will never leave a Marine behind whether you or injured or deceased. He spoke about a Marine who was buried in a mass grave in 1944 and whose remains were finally returned 70 years later, so he could be buried in his hometown of Southwick.

Mr. Kalechman also spoke about a grant requested for more bike trails. He feels the Town needs better roads before new bike trails.

Joan Coe, 26 Whitcomb Drive, spoke about her candidacy for First Selectman and a Town Management form of government. She also spoke about the concert encouraging the use of marijuana, the Senior Center, and the dangers at the 4th of July fireworks and concert.

PRESENTATIONS

There were no presentations at this time.

FIRST SELECTMAN’S REPORT

Ms. Heavner said the Aging and Disabilities Commission and the Simsbury Special Education Parent Teacher Organization were going to hold the Picnic in the Park on August 22, 2015 at St. Catherine of Siena Church from 11:30 to 1:30 p.m. The deadline for RSVP to Diana Yeisley is August 7th at Yeisley 2@comcast.net or by calling the Simsbury Senior Center at 860-658-3273.

Ms. Heavner said the Simsbury Social Services Department is once again offering its Back to School Program for Simsbury families. To be eligible, families must be enrolled in a state or local Social Service program. Eligible families will receive a Walmart gift card to purchase school clothes or supplies. Residents can set up an appointment or get further information by calling the Social Service Department at 860-658-3282.

Ms. Heavner said Friday, July 24th would close out the Talcott Mountain Music Festival at the Performing Arts Center. The Hartford Symphony will feature the Music of Queen. She said the Town has been very fortunate to have the Hartford Symphony as summer guests for over two decades and she encouraged everyone to attend. For tickets or more information, please visit the Simsbury Meadows Performing Arts Center, Inc. at www.simsburymeadowsmusic.com.

SELECTMEN ACTION

a) Approve Tax Refunds

Mr. Askham made a motion to approve tax refunds in the amount of \$16,112.54 as requested and approved by the Tax Collector. Mr. Kelly seconded the motion. All were in favor and the motion passed.

b) Approve Public Gathering Application Events

Ms. Heavner noted that the Fly-in is also monitored by the FAA.

Mr. Askham made a motion to approve the Public Gathering Applications for the September 20th Simsbury Fly-in and October 4th Shred Kids Cancer Rock the Run 5K contingent upon Health District approval. Mr. Paine seconded the motion. All were in favor and the motion passed.

Ms. Haase made a motion to approve the Public Gathering Applications for the 2nd Annual Latimer Lane PTO Road Race and Fun Run on September 13th and the Simsbury Chamber of Commerce Halloween Festival/Celebration – SMPAC- October 31st. Mr. Kelly seconded the motion. All were in favor and the motion passed.

c) Potential Action on Declaration of Easements, Covenants and Restrictions for Powder Forest Business Park

Ms. Heavner said this went through Zoning and received unanimous support. She said this request is from Ensign-Bickford Realty Corporation to terminate the Declaration of Easements, Covenants and Restrictions at Powder Forest Business Park pending sale of the property.

Mr. Paine made a motion to consent to Termination of the Declaration of Easements, Covenants and Restrictions at Powder Forest Business Park subject to review of the Town Attorney. Also, the submission date should be July 23, 2015 instead of June 23, 2015. Mr. Kelly seconded the motion. All were in favor and the motion passed.

d) Approve Federal Emergency Management Agency (FEMA) Flood Mitigations Assistance (FMA) Grant Application for Demolition of existing structure at 1 Old Bridge Road

Ms. Heavner noted that this really doesn't need to come before the Board of Selectmen, but she wanted to keep everyone informed. There is a quick deadline, August 5th, for this application. The actual recommendation will come from the Open Space Committee.

Ms. Haase made a motion to authorize the submission of a grant application for the demolition of the existing structure on Town owned property located at 1 Old Bridge Road. Mr. Paine seconded the motion. All were in favor and the motion passed.

OTHER BUSINESS

a) Update on Senior Community Center Project

Mr. Cooke said they met with a programmer. He toured the property and met with the staff and some seniors as well. He has also met with the Library staff and Culture, Parks and Recreation.

Ms. Cook said he will be a valuable asset and feels it is great that he also spoke with some of our seniors.

Ms. Heavner said he will be back and he is one of the leading experts in the nation. Hopefully, he will come before this Board with more information.

