

From: Susan Mazurski May 20, 2011 12:04:39 PM
Subject: Board of Selectmen Minutes 04/11/2011 APPROVED
To: SimsburyCT_SelectMin
Cc:

TOWN OF SIMSBURY - BOARD OF SELECTMEN
REGULAR MEETING MINUTES
APRIL 11, 2011

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 Nancy Haase, Moira Wertheimer, John Hampton and Robert Hensley. Absent was Lisa Heavner. Others in attendance included: David Ryan, Greg Piecuch, Mike Paine, Hiram Peck, Jerry Toner, Sean Kimball and other interested parties.

PLEDGE OF ALLEGIANCE

Everyone stood for the Pledge of Allegiance.

PRESENTATIONS

Route 10 Corridor Study Update

Ms. Glassman reminded everyone that the Route 10 Corridor Study is proceeding. There will be a meeting Wednesday, April 13th at 7 p.m. in the Main Meeting Room. The DOT is working with the Town about proposed stripping at the north end and road bumps in Town. Everyone is invited to attend.

PUBLIC AUDIENCE

Joan Coe, 26 Whitcomb Drive spoke about the Billing Act 1-210 states everyone has the right to inspect records during regular business hours. She asked for the records, but was told they were just too busy at the time to get them for her. A policeman was called as the employee found that her voice was very loud and felt threatened. She feels the new staff needs more training. She spoke again about a Town Manager form of government.

Ms. Coe spoke about barns on Firetown Road and she filed a blight complaint on those buildings and others on Haskin Road. She said these building met

the definition per Town Code Section 122-3 # 1-10. She also attached pictures of the buildings to her complaint. Mr. Beach said the doors on the barn were removed for public safety. All of Ms. Coe's comments can be read on Simsbury.com.

Mike Paine, 22 Holcomb Street said he gave Ms. Glassman a letter, after the agenda was already made, requesting to sell mulch at the Simsbury Bulky Waste Facility. He would appreciate it if the Board could expedite this issue if at all possible. Ms. Glassman said she gave copies to the Selectmen and sent one to the Town Attorney as several questions need to be addressed.

Tom Brown said he received a letter from Howard Beach about his comments on the building on 16 Sandy Hill Road having no permits for any sanitary waste disposal. Mr. Beach said he wrote to the Farmington Valley Health District for comments. Mr. Brown said the building was built

prior to the FVHD was set up. The records should be in Town Hall. He asked who the purview was under. He feels this might be under the Building Code Official and would like it looked in to further.

Robert Kalechman, 971 Hopmeadow Street, spoke about the agenda item of Tower Ridge selling wine and beer at events. He feels the Town should stay away from selling wine and beer, it is too risky for the Town.

Mr. Kalechman feels that a citizen of Simsbury should be voted as the Director of Administrator of Senior Housing, not Mr. Cooke, as he doesn't know enough about Simsbury.

Mr. Kalechman said the Town needs street lights, sidewalks, and sewers instead of a Charrette and Route 10 study. He read part of an article in today's paper from Charles Ward about a bus way vs. railway.

Anita Mielert from Simsbury Main Street Partnership spoke about the Senior Center location. Her comments are attached.

FIRST SELECTMAN REPORT

Ms. Glassman thanked the Tariffville Village Association for a great kayaking weekend. There was a great crowd with a \$1000 first prize.

Ms. Glassman said on May 21st there will be a Hometown Throw-down run by the Tariffville Village Association and North American Junior Women's Festival East from July 30 - Aug. 2nd.

Ms. Glassman said Linda Schofield had a great Litter Bugging Day, it was

very successful in getting rid of a lot of junk.

Ms. Glassman said street sweeping has begun. This should be a quicker process this year due to the winter road treatment used.

Ms. Glassman said the Annual Town Meeting will be held May 3rd @ 7:30 at Simsbury High School. There will be a Special Town Meeting following that to discuss the renovation projects for Simsbury Farms. The budget/capital budget referendum will be held on May 17th from 6 am - 8 pm at Henry James School.

Ms. Glassman also said there will be a free concert on April 13 @ 1p.m., at Eno Hall. High School students and senior citizens will be providing the entertainment.

