

From: Susan Mazurski January 27, 2009 3:31:46 PM
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Cc:

TOWN OF SIMSBURY
BOARD OF SELECTMEN
REGULAR MEETING MINUTES
JANUARY 12, 2009

CALL TO ORDER

The Regular Meeting of the Board of Selectmen was called to order at 7:05 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, Hiram Peck, Gerry Toner, Rich Bazzano, Ed LaMontagne and other interested parties.

Ms. Wertheimer made motion to move the recognition of "Special Olympics-Simsbury Bowlers" and recognition of Paine's Inc. before Public Audience. Mr. Long seconded the motion. All were in favor and the motion passed.

Mr. Hampton thanked the "Special Olympics-Simsbury Bowlers" for coming to the meeting. He had Linda Masson introduce Kellie Washburn, Scott Masson, Kevin McMahon, Patrick Poprawa, Katie Restaine, Benjamin Glatfelter, Joshua Keene, and Selina Derungs. They are some of the 22 athletes that could attend the meeting.

Ms. Masson said the athletes practiced for about nine weeks and then were in a bowling qualifier, which then allowed them to participate in the competition. The athletes were wearing their metals to show everyone.

Mr. Hampton read the following Proclamation:

"WHEREAS, the Special Olympics Simsbury Bowlers consist of a group of dedicated athletes who chose to learn, practice and compete in the sport of bowling, and;

WHEREAS, these athletes adhered to a diligent 9 week practice schedule at the Blue Fox Rock 'n Bowl Lanes enabling some of them to continue on to compete in the Special Olympics Holiday Sports Classic, and;

WHEREAS, their performance in their sport has been exemplary and they have displayed good sportsmanship on the lanes and off, and;
WHEREAS, in addition to bowling these athletes also participate in other Special Olympic sports such as Snowshoeing, Basketball, Track & Field, Swimming and Golf.

NOW, THEREFORE, LET IT BE KNOWN, that the people of the Town of Simsbury, Connecticut, join in recognition of the accomplishments of
SPECIAL OLYMPICS SIMSBURY BOWLERS

and express their admiration and congratulations to them for their accomplishments.

IN WITNESS THEREOF, I set my hand and cause the seal of the great Town of Simsbury to be affixed hereto on this 12th day of January 2009."

The athletes were presented with the Proclamation and each member was given an official Simsbury pin with thanks and congratulations. Their parents were also applauded.

Ms. Glassman asked that the Paine family come to the front for their recognition. She said they received a very prestigious award from the Connecticut Family Business of the Year.

Ms. Glassman read the following Proclamation:

"TOWN OF SIMSBURY PROCLAMATION

"WHEREAS, Paine's, Inc. has been a family owned business in the Farmington Valley since 1929 serving local residents, towns, businesses and industries; and

WHEREAS, Paine's Inc. Is constantly implementing innovative ways to further improve the quality and environmental friendliness of their service including converting their truck fleet to biodiesel fuel and buying recycled products whenever possible; and

WHEREAS, Paine's Inc. was a pioneer in businesses of its kind being the first company in Connecticut to offer automated pick-up; and

WHEREAS, Paine's Inc. is the recipient of the Connecticut Family Business of the Year Award sponsored by the University of Connecticut School of Business Family Business program.

NOW, THEREFORE, be it Resolved that I, Mary A. Glassman, First Selectman of the Town of Simsbury, hereby officially recognize Paine's Inc. for their achievement of this prestigious award.

IN WITNESS WHEREOF I HAVE PLACED MY HAND AND THE GREAT SEAL OF THE TOWN OF SIMSBURY

Ms. Glassman congratulated the family on this award. Mike Paine introduced his wife Jean, his brother Russ and his wife Molly, and his father Don Paine. He said the fourth generation is now working at Paine's. They have

a lot of fun working together and are very proud to receive this award.

PUBLIC AUDIENCE

Robert Kalechman, 971 Hopmeadow Street, thanked the Board for allowing him to address them.

Mr. Kalechman reminded the Board that there are two constitutions; the State and U.S. Constitution. He asked that the Board read the State Constitution, Article 1, Section 4, because he thinks it is very important that the representatives of the people do not try to stifle the people to their right of free speech.

