

TOWN OF CROMWELL
BOARD OF SELECTMEN
REGULAR MEETING
WEDNESDAY MARCH 9, 2011
7:10 P.M. TOWN HALL ROOM 224/5

MINUTES

Present: First Selectman J. Flanders, Deputy First Selectman R. Newton,
A. Halibozek, A. Varricchio, A. Waters, P. Ahlquist

Absent: A. Spotts

Also Present: Chief of Police A. Salvatore, Human Resources Director T. Roohr,
Director of Finance M. Sylvester, Health Director W. Bell, Senior/Human Services
Director T. Strong, Recreation Director S. Schein, Town Planner C. Minor, Town Labor
Attorney K. Weinstock, Public and Press

A. CALL TO ORDER

First Selectman Flanders called the meeting to order at 7:56 p.m.

B. APPROVAL OF AGENDA

Additions: (added by First Selectman Flanders except for M f., this was added
by A. Halibozek)

E. Financial

1. Tax Refunds

aaa. Brandon Marinelli -\$4,879.51

G. New Business

8. Discussion and action to modify scope of 2010 Bond Resolution for
infrastructure improvements to drainage connecting to Court Place.

9. Discussion and action to appoint a backup Inland Wetland and
Watercourses Enforcement Officer.

10. Discussion and action to adopt the following resolution authorizing the
Town to apply for the grant and authorizing the First Selectman to sign
the documentation:

Resolved:

1. The Town of Cromwell shall submit an application for the Municipal
Plan of Conservation Development Grant referenced in Section 13
(a)(1) and Section 32 (a)(1) of the Public Act 07-7 (An Act Authorizing
and Adjusting Bonds of the State for capital Improvements and for
Transportation Infrastructure Improvements and Concerning the
Connecticut State University Infrastructure Act); and

2. First Selectman John Flanders is authorized to sign the Notice of
Grant Award and administer the grant. Such application is attached
and made part of this record.

11. Executive Session

1. Possible settlement of lawsuit.

M. Appointments

1. Senior Advisory Board
 - b. Mertie Terry, Term expires 4/13
 - c. Mary Konopka, Term expires 4/13
 - d. Cathy Kelley, Term expires 4/13
 - e. Mae Brinck, Term expires 4/13
 - f. Helen Zalewski, Term expires 4/13

Motion made by A. Halibozek seconded by R. Newton and *unanimously carried* to approve the agenda as amended.

C. CITIZENS COMMENTS

1. R. Waters, South Street -Spoke about employees taking home vehicles.
2. H. Zalewski, Geer Street -Thanked the board for adding her name to the Senior Services Appointment List.
3. R. Duffy, Oxford Lane-Inquired who maintains the funds for the Dog Park. Asked if the budget is still under review and if so he has some ideas that he would like to share.
4. M. Johnson, Pleasant Street-Spoke regarding the land use boards.
5. S. Petrella, Wexford Lane -Comment on G5.
6. T. Griffith, Hicksville Road -Spoke regarding Cider Hill and commented regarding her history of problems with town staff.
7. R. Waters, South Street -Spoke regarding Cider Hill.
8. M. Johnson, Pleasant Street -Spoke regarding Cider Hill.

D. STAFF/BOARD LIAISON REPORTS

None

E. FINANCIAL

1. Tax Refunds
 - a. Covenant Home Inc -\$10,729.28
 - b. Ryan P. Ireton -\$26.13
 - c. Paula S. White -\$34.82
 - d. Gary F. Pember -\$8.72
 - e. Jessica R. Duke - \$66.05
 - f. Gary J & Kathie A. Bernabi -\$11.91
 - g. Louis S. & Marilyn Carta -\$8.00
 - h. Mary & Peter R. Cubeta -\$10.00
 - i. Robert Light -\$5.08
 - j. Corelogic -\$24,438.84
 - k. DCFS Trust -\$113.42
 - l. DCFS Trust -\$30.15
 - m. GMAC -\$367.60
 - n. GMAC -\$110.81
 - o. George Shally -\$6.87
 - p. GMAC -\$295.60
 - q. GMAC -\$292.30
 - r. GMAC -\$157.67
 - s. Corelogic -\$869.65
 - t. Beverly L. Cahill -\$27.23
 - u. Michele L. Cantarella -\$9.85
 - v. Veronica Frausto -\$8.89
 - w. GMAC -\$527.61
 - x. Michelle E. McMahon -\$7.60
 - y. Karen A. Sirios Laribee -\$6.13
 - z. Maureen R. Robbins -\$7.78
 - aa. Cheryl Simoneau -\$8.71
 - bb. Jamie A. Tennyson -\$6.00

