

From: Susan Mazurski                      October 1, 2009 10:47:32 AM  
Subject: Board of Selectmen Minutes 09/14/2009 APPROVED  
To: SimsburyCT\_SelectMin  
Cc:

TOWN OF SIMSBURY  
BOARD OF SELECTMEN  
REGULAR MEETING MINUTES  
SEPTEMBER 14, 2009

#### CALL TO ORDER

The Regular Meeting of the Board of Selectmen was called to order at 7:30 p.m. in the Main Meeting Room of the Simsbury Town Offices. Present were: First Selectman Mary Glassman; Board members Moira Wertheimer, Robert Hensley, John Hampton, Michael Long and Richard Hogan. Others in attendance included Brandon Robertson, Colleen O'Connor, Gerry Toner and other interested parties.

#### PUBLIC HEARING

The Board of Selectmen will hold a public hearing to receive public comment regarding proposed amendments to Chapter 48 of the Town Code of Ordinances entitled "Personnel."

Mr. Hensley made motion to open the public hearing to receive public comment regarding proposed amendments to Chapter 48 of the Town Code of Ordinances entitled "Personnel" at 7:32 p.m. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

Mr. Kalechman, 971 Hopmeadow Street said he made an inquiry as to Chapter 48 of the Town Code of Ordinance entitled "Personnel". He was informed that if an employee left Town employment while their contract is under negotiations, and they are unemployed, they are not able to collect the percentage of their raise. He stands to oppose this. He feels that the Town needs to stop beating on the "little guy." If that person takes a better job, we shouldn't but them out. It's wrong to penalize the "little guy."

Mr. Hogan made motion to close the public hearing regarding proposed amendments to Chapter 48 of the Town Code of Ordinances entitled "Personnel" at 7:36p.m. Mr. Hampton seconded the motion. All were in

favor and the motion passed.

The Board of Selectmen will hold a public hearing to receive public comment regarding proposed amendments to Chapter 130 of the Town Code of Ordinances entitled "Sewers."

Mr. Hampton made motion to open the public hearing to receive public comment regarding proposed amendments to Chapter 130 of the Town Code of Ordinances entitled "Sewers" at 7:37 p.m. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

After no public comment, Ms. Wertheimer made motion to close the public hearing regarding proposed amendments to Chapter 130 of the Town Code of Ordinances entitled "Sewers" at 7:38 p.m. Mr. Hensley seconded the motion. All were in favor and the motion passed.

#### PUBLIC AUDIENCE

Joan Coe, 26 Whitcomb Drive said the people running for office are supplying all kinds of information and making promises. Then they all deliver nothing. She spoke once again about a professional manager for the Town.

Ms. Coe spoke about alcohol distribution at the Earth, Wind & Fire concert. She said there were gift bags handed out that had wine in them after a back door meeting with some of the Town Board members. Mr. Peck was the only one at that back door meeting that voted no. She said the Production Company didn't have a permit to hand out alcohol and therefore is in violation of Town policy. She feels this Board should uphold the laws of the Town. This appears to be a politically motivated decision.

Ms. Coe said a \$150 fine should be levied against the Reach Foundation for not having a permit for alcohol at this concert and violating the Town's alcohol policy. She feels The Reach Foundation should be denied all access to the Performing Arts Center in the Future.

Robert Kalechman, 971 Hopmeadow Street said on 6/8 the Board voted not to sell alcohol at the Earth, Wind & Fire concert. He asked why the VIP tent was allowed to give alcohol in their gift bags. He feels the police should have stopped this gift bag giving of alcohol. He feels this Town has a one party rule.

Mr. Kalechman said the Performing Arts Board and Parks and Recreation aren't filing their minutes as Freedom of Information Act requires them to do and he wants to know why this is allowed.

Ms. Glassman said that the Town attorney stated that there are loop-holes in the Regulations that the Board is working on changing. She has also informed the Performing Arts Board of these comments.

