

From: Susan Mazurski June 2, 2009 8:52:17 AM
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To: SimsburyCT_SelectMin
Cc:

TOWN OF SIMSBURY
BOARD OF SELECTMEN
REGULAR MEETING MINUTES
FEBRUARY 23, 2009

CALL TO ORDER

The Regular Meeting of the Board of Selectmen was called to order at 7:00 p.m. in the Main Meeting Room of the Simsbury Town Offices. Present were: First Selectman Mary Glassman; Board members Moira Wertheimer, Robert Hensley, and John Hampton. Absent were: Michael Long and Richard Hogan. Others in attendance included: Brandon Robertson, Richard Sawitzke, Dave Ryan, John Loomis, Chief Ingvertsen, Hiram Peck and other interested parties.

PUBLIC HEARING

Mr. Hampton made motion to open the Public Hearing to receive public comment concerning a proposed Non-Emergency Inter-Agency Agreement with the Towns of Avon, Bloomfield, Canton, Farmington, Granby, Hartford, Suffield, Windsor, and Windsor Locks at 7:03 p.m. Mr. Hensley seconded the motion. All were in favor and the motion passed.

Robert Kalechman, 971 Hopmeadow Street said he feels this will be like a county government. He fears the Health Department won't be able to handle all of these Towns as there won't be enough personnel to deal with the issues.

Ms. Glassman and Chief Ingvertsen stated that this Non-Emergency Inter-Agency Agreement is meant for Police Departments only.

Mr. Hensley made motion to close the Public Hearing at 7:07 p.m. Mr. Hampton seconded the motion. All were in favor and the motion passed.

PUBLIC AUDIENCE

Joan Coe, 26 Whitcomb Drive said some Selectmen made promises when they

were being elected. These promises should be fulfilled. She feels it is time for a Town Manager and feels a Charter Revision Commission should be appointed.

Ms. Coe feels the liquor permit at the Golf Course puts the Town at risk. She showed a picture of the "alcohol road" and the erosion. She would like an ordinance to eliminate alcohol consumption at all Town parks.

Ms. Coe spoke about the Hartford Symphony contract. She asked about the gift policy. She also asked about spraying during all events. Ms. Coe also spoke about "squatters" during events.

Ms. Coe spoke about the Barndoor Triangle and showed another picture. She noted that adjoining properties had to have wells closed due to contamination from the tobacco fields. She feels the Town should allow animals to graze without pesticides. She urged the Board to do nothing with this land so the animals could live in peace.

She spoke about her resolution that was on the wall in the Main Meeting Room. This resolution has been taken down and she would like to know when and why.

Ms. Coe also spoke about Eno Farms affordable housing ground lease.

All of Ms. Coe's comments can be read on Simsbury.com/forum.

Robert Kalechman, 971 Hopmeadow Street said he would not have made his comments in the Public Hearing if he knew the Agreement was about the Police Department only.

Mr. Kalechman said he opposed the nomination and appointment of Alan Needham to the Zoning Commission as he feels that this is 100% political.

Diane Nash, 5 Merrywood said there will be another Gifford Green Conversation on March 5, 2009 at 7 p.m. at the Ethel Walker Chapel to discuss a greener future. There will be speakers who will help teach everyone about conservation and environmental issues. The meeting is open to the public.

a) Presentation by Girl Scout Troop 66222 regarding Earth Hour 2009

The Scouts explained their concern about saving energy, then introduced themselves and Debbie Gibbons, leader, said the Earth Hour website is Earthhour.org.

Mr. Hampton made motion to endorse Girl Scout Troop 66222 with Earth Hour

on March 28, 2009 from 8:30 - 9:30 p.m by turning off lights to save electricity. Mr. Hensley seconded the motion. All were in favor and the motion passed.

Ms. Glassman gave the Selectmen her Town reports. She said there was \$1,081,166 in grant money received with \$391,694.92 in grant applications still pending.

Ms. Glassman also spoke about the Talcott Mountain Music Festival dates that need to be approved.

Ms. Glassman said there will be a Capitol Region Roundtable on Thursday, February 26, 2009 from 11:30 a.m. - 2:30 p.m. at South Congregational Church, 277 Main Street, Hartford to explore the questions of what kind of region you want to live in and what your role is in creating this region.

b) Presentation by Tariffville Village Association to provide an update on the construction of the gazebo on Tariffville Village Green.

Chet Matczak, President of the Tariffville Village Association, spoke about the multi-use facility that has been worked on for about six years now. The property at 31 Main Street will be used for picnics, a meeting place, musical performances, movies, etc.

