

**TOWN OF CROMWELL
BOARD OF SELECTMEN
REGULAR MEETING
WEDNESDAY, JULY 9, 2008
7:10 P.M. TOWN HALL ROOM 224/5**

MINUTES

Present: First Selectman J. Shingleton, Deputy First Selectman F. Monnes, R. Newton,
A. Waters, D. Murphy, R. Waters, M. Johnson

Absent:

Also Present: Police Captain R. Nelson, Director of Finance M. Sylvester, Director of
Developmental Services J. Mazurek, Director of Public Works E. Hood,

A. CALL TO ORDER

First Selectman Shingleton called the meeting to order at 7:15 p.m.

B. APPROVAL OF AGENDA

Motion made by R. Newton seconded by A. Waters and *carried* to approve the agenda as posted.

Aye: A. Waters, R. Newton, J. Shingleton, F. Monnes, R. Waters

Nay: D. Murphy, M. Johnson

Motion carried to approve agenda as posted.

Discussion followed.

Motion made by D. Murphy seconded by M. Johnson to amend the agenda and replace J4a. with Steve Donen.

Aye: D. Murphy, M. Johnson

Nay: A. Waters, R. Newton, J. Shingleton, F. Monnes, R. Waters

Amended motion failed.

First Selectman Shingleton called the main motion to approve the agenda as posted.

Aye: A. Waters, R. Newton, J. Shingleton, F. Monnes, R. Waters

Nay: D. Murphy, M. Johnson

Main Motion carried to approve agenda as posted.

C. FIRST SELECTMAN'S REPORT

First Selectman Shingleton presented an update to the board:

- Main Street Project – Building Committee Meeting held last night. They are done with the conceptual and design work. The application has been submitted to the State DOT. The preliminary feedback that was received was all positive so they have no reason to believe that the application will be rejected. They are moving on as scheduled and hopefully the project will be completed in the fall.
- Work is being done to have the \$50,000 in grant money released for the skate board park and another \$250,000 for various park improvements. The paperwork has been submitted so the State should be releasing the funds shortly.
- Another grant application has been submitted for Municipalities seeking to create/update a Plan of Conservation and Development. Because the POCD

wasn't adopted prior to January 1, 2007 it appears that the town qualifies for the grant retroactively. The town seems likely to receive \$20,000 in FY 2009. First Selectman Shingleton stated that he received an indication that Cromwell would qualify in the second round for the next fiscal year. Since the POCD is paid for and done the funds could be used for additional funding for the zoning regulations.

- A member of P&Z approached the First Selectman that the CEO of a subsidiary of a major aero-space company is interested in expanding his location. The staffing levels would increase from about 40 to 150 skilled locally employed jobs in the next three to five years. First Selectman will work with the Developmental Services Department during the next month and see what they can do to make the expansion happen.
- They are moving forward with the business park on the Northern Tier, trying to create something state of the art. First Selectman Shingleton put in calls to the U.S. Senator and U.S. Representative to see if Federal funding can be acquired to expedite this process. In speaking with the aero-space CEO there seems to be a potential for job growth. They are looking at creating a high tech aero space park to bring in complimentary businesses with potentially over 1,000 new skilled and minimum wage jobs. This is a long term development but they are getting the process started.

D. CITIZEN COMMENTS

1. J. Flanders, Washington Road –Spoke regarding item J4a. Spoke in favor of appointing S. Donen.
2. S. Donen, Skyview Drive –Spoke regarding item J4a. Presented his credentials to the Board of Selectmen and asked for their support to appoint him to P&Z.
3. A. Varrichio, Kowal Drive - Spoke regarding item J4a. Spoke in favor of appointing S. Donen.
4. L. McIntyre, Chairman Conversation Commission – Spoke in favor of accepting the open space at North Woods Estates on North Road. The Conservation Commission recommends that the land be deeded to the town and or go to a land trust. This is 52.4 acres of open space for the citizens of Cromwell to enjoy.
5. V. Harpley, Chairman Democratic Town Committee – Spoke regarding item J4a. Spoke in favor of appointing S. Donen. Mr. Harpley also supports accepting the open space at North Woods Estates.
6. A. Spotts, Chairman Republican Town Committee - Spoke regarding item J4a. Spoke in favor of appointing the town committee's choice for P&Z.
7. J. Beatty, Chairman Inland/Wetlands – Advised that the Inland Wetlands Commission recommended accepting the North Woods Estates open space. Mr. Beatty spoke in favor of approving A. Halibozek's appointment to P&Z.
8. B. Jahn, Woodside Road –Spoke in favor of School Zones.
9. D. Beauchemin, Alexander Drive – Suggested that the podium be moved so Selectman A. Waters could be seen by the audience