Mr. Kalechman said that finances will be very hard this year. Tax collections are down. He said the Town needs to tighten their belts and go easy on the grant money. He also feels they should stop the Charrette process as the grants won't be available.

Mr. Kalechman also disagrees with the approval of a beer and wine permit for the golf course as it is too risky and dangerous.

Don Zinger of 1 West Street spoke about the Senior Center. He said he found out that there is some funding to do some repairs on the outside of Eno Memorial Hall, which are long overdue. He is gratified that Tom Roy has planned and implemented some needed repairs on the interior of the Center. He said the Youth Room is really overdue for repair.

Mr. Zinger said he would like to look forward and isn't sure if Eno will be satisfactory for a Senior Center. He doesn't see anything that addresses the long term issues and would like the Board to keep looking forward.

Ed Gundaker, 4 Ridge Road said the beer and wine license at the golf course has been put off for a few years now. He feels that now that the road has been built there it will be safer. There has always been a BYOB policy there. He feels that there was a half promise, a few years ago, that if the road was built they would be allowed to serve beer and wine. Now, this should be approved.

David Bush, 4 Catherine Lane, who is also a member of Parks & Recreation Commission, asked that the Board amend the contract so that Attilio can still provide good service at the golf course. He feels Attilio has top notch service and food and is only an asset to the community.

Mr. Bush said the beer and wine license makes a lot of sense, as it will provide regulation of the activities there, as the vendor would have the responsibility for the activities. He feels Attilio needs to be

competitive with full service businesses. He asked the Board to consider this application and approve it.

Lisa Neri, who is a member of the Southern New England Women's Golf Association, said they always look for full service places to hold their tournaments and feels this could only help Simsbury. This will help keep Simsbury competitive.

Reports of the First Selectman

Ms. Glassman said these are very difficult economic times and therefore the budgets will be tight. The Department Heads reports are due on Friday and they have been asked to cut their budgets by 5% across the board.

Ms. Glassman said there are several budget workshops and all information will be available online for resident comments. There will also be brown bag lunches held at the Library.

The Board of Finance will be receiving the capital budgets on February 24th. The Board of Education will present their budget on March 10th. The Public Hearing will be held on April 7th at the High School. On May 5th the referendum will be held.

PRESENTATIONS

a) Presentation by CIO Collaborative Inc., regarding strategic planning process for Technology.

Ms. Glassman said a strategic plan was done about ten years ago. There is a website for suggestions from the residents on what they would like to see on the website. She introduced Rick Bazzano.

Mr. Bazzano introduced Liza Lowery from CIO Collaborative who said she did work in the private sector IT and now helps governments. The Board had the plan that was received by CIO.

Liza said they were hired to conduct an IT needs assessment, develop an IT strategic plan including a cost analysis plan on five top priorities given to them by the Town. They also assisted with updating the IT disaster, preparedness and recovery plan. This will help prepare for the future.

Liza said the Town received some recommendations including formalizing the IT governments, adoption of a use policy, and adoption of the continuity plan. Liza said the Town is on the low end of resource needs, in terms of staff, but equal with funding. They made recommendations on that issue as well.

After some discussion, Ms. Glassman said that Mr. Bazzano would give his report on what he feels should be done at the next Board meeting. The Board thanked Liza for all her help.

b) Presentation by Aging and Disability Commission of Committee and Sub-Committee Reports.

Ed LaMontagne, Chairman of the Aging and Disability Commission presented the Board with a copy of their Program Committees and Sub-Committees. He said this program is the result of many months of discussions with seniors, persons with disabilities and family members, and other residents of the Town. It will guide the Commission as they study and evaluate the needs of the community.

The Board thanked Mr. LaMontagne and his Commission for their interest and talents on this vital Commission.

ACTION ITEMS

a) Review, discuss and possibly adopt minutes from the Regular Meeting held on December 8, 2008.

Mr. Hogan made motion: "Resolved, the Board of Selectmen hereby adopts the minutes of the Regular Board of Selectmen meeting held on December 8, 2008." Mr. Long seconded the motion. Five were in favor with Ms. Wertheimer abstaining. Therefore, the motion passed.

b) Review, discuss and possibly adopt a resolution authorizing the First Selectman to accept grants in the amount of \$716,175 to offset the cost of the Ethel Walker Land Purchase.