Announcement - Town awarded Government Finance Officers of America (GFOA) Certificate of Achievement for Excellence in Financial Reporting for comprehensive annual finance report for the fiscal year ended June 30, 2008.

Ms. Glassman said the Town will receive a Certificate of Achievement for Excellence in Financial Reporting. This Certificate is the highest form of recognition in governmental accounting and financial reporting. A plaque will be shipped in 8 weeks and will be hung in the Town offices.

#### First Selectman Report

Ms. Glassman said the Charrette process began last Saturday. There was an open house tonight to unveil ideas. There is also a meeting on Wednesday from 6-8 p.m. to show the final presentation.

Ms. Glassman said the H1N1 season is coming up and the Town is being informed on how to handle this. The Town has added hand sanitizers in public buildings. There will be a web page on the Town website about this flu season.

Ms. Glassman said the Getty Gas Station will be re-opening soon under new management.

Ms. Glassman said at the Public Safety meeting on Thursday at 7 a.m. there will be a "table top" exercise of the Emergency Operations Plan. This will make sure that the Town is ready for any emergency. There will be an active emergency scenario in November and a "full scale" exercise in the spring.

#### Constitution Week Proclamation

Ms. Wertheimer read the following proclamation:

Town of Simsbury  
Proclamation

WHEREAS, September 17, 2009, Constitution Day, marks the 222nd anniversary of the signing of the Constitution of the United States of America, and;

WHEREAS, We the People did ordain and establish a Constitution for the United States of America to secure the blessings of liberty for ourselves and our posterity; and

WHEREAS, it is important that all citizens fully understand the provisions, principles, and meaning of the Constitution, so they can support, preserve and defend it against encroachment; and

WHEREAS, the President and the Congress of the United States have designated September 17 through 23 as Constitution Week; and

WHEREAS, Constitution Week provides the opportunity for all Americans to learn about and to reflect upon the rights and privileges of citizenship and its responsibilities; and

WHEREAS, the people of the Town of Simsbury do enjoy the blessings of liberty, the Guarantees of the Bill of Rights, equal protection of the law under the Constitution, and the freedoms derived from it.

NOW, THEREFORE, LET IT BE KNOWN, I, Mary A. Glassman, First Selectman of the Town of Simsbury, do hereby proclaim September 17-23, 2009 as

CONSTITUTION WEEK

And invite every citizen and institution to join in the national commemoration.

IN WITNESS THEREOF, I have placed my seal and the great seal of the Town of Simsbury.

Dated the 14th day of September 2009.

Mary A. Glassman  
First Selectman

## PRESENTATIONS

Presentation regarding CL&P Central Connecticut Reliability Project.

Ms. Glassman introduced Marcia Wellman of CL&P, Jeff Martin, Matt Pelletier and Chuck Eck.

Mr. Martin said he is the project manager of CL&P and they are in the early stages of the Central Connecticut Reliability Project. He said that the East-West power flows are limited access across New England.

Mr. Martin said the current preferred project scope is to construct approximately 36 miles of new 345-kV overhead transmission lines from Frost Bridge Substation in Watertown to North Bloomfield Substation in Bloomfield. The Simsbury portion is approximately 7 miles of 345kV transmission line. Typically the right of way is 150 feet. He said there would be approximately 74 new structures, with a typical height of 125 feet of steel monopole structures.

Mr. Martin's presentation showed where the existing transmission is and a proposed picture of how that would change.

Mr. Martin said the time-line is to plan and design into spring of 2010, get all the permits required in 2010 to spring of 2011 and start construction in 2011 through 2013. He said postcards will be sent about meetings being held. Municipalities can submit comments to CL&P as part of the Municipal Consultation Filing Process. Also, residents can attend open houses for more information. The website for more information is [www.ct.gov/csc](http://www.ct.gov/csc) and the toll free number is 1-866-99News.