Mr. Matczak said they have worked very hard on this project and showed pictures of their vision. They are ready to continue to move forward with the project now.

Mr. West showed the design of the gazebo, with handicapped access, and they have a general contractor on board. They are still looking for people to help fund the project. They will start construction in the spring and hope this will be a great focal point for Tariffville. The website is TariffvilleVillageAssociation.com. The Board thanked everyone for their hard work. It is an exciting time.

c) Presentation regarding New England Whitewater Triple-Crown Championships to take place at the Tariffville Gorge of the Farmington River on April 25th and 26th and to consider approving the use of Town property regarding same.

Frank Haviland, White Water Turn in Tariffville is also on the Board of Directors of Tariffville Village Association. He said they would like to bring in Olympic Whitewater racing to the Tariffville Gorge again. Mr. Haviland introduced James McEwan

Mr. McEwan, a former Olympic Whitewater champion, said the event would take place April 25-26th at the Tariffville Gorge. There will be three events: Wild water racing; free style event; and slalom. These events are very popular. They would like to use the Tariffville Park and Village Green for this event. People would be allowed to come in on Wednesday, April 22 and leave on Monday, April 26th. They will need volunteers those days and to raise money; Tvilletriplecrown.com.

Mr. Hampton made motion to approve the use of Town Property for the New England Whitewater Triple-Crown Championships from Wednesday, April 22nd through Monday, April 26th to be held at the Tariffville Gorge of the Farmington River. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

d) Review, discuss and possibly authorize the First Selectman to enter into an agreement with the Hartford Symphony Orchestra for the 2009 Concert Season-Proposed dates are as follows: June 26, July 2, July 3, July 10, July 15 and July 17.

Ms. Glassman thanked everyone for their work on the contract. She said there were some last minute changes in the contract on Friday, so she still needs to see the final draft. She would like the Board to approve the dates at this time.

Ken said there are five great programs at the Performing Arts Center and they are very excited to get it all started. They will come out with an official announcement and brochures to let people know how to get tickets to the events.

Mr. Ryan said there is a five year agreement with the Hartford Symphony. He said the agreement is almost ready to go to the Board of Selectmen. However, he would like the dates approved at this time.

Mr. Hampton made motion to approve the dates of the Hartford Symphony Orchestra 2009 Concert Season as presented. Mr. Hensley seconded the motion. All were in favor and the motion passed.

e) Receive report regarding proposed revisions to the Town of Simsbury Code of Ethics and possibly schedule a public hearing regarding proposed revisions in accordance with Section 404 of the Town Charter.

Lou Norton, West Simsbury said he went to the Connecticut Conference of Municipalities meeting on Ethics this past week. He said Simsbury's Code of Ethics is probably the most regarded in the State.

This Code of Ethics has been in place since 2001. There are three items

that they would like to change including a form for complaints, procedures change and some language that has been simplified, etc.

Ms. Glassman said the Board will speak to the Board of Education about changes they need to look at.

Mr. Hensley made motion to schedule a Public Hearing on April 13th at 7:00 p.m. regarding the proposed revisions in the Code of Ethics in accordance with Section 404 of the Town Charter. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

f) Review, discuss and possibly approve minutes of Regular and Special meetings.

Budget Workshop - February 3, 2009

Mr. Hensley made motion to approve the Budget Workshop minutes of February 3, 2009. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

Budget Workshop - February 4, 2009

Mr. Hensley made motion to approve the Budget Workshop minutes of February 4, 2009. Mr. Hampton seconded the motion. All were in favor with Ms. Wertheimer abstaining. Therefore, the motion passed.

Regular Meeting - February 9, 2009

Mr. Hensley made motion to approve the minutes of the Regular Board meeting on February 9, 2009 with the change of \$40,000 for land use consultants instead of \$30,000 on page 5. Mr. Hampton seconded the motion. All were in favor and the motion passed.

Special Meeting - February 9, 2009

Mr. Hensley made motion to approve the minutes of the Special Meeting of February 9, 2009. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

Special Meeting - February 12, 2009

Ms. Wertheimer made motion to approve the minutes of the Special Meeting of February 12, 2009 with a correction on #38 to be fences not feces. Mr. Hensley seconded the motion. All were in favor with Mr. Hampton abstaining. Therefore, the motion passed.

g) Review, discuss and possibly authorize the First Selectman to execute an agreement entitled Non-Emergency Interagency Agreement with the Towns of Avon, Bloomfield, Canton, Farmington, Granby, Hartford, Suffield, Windsor, and Windsor Locks.

Ms. Glassman noted that there is a 30 day notice if the Town wanted to remove itself from this Non-Emergency Interagency Agreement.