APPOINTMENTS AND RESIGNATIONS

a) Appoint Jeffrey E. Tindall (D) as a regular member of the Board of Education with an expiration date of December 7, 2015

Ms. Haase made a motion to appoint Jeffrey E. Tindall as a regular member of the Board of Education with an expiration date of December 7, 2015. Mr. Kelly seconded the motion. All were in favor and the motion passed.

b) Appoint Charter Revision Sub-Committee

Mr. Kelly made a motion to appoint Jeffrey E. Tindall, Mary Glassman, Melissa Osborne, Anita Mielert, Paul Henault, Lydia Tedone and Thomas G. Benneche, and Ed Pabich to the Charter Revision Sub-Committee. Ms. Haase seconded the motion. All were in favor and the motion passed.

Ms. Heavner said they still need to appoint an unaffiliated member to the Charter Revision Sub-Committee and Board of Ethics Sub-Committee.

c) Appoint Board of Ethics Sub-Committee

Ms. Cook made a motion to expand the Charter Revision Sub-Committee to include appointing the unaffiliated member of the Board of Ethics, which include Sean Askham and Christopher Kelly. Ms. Haase seconded the motion. All were in favor and the motion passed.

d) Accept the resignation of Nancy M. Haase (R) as a regular member of the Board of Selectmen effective July 24, 2015

Ms. Heavner said it had been an honor to have worked with Ms. Haase and wished her much luck.

Mr. Askham said he would not approve, but acknowledge the resignation of Ms. Haase as a regular member of the Board of Selectmen effective July 24, 2015. Mr. Paine seconded the acknowledgement. All were in favor, with Ms. Haase abstaining, and the motion passed.

Ms. Haase said it was an honor to serve with everyone on her long journey. She thanked everyone on the Boards, Committees and staff for all their hard work. She thanked the voters who voted for her three times. She also recognized Hiram Peck, who is also leaving his position. She thanked her boss, at her regular job, and especially her husband and family.

e) Appoint Nancy M. Haase (R) as a regular member of the Economic Development Task Force with an expiration date of December 7, 2015

Mr. Askham made a motion to appoint Nancy M. Haase as a regular member of the Economic Development Task Force with an expiration date of December 7, 2015. Mr. Kelly seconded the motion. All were in favor, with Mr. Haase abstaining, and the motion passed.

REVIEW OF MINUTES

- a) Special Meeting of June 22, 2015** – no action was taken and therefore, the minutes were adopted.
- b) Regular Meeting of June 22, 2015** – no action was taken and therefore, the minutes were adopted.
- c) Special Meeting of June 29, 2015** – no action was taken and therefore, the minutes were adopted.

SELECTMEN LIAISON AND SUB-COMMITTEE REPORTS

1. Personnel:

a) Approval of WPCA Engineering Inspector Job Description

Mr. Kelly said the Personnel Sub-Committee met last week to discuss the job description, title and salary range for the position of WPCA Engineering Associate to the position of WPCA Engineering Inspector. He said the key changes were broader responsibilities and expansion of the Associate duties.

Mr. Kelly made a motion to approve job description, title and salary range changes for the position of WPCA Engineering Inspector to Grad A3+ as recommended by the WPCA. Mr. Askham seconded the motion. All were in favor and the motion passed.

- 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.

Ms. Cook, the liaison to Aging and Disabilities, said the Picnic in the Park is a great opportunity for everyone to socialize with families of disabled people. It is a great, joyous event and she encouraged everyone to attend.

Ms. Haase reminded everyone that the next Task Force meeting will be on August 11th at 5 p.m. at Town Hall.

ADJOURN TO EXECUTIVE SESSION

Mr. Askham made a motion to adjourn to Executive Session. Mr. Paine seconded the motion and it passed unanimously. The Board of Selectmen moved into Executive Session at 7:58 pm.

- a) Hop760, LLC vs. Town of Simsbury**
- b) Darlar, LLC v. Town of Simsbury**

In addition to the Board of Selectmen, Director of Administrative Services Thomas Cooke was present.

ADJOURN FROM EXECUTIVE SESSION

Ms. Haase made a motion to adjourn from Executive Session. Mr. Askham seconded the motion and the motion passed. The Board adjourned from Executive Session at 8:15 pm.

Possible Action

Mr. Askham made a motion to approve the proposed settlement of Hop760, LLC v. Town of Simsbury in the amount of \$9,000 subject to submission of a site plan acceptable to Town Staff and Town Counsel. Ms. Haase seconded the motion and it passed unanimously.

Ms. Cook made a motion to approve the proposed settlement of Darlar, LLC v. Town of Simsbury in the amount of \$9,000. Mr. Askham seconded the motion and it passed unanimously.

ADJOURN

Ms. Haase made a motion to adjourn the meeting. Mr. Askham seconded the motion and it passed unanimously. The meeting was adjourned at 8:17 pm.

Respectfully submitted,
Kathi Radocchio, Clerk