- cc. Erika Doolittle -\$10.00
- ee. Kyle D. Wallace -\$22.63
- gg. John J. Stafford IV-\$40.01
- ii. John R. or Amy A. Ireton -\$12.12
- kk. GMAC Automotive Bank -\$104.60
- mm. Steven K. Polverelli -\$10.29
- nn. Rosa I. Salmon & Roger B. Salmon -\$2,971.69
- oo. Vincenzo Vento A/K/A Vincent Vento -\$6,991.28
- pp. Thomas M. & Mary Ann Murtha -\$10.00
- qq. Larry J. or Christine P. Woolard -\$14.98
- rr. GECF Loan/Lease Holding Inc. -\$59.28
- ss. Timothy R. Janesky -\$5.22
- uu. Mary Van Rennes -\$15.15
- ww. Labonosky Carpentry LLC -\$7.00
- yy. Brendan C. Montano MD PC -\$375.05
- aaa. Brandon Marinelli -\$4,879.51
- dd. Richard J. Umba -\$13.74
- ff. Torre Del Mar LLC -\$9.00
- hh. Laurianne M. Slosser -\$27.92
- jj. Enterprise LSG Co. Chicag -\$354.96
- ll. GMAC Automotive Bank -\$208.70
- tt. Stephen M. Pitruzzello -\$19.57
- vv. Jean C. Tatro -\$6.00
- xx. M & M Waste Removal -\$20.05
- zz. Nika LLC-\$19.00

Motion made by A. Waters seconded by A. Halibozek and *unanimously carried* to approve tax refunds a - aaa.

2. Budget Reports
No action necessary.

F. UNFINISHED BUSINESS

1. Discussion and action to approve Park Use Rules and Regulations. -Tabled
Motion made by R. Newton seconded by A. Waters and *unanimously carried* to remove from the table.

A. Halibozek stated that all changes and updates should be made to the application forms. Park & Recreation Director S. Schein stated that all changes have been made on the forms.

S. Schein thanked everyone who helped revise the Rules & Regulations.

Motion made by R. Newton seconded by A. Varricchio and *unanimously carried* to approve Park Use Rules and Regulations

G. NEW BUSINESS

1. Adopt Resolution for State Matching Grant Program for Elderly and Disabled Demand Responsive Transportation Municipal Grant Program FY 2012.
"Resolution authorizing the First Selectman, John M. Flanders, to negotiate and execute all necessary Agreement/Contact documents on behalf of the Town of Cromwell with the Department of Transportation of the State of Connecticut in regards to the State Matching Grant Program for Elderly and Disabled Demand Responsive Transportation (Municipal Grant Program FY 2012)".

Motion made by A. Varricchio seconded by P. Ahlquist and *unanimously carried* to authorize the First Selectman to apply for the State Matching Grant Program for Elderly and Disabled Demand Responsive Transportation Municipal Grant Program FY 2012.

Motion made by R. Newton seconded by A. Varricchio and *unanimously carried* to adopt above Resolution for State Matching Grant Program for Elderly and Disabled Demand Responsive Transportation Municipal Grant Program FY 2012.

2. Discussion and possible action to approve Inland Wetlands Agency application fee waiver request from Cromwell Fire District to establish another well in the Gardner Wellfield.

Motion made by A. Waters seconded by A. Varricchio and *unanimously carried* to approve Inland Wetlands Agency application fee waiver request from Cromwell Fire District to establish another well in the Gardner Wellfield.

3. Discussion and possible action to approve requested Town Health Department permit fee changes.

- a. Authorize First Selectman to set time and date of Public Hearing.

Motion made by R. Newton seconded by A. Halibozek and *unanimously carried* to approve requested Town Health Department permit fee changes and authorize the First Selectman to set time and date of Public Hearing.

4. Discussion and action to designate Town Clerk Darlene DiProto to make application for the State of Connecticut Historic Preservation Documents Grant in the amount of \$3,500.

