



# Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

## Personnel Sub-Committee

Monday, April 23, 2018

5:30pm

Probate Conference Room 103, Town Hall, 933 Hopmeadow Street

## SPECIAL MEETING AGENDA

Call to Order

- 1) Board of Assessment Appeals Appointment
- 2) Minutes of:
  - a) August 22, 2017
  - b) September 25, 2017
  - c) October 19, 2017
  - d) March 26, 2018

Adjournment





# Town of Simsbury

933 HOPMEADOW STREET ~ SIMSBURY, CONNECTICUT 06070

*Maria E. Capriola - Town Manager*

To: Personnel Sub-Committee

From: Maria E. Capriola, Town Manager *Maria E. Capriola*

Cc: David Gardner, Assessor

Date: April 17, 2018

Re: Appointment to Board of Assessment Appeals

## **Background**

A new ordinance, Assessment Appeals Board, took effect April 22, 2016. Chapter 5-2 provides that, "The Board of Selectmen may, upon the request of the Simsbury Board of Assessment Appeals, appoint additional regular members to the Simsbury Board of Assessment Appeals to serve on the Board for any assessment year." Chapter 5-1 further provides that, "The Board of Selectmen may appoint an alternate for each member of the Board of Assessment Appeals. Each alternate member shall be an elector of the Town of Simsbury. When seated, an alternate member shall have all the powers and duties of a member of the Board of Assessment Appeals."

At your November 13, 2017 Board of Selectmen meeting, it was decided that temporary regular appointments and alternate appointments to the Board of Assessment Appeals would be vetted through the Personnel Sub-Committee. It was further discussed that two temporary regular members, with terms expiring September 30, 2018, two alternate members with terms expiring December 2, 2019, and one alternate member with a term expiring December 6, 2021 would be sought.

One temporary regular appointment slot was filled at your February 26, 2018 Board of Selectmen meeting. One temporary regular appointment and three alternate member vacancies remain.

The Board of Assessment Appeals began conducting appeals hearings on assessment values during March 2018.

## **Recommendation**

The Republican Town Committee has brought forward a recommendation to appoint Robert Heagney (R) as a temporary regular member to the Board of Assessment Appeals with a term expiring September 30, 2018. If Mr. Heagney is appointed to the Board of Assessment Appeals, three alternate vacancies will remain.

**Suggested Motion**

If the Personnel Sub-Committee supports the recommendation of the Republican Town Committee to appoint Mr. Heagney as a temporary regular member to the Board of Assessment Appeals, the following suggested motion is in order:

*Move, to recommend to the Board of Selectmen the appointment of Robert Heagney (R) as a temporary regular member to the Board of Assessment Appeals with a term expiring September 30, 2018.*

If the motion is approved by the Personnel Sub-Committee, the Board of Selectmen should review the matter at their regularly scheduled meeting on April 23, 2018.

**Attachment**

a) Resume of Robert Heagney

**ROBERT W. HEAGNEY**

██████████  
Simsbury, CT 06070

Cell ██████████

Home ██████████

**EMPLOYMENT EXPERIENCE**

<b>ARK UNDERWRITING INC. (Chief Legal and Operations Officer)</b>	<b>6/2013-Present</b>
<b>CONNECTICUT HOUSE REPUBLICAN CAUCUS (Redistricting Counsel)</b>	<b>11/2010-12/2012</b>
<b>LINDA MCMAHON FOR SENATE 2010 (Counsel)</b>	<b>3/2010-11/2010</b>
<b>MONTPELIER UNDERWRITING INC. (Senior VP, General Counsel)</b>	<b>2007-2010</b>
<b>HASSETT &amp; GEORGE (Of Counsel)</b>	<b>2003 - Present</b>
<b>WELLINGTON UNDERWRITING INC. (General Counsel)</b>	<b>2003 - 2007</b>
<b>GILMAN &amp; MARKS (Partner)</b>	<b>1984 - 2003</b>
<b>AUSTIN &amp; HEAGNEY (Partner)</b>	<b>1980 - 1984</b>