The Board would like a list of places they could go see where such a project has been completed as the structures are very high. They want to make sure that all options are looked in to.

Presentation for the Tax Collector regarding collection rates.

Colleen O'Connor, Tax Collector said collection through August of this year is 99.23%. She gave the Board copy of total collections by month for the past three years. She said they have worked very hard to find people who have moved.

Ms. O'Connor said a lot of people paid not only their July installments, but also their January

installments on real estate taxes. She said they used an outside

collection agency again this year. Another notice will be sent in October.

#### ACTION ITEMS

a) Review, discuss and possibly approve the minutes of the Regular Meeting of the Board of Selectmen held on August 10, 2009.

Mr. Hensley made motion to approve the minutes of the Regular Meeting of the Board of Selectmen held on August 10, 2009. Mr. Long seconded the motion. Ms. Wertheimer, Mr. Hensley, Mr. Long and Ms. Glassman were in favor of the motion with Mr. Hampton and Mr. Hogan abstaining. Therefore, the motion passed.

b) Review, discuss and possible take action regarding revisions to Chapter 48 of the Town Code of Ordinances entitled "Personnel."

Mr. Hogan made motion to approve the revisions to Chapter 48 of the Town Code of Ordinances entitled "Personnel" as presented. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

c) Review, discuss and possibly take action regarding revisions to Chapter 130 of the Town Code of Ordinances entitled "Sewers."

Mr. Hampton made motion to approve the revisions to Chapter 130 of the Town Code of Ordinances entitled "Sewers" as presented. Mr. Long seconded the motion. All were in favor and the motion passed.

d) Review, discuss and possibly authorize the issuance of a Request for Proposals for the sale of tax liens on the property on Riverside Road owned by Fuller and Chidsey, Map No. H12, Lot 107-03 in the amount of \$8,174.

Ms. Glassman said the Tax Collector has been approached many times by people who are interested in purchasing the lien.

Mr. Long made motion to authorize the issuance of a Request for Proposals for the sale of tax liens on the property on Riverside Road owned by Fuller and Chidsey, Map No. H12, Lot 107-03 in the amount of \$8,174. Mr. Hampton seconded the motion. All were in favor and the motion passed.

e) Review, discuss and possibly authorize the First Selectman to execute an agreement with the Farmington Valley ARC Inc.

Mr. Toner said the Town has had a very good working relationship with Farmington Valley ARC Inc.

Mr. Hampton made motion to authorize the First Selectman to execute an

agreement with the Farmington Valley ARC Inc. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

f) Review, discuss and possibly adopt a resolution authorizing the First Selectman to submit an application to the Connecticut Commission of Culture and Tourism in the amount of \$2, 800 for a Historic Preservation Enhancement Grant.

The Board thanked the Historic District Commission and Mr. Peck for the resolution.

Mr. Hogan made motion: "Resolved: That the First Selectman, Mary A. Glassman is authorized and directed to file an application for funding in the amount of \$2,800.00 on forms prescribed by the Connecticut Commission on Culture and Tourism for financial assistance in accordance with the provisions of C.G.S. Sec. 10-392 and C.G.S. 10-411 for the Connecticut General Assembly, in the amount not to exceed \$2,800.00 and upon approval of said request to enter into and execute a Grant Contract and Preservation Restriction with the state for such financial assistance to this municipality to create a Geographic Information Systems (GIS) mapping layer based on the data researched from the Historic Resource Inventory of Historic Structures in Simsbury. (In accordance with the provisions of Public Act 03-06 of the Connecticut General Assembly.)

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

g) Review, discuss and possibly waive the fee for the use of the Auditorium at Eno Memorial Hall as requested by the Theatre Guild.

Ms. Glassman said Tom Roy is working on modifying the fees at Eno Memorial Hall and moving groups to different buildings that are open for consolidation.