Mr. Hampton made motion to authorize the First Selectman to execute and agreement entitled Non-Emergency Interagency Agreement with the Towns of Avon, Bloomfield, Canton, Farmington, Granby, Hartford, Suffield, Windsor and Windsor Locks. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

Mr. Hampton thanked the Police Department for their drug bust this past weekend and thanked them for their continued effort in getting drugs off the street.

h) Review, discuss and possibly authorize the First Selectman to extend the term of the March 27, 2000 License Agreement between the Town and the Simsbury Fish and Game Club, Inc. by four years from April 1, 2009 to March 31, 2013.

Ned Kendall said they were established in 1938 and have cleaned out the area for many years.
He said there are dues of \$10 each and fishing permits costs \$190.

He said there is a Children's Derby on May 17th from 7-9 a.m. where everyone gets a prize.

Mr. Hampton made motion to authorize the First Selectman to extend the term of the March 27, 2000 License Agreement between the Town and the Simsbury Fish and Game Club, Inc. by four years from April 1, 2009 to March 31, 2013 as attached. Mr. Hensley seconded the motion. All were in favor and the motion passed.

Ms. Wertheimer made motion to move Item i, on St. Mary's Church Carnival to this position. Mr. Hampton seconded the motion. All were in favor and the motion passed.

i) Review, discuss and possibly approve a request by St. Mary's Church for the use of Town Property for the St. Mary's Carnival June 17 - 20, 2009.

Mr. Hampton made motion to approve the use of Town Property for the St. Mary's Carnival June 17-20, 2009. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

j) Receive update and discuss staff recommendation regarding proposed uses of Town Property at Barndoor Hills Triangle and authorize advertising of a Request for Proposals regarding same.

Ms. Glassman said there were 40 speakers at the meeting on this property.

Mr. Sawitzke showed everyone where the structures were at the Triangle. He said Habitat for Humanity might be interested in working on the house. There was also some discussion on a walking path on the property.

There was some discussion on the soil and if it was suited for agricultural purposes.

Mr. Sawitzke said they need input from the Open Space Committee on this property. He is asking for an RFP to be sent out to use the property for agricultural use only.

Mr. Hampton made motion to authorize the Town to send out a Request for Proposals for the Barndoor Hills Triangle for agricultural use only. Mr. Hensley seconded the motion. All were in favor and the motion passed.

k) Review, discuss and possibly approve a proposed advertising policy for the Department of Culture, Parks and Recreation.

Mr. Toner said the Board asked him to come back with a final advertising policy for the

Department of Culture, Parks and Recreation. This policy was given to the Town Attorney and he approved it. Advertising on the website is not addressed in this policy.

Mr. Hampton made motion to approve the proposed advertising policy for the Department of Culture, Parks and Recreation. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

l) Review, discuss and possibly approve a proposed revised Golf Course Fee Schedule as recommended by the Simsbury Farms Complex Committee and Culture, Parks and Recreation Commission.

Mr. Toner said the Complex Committee approved the new fee schedule. They are trying to attract outside players, but be competitive with fees as well. Mr. Toner said the "specials" fees include carts. These are weekend and weekday after 2 p.m. specials.

Mr. Hensley made motion to approve the proposed revised Golf Course Fee

Schedule as presented and recommended by the Simsbury Farms Complex Committee and Culture, Parks and Recreation Commission. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

m) Review, discuss and possibly approve a request by the Farmington Valley Trails Council for the use of Town property for an event scheduled for June 6, 2009.

Mr. Hampton made motion to approve a request by the Farmington Valley Trails Council for the use of Town property for an event scheduled for June 6, 2009. Mr. Hensley seconded the motion. All were in favor and the motion passed.

n) Review, discuss and possibly approve a request by the Rotary Club of Simsbury-Granby for the use of Town property for an event scheduled for April 26, 2009.

Mr. Hensley made motion to approve a request by the Rotary Club of Simsbury-Granby for the use of Town property for an event scheduled for April 26, 2009. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

o) Review, discuss and possibly approve Tax Refunds as recommended and requested by the Tax Collector.

Mr. Hensley made motion to approve Tax Refunds in the amount of \$881.21 as recommended and requested by the Tax Collector. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

Ms. Wertheimer made motion to move Appointment and Resignations to this item. Mr.

Hampton seconded the motion. All were in favor and the motion passed.

APPOINTMENTS AND RESIGNATIONS

a) Review, discuss and possibly appoint Alan Needham to the Zoning Commission to fill a vacancy caused by the resignation of Joe Grace.

b) Review, discuss and possibly appoint Sarah Neighbours to the Tourism Committee.