Mr. Hogan made motion: "RESOLVED, that MARY A. GLASSMAN, FIRST SELECTMAN, of SIMSBURY be and hereby is authorized to execute on behalf of the TOWN OF SIMSBURY an Open Space and Watershed Land Acquisition Grant Agreement and a Conservation and Public Recreation Easement and Agreement with the State of Connecticut for financial assistance to acquire permanent interest in land known as Ethel Walker School Property OSWA214&297 and to manage said land as open space pursuant to Section 7-131d of the Connecticut General Statutes.

IN ADDITION, MARY A. GLASSMAN, FIRST SELECTMAN, is hereby authorized to enter into such agreement, contracts and execute all documents necessary to said grant with the State of Connecticut."

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

c) Review, discuss and possibly authorize the First Selectman to submit an application for funding for a "Farmington River Enhancement Grant between the Department of Environmental Protection and the Town of Simsbury."

Ms. Glassman said they are working with the Farmington River Water Association on a regional grant to look at low density regulations in conjunctions with other Towns along the Farmington River. They will file for the grant on 14th, for \$50,000, and then come back to the Board for a resolution.

d) Review, discuss and possibly approve a supplemental appropriation of funds in the amount of \$29,290 as awarded by the Connecticut Resources Recovery Authority and announce CRRRA Tip Fee Reduction to be effective until July 1, 2009.

Mr. Hampton made motion: "Resolved, the Board of Selectmen hereby approves a supplemental appropriation in the amount of \$29,290 for the following purposes as requested by the Recycling Committee and recommend the same to the Board of Finance:

- Purchase and install a new recycling swap building to replace the old trailer

- Produce and print, with the Recycling Committee, new recycling brochure

- Install safety fencing around recycling roll-off containers

- Improve paved ramps at unloading docks for recyclables and bulky waste"

Ms. Wertheimer seconded the motion. All were in favor and the motion passed.

e) Review, discuss and possibly adopt a Second Amendment to the Agreement for the Simsbury Farms Restaurant with Attilio Ceneviva-Vendor.

Mr. Toner said that Parks & Recreation did approve both agreements unanimously. They feel that Attilio is a great asset to Simsbury Farms and would like to keep him competitive. They also feel the road is a huge improvement as it has removed risk with the new road.

Mr. Hogan made motion: "Resolved, the Board of Selectmen hereby authorizes the First Selectman to execute a second amendment to the Simsbury Farms Restaurant Agreement with Attilio Ceneviva-Vendor, as proposed, with the change that under 1. Term the last sentence of that be changed to; "It is agreed that the decision concerning the additional extension term will be made by September 30, 2009." Mr. Hampton seconded the motion. All were in favor and the motion passed.

f) Review, discuss and possibly authorize the First Selectman to execute

the Zoning Application for a Special Permit for Beer and Wine service at Simsbury Farms.

Mr. Hogan made motion: "Resolved, the Board of Selectmen hereby authorizes the First Selectman, as property owner, to execute an application to the Zoning Commission for beer and wine service at Simsbury Farms." Mr. Hampton seconded the motion. All were in favor and the motion passed.

g) Review, discuss and possibly take action regarding proposal from Simsbury Farms Men's Club for Golf Course Tee Box Signs at Simsbury Farms Golf Course.

Mr. Hogan made motion to table this item until the next Board of Selectmen meeting. Mr. Hampton seconded the motion. All were in favor and the motion passed.

h) Review, discuss and possibly approve general fund transfers in the amount of \$70,525 for the following capital projects: Central School Roof Project, Henry James Expansion Phases 1 & 2.

Ms. Wertheimer made motion: "Resolved, the Board of Selectmen hereby approves the supplemental appropriations in an amount totaling \$70,525 as requested and recommended in a memo from the Finance Director dated December 8, 2008." Mr. Hogan seconded the motion. All were in favor and the motion passed.

I) Review, discuss and possibly accept financial contribution in the amount of \$5,000 from Garrity Asphalt and Reclaiming pursuant to Gift Ordinance.