**EDUCATION**

J.D. University of Bridgeport School of Law, 1980 American Jurisprudence awards in Business Organizations and Insurance Law  
Senator student Bar Association Chairman, Law School Accreditation Committee, Contributing writer Common Pleas, Student newspaper

Institute on International and Comparative Law, 1978 - Sorbonne, University of Paris, France\*

Institute on International and Comparative Law, 1979 - Kings College, University of London, England\*

\*Institutes organized with the University of San Diego School of Law

B.A. Saint Anselm College Manchester, New Hampshire World History, 1975

**BAR ADMISSIONS AND MEMBERSHIPS**

Member of Connecticut State Courts, United States District Court for the District of Connecticut United States Court of Appeals,  
Second Circuit Member of the American, Connecticut and Hartford County Bar Associations

**OTHER PROFESSIONAL EXPERIENCE**

Trustee, Simsbury Land Trust (2007-Present)  
Connecticut State Representative, 16<sup>th</sup> House District (1999-2007)  
House Ranking Republican of Education Committee (2001-2005)  
Republican Minority Whip (2005-2007)  
Simsbury Board of Finance, 1993 - 1999  
Chairman, 1996 - 1999  
Simsbury Little League 1994 President, 1995 - July 2002  
Selectman, Town of Simsbury, 1989-1993  
Simsbury Board of Police Commissioners, 1989 - 1993  
Planning Commission Town of Simsbury, 1987 - 1989  
Simsbury Affordable Housing Partnership Board Vice Chairman, 1988 - 1997  
Simsbury A Better Chance, Inc., Vice President & Treasurer 1979 - 1990  
Simsbury Affordable Housing Coalition, Inc. 1988 - 1990  
Simsbury Republican Town Committee, 1987 - Present, Chair 2014-17  
State of Connecticut, Secretary of State's  
Task Force on Citizenship Subcommittee, 1990 - 1994  
State of Connecticut, Commission on Human Rights and Opportunities  
Hearing Officer, 1985 - 1999

(f) Describe 10 litigated or non-litigated matters which, in your opinion, are the most significant cases you have handled and give the citations if the cases were reported.

1. Goodman vs. Heublein, Inc., 682 F.2d 44, 43 Fair Empl. Prac.Cas. (BNA) 247, 29 Empl.Prac.Dec. P 32, 841, 34 Fed.R.Serv.2d 412, C.A.2 (Conn.), June 11, 1982 (No. 1046, Docket 81-7875), (age discrimination)

2. Finley vs. Aetna Life & Casualty Co., 198 Conn. 802, 501 A.2d 1213, Conn., December 06, 1985 (employment contract)

**Finley v. Aetna Life & Casualty Co., 202 Conn. 190, 198-99, 520 A.2d 208, 2 IER Cases 942, Conn., January 27, 1987, overruled on other grounds, 225 Conn. 782, 626 A.2d 719 (1993);**

**Finley v. Aetna Life & Cas. Co., 5 Conn.App. 394, 499 A.2d 64, 120 L.R.R.M. (BNA) 3519, Conn.App., October 01, 1985 (No. 2599).**

3. Michael Thomas vs. Northeast Utilities (nuclear workers' protection)

4. Lebert Thomas v. Metropolitan District Commission, Not Reported in F.Supp.2d, 2004 WL 1402290, D.Conn. June 01, 2004 (No. 3:02CV457(MRK). (race discrimination)

5. Calvin Creekmore v. Asia Brown Boveri, 93-ERA-24 at 4 (Dep. Sec'y Feb. 14, 1996) (Nuclear Workers' Protection Act)

6. William Hawkins and Shea Hemingway, et al v. Northeast Utilities (Nuclear Workers' Protection Act)

7. Carlin Construction Company v. Department of Consumer Protection, 49 Conn.App. 501, 714 A.2d 714, 1998 WL 406831, Conn.App. July 21, 1998 (No. 17662).