Mr. Long made motion to waive the fee for the use of the Auditorium at Eno Memorial Hall as requested by the Theatre Guild. Mr. Hampton seconded the motion. All were in favor and the motion passed.

h) Review letter from Mike Paine, Paine's Inc. requesting a fee increase at the Bulky Waste Transfer Station and possibly take action regarding same.

Ms. Glassman said the last time the fees were looked at for the Bulky Waste Transfer Station was in 2005. She said the staff recommends that the Town issue an RFP before approving the increases. Some of the Board members felt that the increases were reasonable.

Mr. Paine said the Bulky Waste Transfer Station handles landfill waste, construction materials, windows, wood, mattresses, couches, and other household trash, leaves, recyclable items, electronics, etc.

After further discussion, Mr. Hogan made motion to approve the fee increases at the Bulky

Waste Transfer Station as proposed by Paine's Recycling and Rubbish Removal Inc. and to direct the First Selectman to enter into negotiations to make the contractual relations with Paine's longer than a month to month time period, while giving her the latitude to see what would be the best way to accomplish that; and enter into a Request for Proposal in 2010 to rebid this contract. Mr. Long seconded the motion. All were in favor and the motion passed.

I) Update regarding CRCOG Proposed Regional Solid Waste Solutions and possible action regarding participation in the creation of a "Central Connecticut Solid Waste Authority.

Mr. Hampton made motion to support the CRCOG initiative and to pay the \$500 membership fee to defray costs of setting up the authority. Mr. Hogan seconded the motion. All were in favor and the motion passed.

j) Review, discuss and possibly approve tax refunds as requested and recommended by the Tax Collector.

Mr. Hensley made motion to approve tax refunds in the amount of \$12,714.60 as requested and recommended by the Tax Collector. Mr. Long seconded the motion. All were in favor and the motion passed.

#### SUB-COMMITTEE REPORTS

##### a) Personnel

Review, discuss and possibly approve revised Personnel Rules and Regulations as approved by the Personnel Sub-Committee.

Mr. Long made motion to approve the revised Personnel Rules and Regulations as approved by the Personnel Sub-Committee. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

b) Finance - no report at this time.

c) Welfare - Ms. Wertheimer reminded Veterans that the deadline is



approaching, September 30th - October 1st to file application for tax relief.

d) Public Safety - Mr. Hampton said there will be a meeting this Thursday, September 16th at 7:00 a.m. in the Main Meeting Room to kick off the "table top" exercise of the Emergency Operations Plan. They will also be discussing H1N1 preparations.

#### APPOINTMENT AND RESIGNATIONS

a) Review, discuss and possibly re-appoint Rev. Woodrow Eddins as a full member of the Simsbury Housing Authority with a term to expire on April 1, 2014.

Mr. Hampton made motion to approve the re-appointment of Rev. Woodrow Eddins as a full member of the Simsbury Housing Authority with a term to expire on April 1, 2014. Mr. Hogan seconded the motion. All were in favor and the motion passed.

b) Review, discuss and possibly appoint four students to the Youth Services Advisory Board as recommended by the Social Service Director.

Mr. Long made motion to appoint Mary Kerr, Matthew Markowitz, Emily Cyr, and Anne Marie Graikoski to the Youth Services Advisory Board as recommended by the Social Services Director. Mr. Hampton seconded the motion. All were in favor and the motion passed.

#### LIAISON REPORTS

Mr. Hampton said this past weekend was the 2nd annual Home Improvement Show and it was a great success. He thanked the Chamber of Commerce for this event.

Mr. Hampton said the Community Farm of Simsbury is going to have their first Fall Festival on Sunday, November 1st from 12:00 p.m.-3:00 p.m. Information will be on the website.

Mr. Hampton said the Tariffville Village Festival will be held on Saturday, October 3rd.

#### ADJOURN

Mr. Long made motion to adjourn at 9:20 p.m. Mr. Hensley seconded the motion. All were in favor and the motion passed.

Sincerely,

Mary A. Glassman, First Selectman