Mr. Long made motion: "Resolved, the Board of Selectmen hereby approved the acceptance of a financial contribution in the amount of \$5,000 from Garrity Asphalt and Reclaiming for the "Keep Simsbury Warm Program" pursuant to Chapter 100 of the Town Code of Ordinances entitled Gift Policy." Mr. Hampton seconded the motion. All were in favor and the motion passed.

j) Review, discuss and possibly accept financial contribution in the amount of \$6,637.20 from Stop and Shop pursuant to Gift Ordinance.

Mr. Long made motion: "Resolved, the Board of Selectmen hereby approves the acceptance of a financial contribution in the amount of \$6,637.20 from Stop and Shop for the "Food for Friends Program" pursuant to Chapter 100 of the Town Code of Ordinances entitled Gift Policy." Mr. Hensley seconded the motion. All were in favor and the motion passed.

k) Review, discuss and possibly approve use of Town property for annual fly in event.

Mr. Long made motion: "Resolved, the Board of Selectmen hereby approves the use of Town property for the annual Simsbury Fly In Event, subject to the acquisition of a public gathering permit, scheduled for September 20, 2009 as requested by the Simsbury Flying Club." Mr. Hensley seconded the motion. All were in favor and the motion passed.

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

Ms. Wertheimer made motion: "Resolved, the Board of Selectmen approves tax refunds as requested and recommended by the Tax Collector in the amount of \$16,200.81." Mr. Long 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

Mr. Hampton reported that they will meet on Thursday, January 22nd at 7 a.m. in the Main Meeting Room.

RESIGNATIONS AND APPOINTMENTS

Mr. Hampton made motion to accept the resignation of Carol Kruse from the Clean Energy Task Force. Mr. Hensley seconded the motion. All were in favor and the motion passed.

Mr. Long made motion to do the remainder of the Resignations and Appointments all together except for item (i). Mr. Hogan seconded the motion. All were in favor and the motion passed.

Mr. Long made motion to: Re-appoint Michael Jennings as a full member to the Aging & Disability Commission with a term to expire on 1/1/2013; to re-appoint Louis Norton as a full member of the Board of Ethics with a term to expire on 1/1/2013; re-appoint Emil Dahlquist as a full member of the Building Code Board of Appeals with a term to expire on 1/1/2014; re-appoint Dainne mead as a full member of the Historic District Commission with a term to expire on 1/1/2014; re-appoint James Oliver as an alternate member of the Historic District Commission with a term to expire on

1/1/2014; re-appoint Harvey Goodfriend as a full member of the Police Commission with a term to expire on 1/1/2013; and to re-appoint Ferguson R. Jansen to the Board of Directors of the Greater Hartford Transit District with a term to expire on 1/31/2013.” Mr. Hampton seconded the motion. All were in favor and the motion passed.

Mr. Hogan made motion to table the appointment to the Board of Ethics until the Board discusses the issue with another interested person. Mr. Hensley seconded the motion. All were in favor and the motion passed

EXECUTIVE SESSION

Mr .Hampton made motion to adjourn to executive session at 9 p.m. to discuss the following:

Collective Bargaining

Pending Claim/Litigation - Loren J. Andreo and Margaret M. Andreo, Trustees v. The Town of Simsbury HHB-CV-084017607S(RTX).

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

The Board of Selectmen and Brandon Robertson, Director of Administrative Services, were present in the Executive Session.

ADJOURN FROM EXECUTIVE SESSION

Possible action on items discussed in Executive Session

Mr. Long made a motion at 9:24 p.m. to adjourn from Executive Session. Mr. Hensley seconded the motion and all were in favor.

Mr. Long then made a motion to approve a settlement agreement as recommended by Judge Levine in the matter of Loren J. Andreo and Margaret M. Andreo, Trustees v. The Town of Simsbury HHB-CV-08-4017607S (RTX) which represents a revised property value in the amount of \$3,850,000. The motion was adopted unanimously.

ADJOURN

Mr. Long moved to adjourn the meeting at 9:26 p.m. The motion was seconded by Mr. Hensley. The Board unanimously adjourned at 9:27 p.m.

Respectfully submitted,

Mary A. Glassman
First Selectman