8. Ireland v. Town of Wethersfield, 41 Conn.App. 421, 676 A.2d 422, 1996 WL 251482, Conn.App. May 21, 1996 (No 14401) (property tax appraisal appeal)

9. Farmers and Mechanics Savings Bank v. Sullivan, 216 Conn. 341, 579 A.2d 1054, 1990 WL 120882, Conn., August 21, 1990 (No. 13629). (legal malpractice)

10. Tansi vs. CL&P (Dormant Mineral Rights Act).

I would only list ten. If you feel that there is more that you can say about them, I think there is no reason why you can't elaborate in the parenthetical.

**Other Cases of Significance:**

11. Curley Richard v. MDC, (race discrimination)

12. Patricia Daniel v. Hartford Board of Education (Contract dispute)
13. Ahmed Moustafa v. Coca-Cola Bottling Company of New York (race discrimination)
14. John Kennedy v. Coca-Cola Bottling Company of New York, 170 F.Supp.2s 294, 2001 WL 1351113, 147 Lab.Cas. P. 59, 623, D.Conn., October 29, 2001 (No. 3:00CV0042(GLG)).
15. Thomas Mastrianna v. CL&P (disability discrimination and social security)
16. MaryLou Zuccala, Social Security (physical disability)
17. Ireland v. Town of Wethersfield, 242, Conn. 550, 698 A.2d 888, 1997 WL 451174, Conn. August 19, 1997 (No, 15482).
18. R.C. Associates v. Town of West Hartford, Zoning Bd. of Appeals, Not Reported in A.2d, 1991 WL 162318, Conn.Super. August 19, 1991 (No., 339303) (Zoning matter)
19. Chavez v. Metropolitan District Commission, Not reported in F.Supp.2d, 2005, WL 1923119, D. Conn., August 9, 2005 (No. 3:02CV458MRK).
20. LaPre v. Nibo Films, Ltd., 10 Conn.App. 669, 525 A.2d 140, Conn.App., May 12, 1987 (No. 4522).
21. Jones v. Town of Litchfield, 192 Conn. 802, 470 A.2d 1218, Conn., February 01, 1984.
22. Helming v. Sherwood, 31 Conn.App. 919, 625 A.2d 849, 1993 WL 181459, Conn.App., May 25, 1993 (No., 11471).
23. Morgan v. Metropolitan District Commission, 222 F.R.D. 220, 204 WL 1498120, D. Conn., June 28, 2004 (No. 3:01CV2037(MRK)).



# Town of Simsbury

933 HOPMEADOW STREET

SIMSBURY, CONNECTICUT 06070

## Personnel Sub-Committee Special Meeting

Monday, March 26, 2018

Room 103, Town Hall, 933 Hopmeadow Street

### MINUTES – “Subject to Approval”

Members Present: Sean Askham, Eric Wellman

Staff Present: Maria Capriola

The meeting was called to order at 5:15pm.

#### **1) Appointment of Interim Finance Director/Treasurer**

Members discussed the Town Manager and Board of Finance recommendations to appoint Christine (Chris) Hutton as Interim Finance Director/Treasurer, effective April 14, 2018 and compensation for Ms. Hutton. Askham made the motion, seconded by Wellman to, “*endorse and recommend to the Board of Selectmen the appointment of Christine (Chris) K. Hutton to the position of Interim Finance Director/Treasurer effective April 14, 2018 until the date upon the permanent Finance Director/Treasurer officially begins work in Simsbury. Further move to support and recommend that Ms. Hutton be compensated at \$75 per hour.*” The motion passed unanimously. The recommendation will be forwarded to the full Board of Selectmen at their March 26<sup>th</sup> meeting.

#### **2) Minutes**

The minutes of August 22, 2017, September 25, 2017, and October 19, 2017 were tabled to a future meeting. The meeting minutes of February 26, 2018 were approved as presented by consensus.

The meeting adjourned at 5:20pm.

Respectfully Submitted,  
Maria E. Capriola  
Town Manager  
Town of Simsbury