Motion made by R. Newton seconded by A. Varricchio and *unanimously carried* to designate Town Clerk Darlene DiProto to make application for the State of Connecticut Historic Preservation Documents Grant in the amount of \$3,500.

5. Grievance -Step 3

- a. UPSEU # 33

1. Joseph Mazurek

- a. Action if necessary

First Selectman Flanders stated that he did not see Mr. Mazurek, Mr. Niesyn or any union representatives in the audience.

First Selectman Flanders stated that the disciplinary action was based on the Administrative Investigation prepared by the Cromwell Police Department.

Discussion followed.

Motion made by R. Newton seconded by P. Ahlquist and *unanimously carried* to deny the appeal.

2. Robert Niesyn

- a. Action if necessary

Motion made by R. Newton seconded by A. Varricchio and *unanimously carried* to deny the appeal.

6. Discussion and action regarding any budget items not resolved during the Budget Workshops.

First Selectman Flanders advised that he received notice from that State and that the fees they charge for handling delinquent motor vehicle taxes went up \$180.00. The consensus of the board was to defer this to the Board of Finance. **Motion** made by A. Waters seconded by A. Halibozek to remove \$9,000 from the Public Works Fuel line item.

Mr. Waters stated that Crew Leader M. Conant was authorized to take a vehicle home and since the proposed Operations Manager position was removed during the budget process Mr. Conant should not be allowed to take the vehicle home. Mr. Waters stated that Mr. Conant is not on call 24/7 except for basic snow storms and he hasn't been called in on any emergencies at all except for when the Foreman is on vacation and then he wasn't called in anyways.

First Selectman Flanders stated that the Public Works Fuel line was not increased \$9,000 because Mr. Conant was authorized to take the truck home; at best the fuel budgeted is a guesstimate. Mr. Newton stated the real issue here is that we should have a policy that defines who should take vehicles home; this board should say who takes vehicles home and who doesn't. If there is a good reason for Mr. Conant taking a vehicle home, Mr. Newton would support him. Mr. Varricchio agreed with Mr. Newton that a policy should be developed; the public works budget should not be punished because of a policy problem. Ms. Halibozek agreed and even though she seconded the motion felt that this is a policy issue. Mr. Ahlquist stated that he would rather see the employee paid fifty cents a mile to use his own vehicle when he is called in.

After further discussion, motion and second were withdrawn.

7. Appoint American Legion Carlson-Sjovall Post 105 as Agent of the Town for the Memorial Day Exercises and Parade.

Motion made by A. Waters seconded by R. Newton and *unanimously carried* to Appoint American Legion Carlson-Sjovall Post 105 as Agent of the Town for the Memorial Day Exercises and Parade.

8. Discussion and action to modify scope of 2010 Bond Resolution for infrastructure improvements to drainage connecting to Court Place.

Motion made by R. Newton seconded by A. Halibozek and *unanimously carried* to modify scope of 2010 Bond Resolution for infrastructure improvements to drainage connecting to Court Place.

9. Discussion and action to appoint a backup Inland Wetland and Watercourses Enforcement Officer.

Motion made by A. Varricchio seconded by A. Halibozek and *unanimously carried* to appoint a backup Inland Wetland and Watercourses Enforcement Officer.

10. Discussion and action to adopt the following resolution authorizing the Town to apply for the grant and authorizing the First Selectman to sign the documentation:

Resolved:

1. The Town of Cromwell shall submit an application for the Municipal Plan of Conservation Development Grant referenced in Section 13 (a)(1) and Section 32 (a)(1) of the Public Act 07-7 (An Act Authorizing and Adjusting Bonds of the State for capital Improvements and for Transportation Infrastructure Improvements and Concerning the Connecticut State University Infrastructure Act); and
2. First Selectman John Flanders is authorized to sign the Notice of Grant Award and administer the grant. Such application is attached and made part of this record.

Motion made by R. Newton seconded by A. Varricchio and *unanimously carried* to adopt the following resolution authorizing the Town to apply for the grant and authorizing the First Selectman to sign the documentation.

11. Executive Session

1. Discussion and possible action to settle lawsuit.

Motion made by R. Newton seconded by A. Varricchio and *unanimously carried* to adjourn to Executive Session at 8:37 p.m.

Attorney K. Weinstock and Human Resource Director T. Roohr were invited into the Executive Session.