E. STAFF AND COMMISSION CHAIRMAN REPORTS

1. Economic Development Report

First Selectman Shingleton provided a brief EDC report.

- Work continues on development of the Northern Tier.
- Work is being done with P&Z to address some of the Zoning issues in the interim basis between now and the eventual re-writing of the Zoning Regs to protect the Northern Tier and make sure that it is zoned for the highest and best use. They are looking to make it business park use.
- They are also looking to do the same thing with the Downtown area and make sure it is properly zoned.
- Direct marketing mailings were done for the old McNeil's location to attract the right type of business for the area. Over 150 letters went out and so far they are working on a couple of leads. An Italian Bakery has shown interest in the location.
- A meeting was held with Mr. Dayharsh to work on a plan for the old Viola Property on Main Street to develop the area.
- They are also working on marketing the Coaches Corner building to a high end restaurant to make the area a destination.
- They continue to work with the Developmental Services Director for long-term planning of the water-front. They would like to open up the river front for public use and the right type of development, smart growth.

2. Public Works

Public Works Director Hood presented his monthly report to the board.

3. Developmental Services Report

Developmental Services Director J. Mazurek presented his monthly report to the board. The written report is attached to the minutes on file in the Town Clerk's Office.

F. FINANCIAL

1. Budget Report

Finance Director Sylvester presented the budget reports. First Selectman Shingleton requested that the report be placed on the Town Website along with all future quarterly and annual reports.

2. Tax Refunds

- a. John T. O'Brien -\$72.85

Motion made by R. Newton seconded by F. Monnes and *unanimously carried* to approve tax refund.

G. UNFINISHED BUSINESS

1. Approve fee reduction request from Salvatore F. Branciforte for Shadow Hill Farm LLC Inland Wetland Application.-Tabled
Item left on table.

2. Discussion regarding amending the Purchasing Procedures.-Tabled
Item left on table.

3. Approve minor changes in Paragraphs 6 and 15 in the Cromwell Outboard Association Lease-Tabled

Motion made by R. Newton seconded by R. Waters and *unanimously carried* to remove from the table.

R. Waters recused himself because he is a member of the Boat Club.

A. Waters recused himself from the vote because he is a member of the Boat Club but was available to answer any questions regarding the issue.

A. Waters presented an overview of the work and the expense that the Boat Club has incurred primary on repairing and replacing the docks. The retaining wall will also have to be replaced in the near future.

R. Newton questioned the added sentence under #6 and stated that the word applicable is somewhat fuzzy about what is applicable to the Town as the owner. Mr. Newton stated that if it isn't spelled out here the town could be required to conform to all the rules and regulations that don't apply to the town. First Selectman Shingleton stated for the record that the Police Chief raised the same objections. The concern was only for launching boats, powering on and powering off.

Captain Nelson agreed with Mr. Newton and pointed out as a Municipality and as the landlord that having the language on paragraph 6, affording the boat club in essence its authority over the municipality may pose a problem with labor. Captain Nelson stated that there was a problem in the past with powering on and off but the problem was rectified and won't happen again, except in an emergency situation. The Police Department has rules and regulations in place that will take care of any such future infractions.

Jim Davis, Board of Directors COA, provided additional information to the board regarding the last sentence of item #6. Use of the Premises, ...that the Landlord shall observe all applicable rules and regulations of the Cromwell Outboard Association stating that the clause is not meant for the Police Department, the COA board doesn't have a problem with the Police Department. The clause was added for other groups that use the facility such as the Senior Citizens.