Ms. Glassman said there is some new bicycling painting on the roadways to remind everyone to drive safely.

Ms. Glassman said there was a Zoning Commission meeting on April 4th where they approved a new Town Center Code, which maintains a two lane road thru Town. This is the first form-based code in Conn. Congratulations to them.

SELECTMEN ACTIONS

a) Re-schedule Public Hearing for Ordinance on Outdoor Wood Burning Fireplaces to May 9, 2011

Ms. Wertheimer made motion to reschedule the Public Hearing on the Outdoor Wood Burning Fireplaces for May 9, 2011. Mr. Hensley seconded the motion. All were in favor and the motion passed.

b) Approve Tax Refunds

Mr. Hampton made motion to approve tax refunds in the amount of \$6833.26 as requested and approved by the Tax Collector. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

c) Appoint Hometown Hero Selection Committee

Mr. Hampton made motion to approve the following members to the 2011 Hometown Hero Selection Committee: Mary Glassman (Democratic First Selectman); Moira Wertheimer (BOS member of the opposite party); Roger Spear (designated by Chairman of the Simsbury Historical Society); Bill Selig (Business Leader); Steve Noble (Previous Hometown Hero); and Robert Gauthier (Veteran). Ms. Haase seconded the motion. All were in favor and the motion passed.

d) Approval of Joint Board of Education/Board of Selectmen Budget Flyer

After some discussion on changing the Board of Selectmen pie chart to read Salaries and Benefits instead of Personnel, to look like the Board of Education chart, Mr. Hensley made motion to approve the budget flyer with the change. Mr. Hampton seconded the motion. All were in favor and the motion passed.

e) PAC Board Recommendations

- Approval of contract with Tower Ridge Country Club for the sale of beer and wine at
the Performing Arts Center

Ms. Wertheimer made motion to approve the recommendation of the Performing Arts Center Board and negotiate a contract with Tower Ridge Country Club to become the exclusive pre-approved beer and wine vendor at the Performing Arts Center for events approved by the Board of Selectmen for the sale of beer and wine, subject to the approval of the Town Attorney. Mr.

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

- Approve the request of the Serio Family to utilize the bandshell for a "Battle of the Bands" charitable fundraiser on May 27, 2011

Mr. Hensley made motion to approve the request of the Serio Family to utilize the bandshell for a "Battle of the Bands" charitable fundraiser on May 27, 2011. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

- Approve the request of the Paw Meadow Dog Park Committee to hold a fundraiser/
Special event on Sunday, May 15, 2011 from 1:00 p.m. to 4:00 p.m. on the grass parking
area south of the bandshell and on the sidewalk on Iron Horse
Boulevard

Mr. Hampton made motion to approve the request of Nikki Perry of the Paw Meadow Dog Park Committee to hold a fundraiser/special event on Sunday, May 14, 2011 from 1:00 p.m. to 4:00 p.m. on the grass parking area south of the bandshell, and on the sidewalk on Iron Horse Boulevard. Ms. Haase seconded the motion. All were in favor and the motion passed.

- Approve the request of Sarah West and Joe Solomon, Directors of Tour Davita, to utilize

the grounds of the Simsbury Meadows to stage a one night overnight stay on Monday, September 19, 2011 for their riders participating in their charity bike ride from Great Barrington, MA to Madison, CT

Mr. Hensley made motion to approve the request of Sarah West and Joe Solomon, Directors of Tour Davita, to utilize the grounds at the Simsbury Meadows to stage a one night overnight stay on Monday, September 19, 2011 for their riders participating in their charity bike ride from Great Barrington, MA to Madison, CT. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

- Approve a request from Girl Scout Troop 66196 to use Iron Horse Boulevard on Saturday, May 14, 2011 for a walk for homeless awareness

Ms. Wertheimer made motion to approve a request from Girl Scout Troop 66196 to use Iron Horse Boulevard on Saturday, May 14, 2011 for a walk for homeless awareness subject to the timely issuance of a Public Gathering Permit. Mr. Hensley seconded the motion. All were in favor and the motion passed.