Motion made by R. Newton seconded by A. Halibozek and *unanimously carried* to come out of Executive Session at 8:45 p.m.

Motion made by R. Newton seconded by A. Halibozek and *unanimously carried* to direct the First Selectman to enter into the settlement agreement as discussed.

H. APPROVAL OF MINUTES

1. Regular Meeting, February 9, 2011
2. Budget Workshop, March 3, 2011
3. Budget Workshop, March 5, 2011

Motion made by R. Newton seconded by A. Varricchio and *unanimously carried* to approve the 1, 2 and 3.

I. FIRST SELECTMAN'S COMMENTS

First Selectman Flanders advised the board that the Solar Panel Kiosk will be installed within the next few weeks. Mr. Flanders also advised the board that the Highway crew has been busy filling pot-holes and taking out broken curbs.

J. GOOD & WELFARE

P. Ahlquist -Asked for an update on legal action for Cider Hill. Once again, Mr. Ahlquist stated that Department Heads should attend board meetings. If Mr. Hood had had attended this evenings meeting he would have been able to provide information to the board regarding several items that were discussed.

A. Waters - Stated that Mr. Hood and other department heads should attend board meetings.

R. Newton -Requested that an item is placed on next month's agenda to develop a policy for vehicle use.

A. Halibozek -Requested that an item is placed on next month's agenda for discussion and possible action regarding the investigation of Senator Drive. Ms. Halibozek also requested a list of all employees who take home vehicles for next month's discussion on the Vehicle take home policy. Ms. Halibozek spoke about a Community Development CNR request for GPS equipment on the 2014/15 CNR and in the near future would like to discuss the possibility of putting GPS on town vehicles.

K. COMMISSION REPORTS

P. Ahlquist -Requested that the Charter Revision Commission add the Senior Services Commission.

A. Waters -Invited the Board to the Historical Society Ball that will be held on April 9, 2011 in the Town hall.

J. Flanders-Advised that the Board of Finance's Budget Hearings will be held on April 6th and 11th at the Woodside School.

A. Varricchio -P&Z discussed the new Regulations; they will be holding one more meeting on the topic.

A. Halibozek -Requested that a review of the current status and available balances of approved bond projects for Parks & Roads be placed on next month's agenda. On behalf of Inland Wetlands, Ms. Halibozek requested use of an easel for their monthly meetings.

L. RESIGNATIONS

1. Planning & Zoning
 - a. Thomas O'Neill

Motion made by R. Newton seconded by A. Waters and *unanimously carried* to accept Mr. O'Neill's resignation with regret.

M. APPOINTMENTS

Motion made by A. Halibozek seconded by R. Newton and *carried* to vote on each individual separately.

Aye: A. Halibozek, J. Flanders, R. Newton, P. Ahlquist

Nay: A. Varricchio, A. Waters

Motion carried

1. Senior Advisory Board
 - a. Jane Johnson -reappointment-Term expires 4/13

Motion made by R. Newton seconded by A. Halibozek and *unanimously carried* to approve the appointment the Senior Advisory Board.

b. Mertie Terry, Term expires 4/13

Motion made by R. Newton seconded by A. Halibozek and *unanimously carried* to approve the appointment the Senior Advisory Board.

c. Mary Konopka, Term expires 4/13

Motion made by A. Halibozek seconded by A. Waters and *unanimously carried* to approve the appointment the Senior Advisory Board.

d. Cathy Kelley, Term expires 4/13

Motion made by R. Newton seconded by A. Halibozek and *unanimously carried* to approve the appointment the Senior Advisory Board.

e. Mae Brinck, Term expires 4/13

Motion made by A. Varricchio seconded by A. Waters to approve the appointment the Senior Advisory Board.

Aye: A. Varricchio, A. Waters

Nay: A. Halibozek, J. Flanders, R. Newton, P. Ahlquist

Motion failed

f. Helen Zalewski

Motion made by R. Newton seconded by A. Halibozek and *carried* to approve the appointment the Senior Advisory Board.

Aye: A. Halibozek, J. Flanders, R. Newton, P. Ahlquist

Nay: A. Varricchio, A. Waters

Motion carried

N. ADJOURNMENT

Motion made by A. Waters seconded by R. Newton and *unanimously carried* to adjourn the regular meeting at 9:42 p.m.

Respectfully submitted,

Re Matus
Secretary

John M. Flanders
First Selectman