Discussion continued.

Motion made by R. Newton seconded by M. Johnson and *unanimously carried* to accept the proposed changes as amended below and authorize the First Selectman to sign the lease.

Page 1: **Add:** Cromwell Outboard Boat Association **Inc.** of Cromwell, Connecticut.

Page 2, #6: Change last sentence: that Landlord ~~shall~~ **will** observe all applicable rules and regulations of the Cromwell Outboard Boat Association **Inc.**

Page 3, #15. Sentence 1: are needed for ~~other~~ **development** purposes.

Page 4: Add: Tenant: Cromwell Outboard Boat Association **Inc.** and Allan Waters, President of Cromwell Outboard Association **Inc.**

Aye: R. Newton, J. Shingleton, F. Monnes, D. Murphy, M. Johnson

R. Waters and A. Waters recused themselves and did not vote.

H. NEW BUSINESS

1. Approve Resolution of Endorsement and Certification pertaining to a Regional Law Enforcement Training Center.

Motion made by F. Monnes seconded by A. Waters and *unanimously carried* to approve resolution of Endorsement and Certification pertaining to a Regional Law Enforcement Training Center.

2. Requesting permission to apply for and receive 2009 Comprehensive DUI Enforcement Grant.

Motion made by R. Newton seconded by A. Waters and *unanimously carried* to apply for and receive 2009 Comprehensive DUI Enforcement Grant.

I. RESIGNATIONS

1. Planning and Zoning
 - a. Peter Hanson
2. Capital Expenditures Commission
 - a. Amber Shepherd
3. Board of Finance
 - a. Donna DiMauro

Motion made by R. Newton seconded by F. Monnes and *unanimously carried* to accept resignations 1, 2 and 3 with regret.

J. APPOINTMENTS

1. Board of Finance
 - a. John Henehan, to fill vacant term, Regular Member, Term Expires 11/09

Motion made by R. Newton seconded by F. Monnes and *unanimously carried* to approve Mr. Henehan's appointment.

3. Conservation Commission
 - a. Scott Lamberson, Term, Regular Member Expires 1/10

Motion made by R. Newton seconded by F. Monnes and *unanimously carried* to approve Mr. Lamberson's appointment.

4. Planning & Zoning
 - a. Ann Halibozek, Regular Member, Term Expires 11/11
 - ~~b. Mark Corvo, alternate, Term Expires 12/09~~ withdrawn from agenda.

Motion made by M. Johnson seconded by A. Waters to approve Ms. Halibozek's appointment for the purpose of discussion.

R. Newton stated that he feels that the recommendations of the town committees should be respected and the proper process should be followed. Mr. Newton will vote no and let the First Selectman and Democratic Town Committee fight it out and figure out who they want to nominate for this position.

A. Waters agreed with Mr. Newton

D. Murphy stated that the Democratic Town Committee voted in favor of Mr. Donen. A spirited exchange followed. Selectmen Murphy and Johnson were ruled out of order but ignored the First Selectman.

Selectman Newton made a motion to call the question; First Selectman Shingleton seconded the motion and called the question to appoint A. Halibozek to P&Z by roll call vote.

A. Waters	No
R. Newton	No
J. Shingleton	Yes
F. Monnes	Yes
D. Murphy	No
R. Waters	Yes
M. Johnson	No

Motion failed

K. APPROVAL OF MINUTES

1. Regular Meeting, June 11, 2008

Motion made by R. Newton seconded by A. Waters and *unanimously carried* to approve the minutes of June 11, 2008.

L. SELECTMEN COMMISSION REPORTS

None

M. GOOD AND WELFARE

Selectman Monnes was appointed as the Board of Selectmen's representative to the Senior Advisory Board's Accreditation Committee.

N. ADJOURNMENT

Motion made by R. Newton seconded by A. Waters and *unanimously carried* to adjourn the meeting at 9:20 p.m.

Respectfully submitted,

Re Matus
Secretary

Jeremy Shingleton
First Selectman