f) Accept payment for Damages to Town Roadway Facilities

Mr. Hensley made motion to accept two checks in the amount of \$11,818.04 reimbursement to the Town for damages associated with two auto accidents to go into the general fund. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

g) Adopt the following documents in connection with the Town of Simsbury's Fair Housing and Equal Opportunity initiative: Fair Housing Resolution (read into record); Fair Housing Policy Statement; Title VI Equal Opportunity Statement Affirmative Action Policy Statement and Americans with Disabilities Act Municipal Grievance Procedure

Ms. Wertheimer made the following motion:

FAIR HOUSING RESOLUTION
TOWN OF SIMSBURY

Whereas, all persons are afforded a right to full and equal housing opportunities in the neighborhood of their choice; and

Whereas, Federal fair housing laws require that all individuals, regardless of race, color, religion, sex, handicap, familial status or national

origin, be given equal access to all housing-related opportunities, including rental and home-ownership opportunities, and be allowed to make free choices regarding housing locations; and

Whereas, Connecticut fair housing laws require that all individuals, regardless of race, creed, color, national origin, ancestry, sex, marital status, age, lawful source of income, familial status, learning disability, physical or mental disability, sexual orientation, be given equal access to all housing-related opportunities, including rental and home ownership opportunities, and be allowed to make free choices regarding housing location; and

Whereas, the Town of Simsbury is committed to upholding these laws and realizes that these laws must be supplemented by an Affirmative Statement publicly endorsing the right of all people to full and equal housing opportunities in the neighborhood of their choice.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Simsbury hereby endorses a Fair Housing Policy to ensure equal opportunity for all persons to rent, purchase, obtain financing and enjoy all other housing-related services of their choice on a non-discriminatory basis as provided by State and Federal Law; and

BE IT FURTHER RESOLVED, that the chief executive officer of the Town of Simsbury or his/her designated representative is responsible to responding to and assisting any person who alleges to be the victim of an illegal discriminatory housing practice in the Town of Simsbury and for advising such person of the right to file a complaint with the State of Connecticut Commission on Human Rights and Opportunities (CHRO) or the U.S. Department of Housing and Urban Development (HUD) or to seek assistance from CT Fair Housing Center, legal services, or other fair housing organizations to protect his or her right to equal housing opportunities.

Adopted by the Town of Simsbury on April 11, 2011
Mary A. Glassman, First Selectman

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

h) Appoint Thomas F. Cooke, Director of Administrative Services, as Fair Housing Officer for the Town of Simsbury, replacing Brandon Robertson

Mr. Hampton made motion to appoint Thomas F. Cooke, Director of Administrative Services, as Fair Housing Officer for the Town of Simsbury, replacing Brandon Robertson. Mr. Hensley seconded the motion. All were in favor and the motion passed.

I) Appointment of special legal counsel for Zoning Board of Appeals

Mr. Hampton made motion to appoint Branse, Willis, & Knap, LLC as special legal counsel for Zoning Board of Appeals relating to the property located at 16 Sand Hill Road. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

OTHER BUSINESS

No other business at this time.

APPOINTMENTS AND RESIGNATIONS

a) Accept the resignation of Alfred L. Weisbrich (U) as a full member of the Clean Energy Task Force effective March 31, 2011

Mr. Hampton made motion to accept the resignation of Alfred L. Weisbrich as a full member of the Clean Energy Task Force effective March 31, 2011 with thanks for a great job. Ms. Haase seconded the motion. All were in favor and the motion passed.

b) Accept the resignation of Mary Liljedahl (D) as a full member of the Simsbury Culture, Parks and Recreation Commission effective April 1, 2011

Ms. Wertheimer made motion to accept the resignation of Mary Liljedahl as a full member of the Simsbury Culture, Parks and Recreation Commission effective April 1, 2011 with thanks for a great job. Ms. Haase seconded the motion. All were in favor and the motion passed.

c) Accept the resignation of Alan Levesque (R) as a full member of the Economic Development Commission effective March 26, 2011

Mr. Hampton made motion to accept the resignation of Alan Levesque as a full member of the

Economic Development Commission effective March 26, 2011 with thanks. Ms. Haase seconded the motion. All were in favor and the motion passed.