Ms. Wertheimer made motion to appoint Alan Needham to the Zoning Commission and appoint Sarah Neighbours to the Tourism Committee. Mr. Hampton seconded the motion. All were in favor and the motion passed.

RECESS

Ms. Glassman made motion for a brief recess at 9:05 p.m. Mr. Hampton seconded the motion. All were in favor and the motion passed.

Mr. Hampton made motion to resume the meeting at 9:10 p.m. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

CAPITAL IMPROVEMENT PLAN

Review, discuss and possibly approve the proposed six year capital improvement plan and refer same to the Board of Finance.

Ms. Glassman said the Capital Improvement Plan will go to the Board of Finance on February 24, 2009. This plan includes a Board of Education proposal for Squadron Line generator replacement for \$200,000; Central School Brownstone re-paint and stair rebuilding for \$150,000 and Fiber optic network infrastructure project for \$450. Ms. Glassman gave the Board the breakdown of the Fiber optic project.

Ms. Glassman said the Town had two projects: the Simsbury Farms access road and a Golf Maintenance Facility. A grant was applied for regarding the Simsbury Farms access road.

There was some discussion on the Debt Service fee and Town bonding issues. After discussion on all projects, including the condition of the Golf Maintenance Facility, Mr. Hampton made motion to move all capital improvement projects in Option 3 forward, including Town projects as proposed. Mr. Hensley seconded the motion. All were in favor and the motion passed.

SUB-COMMITTEE REPORTS

- a) Personnel - no report at this time.
- b) Finance - no report at this time.
- c) Welfare - no report at this time.
- d) Public Safety - no report at this time.

LIAISON REPORTS

Mr. Hensley said there will be report on the gateway signs at the next Board of Selectmen meeting.

Mr. Hampton said Aging and Disability is discussing tax relief for seniors where they could work off tax bills. They will make recommendations to the Board at a later date.

EXECUTIVE SESSION

To discuss Collective Bargaining

Mr. Hampton made motion to adjourn to Executive Session at 9:35 p.m to discuss Collective Bargaining. Mr. Hensley seconded the motion. All were in favor and the motion passed.

EXECUTIVE SESSION

The Board of Selectmen adjourned to Executive Session at 9:35 p.m. First Selectman, Mary Glassman, Deputy First Selectman, John Hampton, and Selectmen Moira Wertheimer and Robert Hensley were present in the executive session. Brandon Robertson, Director of Administrative Services, was also present in the executive session.

ADJOURN FROM EXECUTIVE SESSION

Robert Hensley made a motion to adjourn from Executive Session at 9:50 p.m. John Hampton seconded the motion and all were in favor.

John Hampton made a motion to approve the proposed collective bargaining agreement with the IBPO Local 458 as presented. It was noted that the terms of the agreement include a 3% GWI retroactive to July 1, 2008, a 0% GWI for FY 2009-2010 and a wage re-opener for 2010-2011. The agreement also includes other terms. Robert Hensley seconded the motion. John Hampton, Robert Hensley and Mary Glassman were in favor of approving the contract as presented. Moira Wertheimer voted no. The motion was adopted.

Moira Wertheimer made a motion to approve a proposal regarding the collective bargaining agreement with the Connecticut Independent Labor Union, Local #20 Simsbury Public Works and Parks Association. The agreement extends the current collective bargaining agreement by one year. There will be a 0% GWI for bargaining unit members for this period. The agreement includes additional terms. John Hampton seconded the motion. All were in favor and the motion was adopted.

John Hampton made a motion to approve a proposed collective bargaining agreement with the Connecticut Independent Labor Union, CILU Local #41 representing the Town's Dispatchers. It was noted that the terms of the agreement include a 3% GWI retroactive to July 1, 2008, a 0% GWI for 2009-2010 and a wage re-opener for 2010-2011. All were in favor and the

motion was adopted.

Robert Hensley made a motion to approve a 0% GWI for the CSEA Bargaining Units for FY 2009-2010. It was noted that there would be a re-opener for wages for FY 2010-2011. It was noted that the CSEA had made a request to allow those employees retiring during FY 10 to receive a 3% increase in their wages for pension calculation purposes. It was noted that the Town will investigate how to do this. All were in favor and the motion was adopted.

Robert Hensley made a motion to approve changes to the FY 2009-2010 operating budget contingent on the approval of the collective bargaining units of the actions as outlined above. John Hampton seconded the motion and all were in favor.

Robert Hensley made a motion to adjourn from executive session at 9:55 p.m. John Hampton seconded the motion. All were in favor and the motion was adopted.

Respectfully Submitted,

Mary A. Glassman