d) Accept the resignation of Linda P. Johnson (R) as a full member of the Culture, Parks and Recreation Commission effective March 31, 2011

Ms. Wertheimer made motion to accept the resignation of Linda P. Johnson as a full member of the Culture, Parks and Recreation Commission effective March 31, 2011 with thanks. Mr. Hampton seconded the motion. All were in favor and the motion passed.

e) Approve the appointment of William R. Rice (R) as an alternate member of the Planning Commission to fill the vacancy of Mark Drake with an expiration date of December 5, 2011

Mr. Hampton made motion to appoint William R. Rice as an alternate member of the Planning Commission to fill the vacancy of Mark Drake with an expiration date of December 5, 2011. Ms. Haase seconded the motion. All were in favor and the motion passed.

f) Approve the appointment of Margaret C. Shanks (R) as an alternate member of the Aging and Disability Commission to fill the vacancy of Thomas Doran with an expiration date of January 1, 2012

Ms. Wertheimer made motion to appoint Margaret C. Shanks as an alternate member of the Aging and Disability Commission to fill the vacancy of Thomas Doran with an expiration date of January 1, 2012. Ms. Haase seconded the motion. All were in favor and the motion passed.

g) Approve the appointment of Timothy E. Ellsworth (R) as a full member of the Economic Development Committee to fill the vacancy of Alan Levesque with an expiration date of January 1, 2015

Ms. Wertheimer made motion to appoint Timothy E. Ellsworth as a full member of the Economic Development Committee to fill the vacancy of Alan Levesque with an expiration date of January 1, 2015. Ms. Haase seconded the motion. All were in favor and the motion passed.

h) Approve the appointment of Denise H. Alfeld (U) as a full member of the Historic District Commission to serve a full term from January 1, 2011 to January 1, 2015

Mr. Hampton made motion to appoint Denise H. Alfeld as a full member of the Historic District Commission to serve a full term from January 1, 2011 to January 1, 2015. Ms. Haase seconded the motion. All were in favor and the motion passed.

I) Approve the appointment of J. Paul Lanza (D) as an alternate member of the Historic District Commission with an expiration date of January 1, 2016

Mr. Hampton made motion to appoint J. Paul Lanza as an alternate member of the Historic District Commission with an expiration date of January 1, 2016. Ms. Haase seconded the motion. All were in favor and the motion passed.

ACCEPTANCE OF MINUTES

a) Regular Meeting, March 28, 2011

Ms. Wertheimer made motion to accept the Regular Meeting Minutes of March 28, 2011 as presented. Mr. Hampton seconded the motion. All were in favor and the motion passed.

SELECTMEN LIAISON AND SUB-COMMITTEE REPORTS

1. Personnel - no report at this time
2. Finance - no report at this time
3. Welfare - no report at this time
4. Public Safety -

Mr. Hampton said the Police Accreditations are meeting 4/16-19th. CELIA will be in Simsbury that week to exam all aspects of each department. There will be a Public Meeting on April 18th @ 4:30 in the Main Meeting Room.

Ms. Hampton thanked everyone who attended the Public Hearing on the Tariffville Post Office. There will be more dialogue about this issue, and hopefully the Post Office will remain open.

Ms. Hampton said there was a Senior Citizen Art Exhibit on March 28th and it was a great exhibit of about 25 artists.

Mr. Hampton said there will be a Volunteer Expo on April 28th where people can sign up for non-profit organizations. It should be a great event.

Mr. Hensley said there will be a phone line open on Sunday, from 1-4 pm about the Police Accreditation. Call 860-658-3158.

Mr. Hensley said there will be the Police Annual Awards Dinner at LaTrotteria on April 21st.

Ms. Haase thanked everyone for the Land Trust dinner. Carol and Richard Wagner received an award that night.

Ms. Haase made motion to amend the agenda to add more time for Public Audience. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

Joan Coe urged the taxpayers to vote no on all budgets presented. She feels the golf course should be self-sufficient. She said the Board of Ed budget is above the finance guideline and should be voted against.

ADJOURN

Mr. Hensley made motion to adjourn at 8:20 p.m. Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

Respectfully submitted,

Mary A. Glassman, First Selectman