

TOWN OF CROMWELL
BOARD OF SELECTMEN
REGULAR MEETING
WEDNESDAY, DECEMBER 9, 2009
7:10 P.M. TOWN HALL ROOM 224/5

MINUTES

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

Absent:

Also Present: Chief of Police A. Salvatore, Developmental Services Director J. Mazurek, Economic Development Chairman R. Nobile, Tax Collector S. Ramsay, Zoning & Wetland Enforcement Officer F. Curtin, and Board of Education Liaison to the Board of Selectmen M. Camilleri, Public and Press.

A. CALL TO ORDER

First Selectman Flanders called the regular meeting to order at 7:00 p.m.

B. APPROVAL OF AGENDA

First Selectman added the following items to the agenda:

F. Financial,

1. Tax Refunds

e. MC Management Inc. -\$317.21

f. Thomas McNamara, - \$6.82

H. New Business

7. Approve Resolution authorizing First Selectman John Flanders to sign agreement and associated documents to construct streetscape improvements along CT Route 99.

K. Appointments

6. Planning & Zoning

b. Steve Donen-alternate, term expires 12/11

c. Linda Duren-Alternate, term expires 12/11.

7. Zoning Board of Appeals,

b. Stanley Stachura, Alternate, term expires 11/11

8. Economic Development Commission

a. Richard Duffy, Regular Member, term expires 3/10

b. Mertie Terry, Alternate Member, Term expires 3/10

9. Park & Recreation

e. William Konopka, term expires 12/13

11. Comcast Advisory Council

b. Paul Duren, term expires 12/11

12. EMS (South Central Emergency Medical Services Council)

a. Charles Epstein, term expires 10/11

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

C. FIRST SELECTMAN'S REPORT

First Selectman Flanders reported that:

- The first Open Forum will be held on January 14, 2010 at 7:00 p.m. in Room 224/5. The topic will be Open Space and Recreation. All are welcome to attend.
- Because of complications we are having with our web-site the Selectman's e-mail addresses have not been set up.
- The board's packets for this meeting are posted on the web page in their entirety.

D. CITIZENS COMMENTS

1. Amora Corvo, Main Street -Spoke regarding the October Music Festival and the bill that was received for Police services.
2. Stephanie Kupec, Court Place -Spoke regarding item G-1 the Spur Road. Ms. Kupec is not in favor of opening Court Place to thru traffic.
3. Bob Jahn, Woodside Road -concerned that if Newbury Road is opened to thru traffic it would become a short cut to the Woodside School. Mr. Jahn also spoke regarding the procedure for making appointments to boards and commissions and the Ethics Sub-Committee.
4. Al Ferranti, Newbury Road-Requested further information regarding the Spur Road. Mr. Ferranti inquired if the request to accept the Spur Road was to alleviate the drainage problem in Newbury Estates or if it is to address a safety issue.
5. Mike Morgan, Newbury Road- Looking for direction and information regarding the Spur Road. Mr. Morgan spoke regarding drainage problems in Newbury Estates.
6. Melanie Kelley, Court Place -Spoke regarding item G-1 the Spur Road. Ms. Kelley is not in favor of opening Court Place to thru traffic.
7. Colin Burr, Newbury Road -Would like further information before Spur Road is accepted.
8. Bob Jahn, Woodside Road -Informed the previous speakers that the water table is high in the area of Newbury Estates. Mr. Jahn also advised that they should look up the minutes of P&Z and they will see that putting that road through was a condition of P&Z's approval of the developer's application.

E. STAFF AND COMMISSION REPORTS

1. Economic Development Commission Chairman R. Nobile
Chairman Nobile gave an update to the board regarding the Economic Development Commission. Chairman Nobile informed the board that it is his opinion that a paid Economic Development Coordinator is needed to move the town forward.
A lengthy discussion followed.

Selectman Halibozek requested an update on 14 Alcap Ridge. Chairman Nobile stated that he is also interested in the status. Mr. Nobile stated that there is an interested party. First Selectman Flanders stated that since discussion of Alcap Ridge is not on tonight's agenda he would be willing to place it on a future agenda.

2. Director of Developmental Services J. Mazurek submitted a written report, which is attached to the minutes, and was available for questions. Mr. Mazurek also gave a report regarding Stocking Triangle.

F. FINANCIAL

1. Approve Tax Refund List.
 - a. Financial Service Vehicle Trust -\$433.00
 - b. VW Credit Leasing LTD -\$84.95
 - c. Benjamin J. or Amber M. Bonafonte -\$42.50
 - d. Tricia M. Duguay -\$335.13
 - e. MC Mangement Inc. -\$317.21
 - f. Thomas McNamara -\$6.82.

Motion made by A. Waters seconded by R. Newton and *unanimously carried* to approve tax refunds a - f.

2. Authorize the First Selectman to apply for and sign the Emergency Preparedness Grant.

Motion made by A. Waters seconded by A. Halibozek and *unanimously carried* to authorize the First Selectman to apply for and sign the Emergency Preparedness Grant.

G. UNFINISHED BUSINESS

1. Acceptance of Spur Road in Newbury Estates by the Town of Cromwell.-Tabled
Motion made by A. Waters seconded by R. Newton and *unanimously carried* to remove from the table.

Director of Developmental Services J. Mazurek presented the history of the request. The consensus of the board was to request the First Selectman to contact the Town Attorney for an update and put the item back on the table.

Motion made by A. Waters seconded by R. Newton and *unanimously carried* to table.

2. Discussion and possible action to approve Ethics Ordinance. -Tabled until December.
Left on table.

3. Discussion and possible action to approve Street-Scape Dining Policy-Tabled
Motion made by R. Newton seconded by A. Spotts and *unanimously carried* to remove from the table.

A short discussion followed.

Motion made by A. Halibozek seconded by A. Waters and *unanimously carried* to table.

H. NEW BUSINESS

1. Approve request for Educational Assistance from Officer M. McCarter for winter 2010 session -\$1,000.

Motion made by A. Waters seconded by A. Spotts and *unanimously carried* to approve Educational Assistance for Officer McCarter for winter 2010 session - \$1,000.

2. Appoint committee for selection of a Town Attorney.

After a short discussion the consensus of the board was to appoint a study group of five members to bring their recommendations to the board for selecting a Town Attorney. The group will consist of First Selectman Flanders, Selectmen Newton and Varricchio, the Chairman of Planning & Zoning and the Chairman of the Board of Finance.

3. Appoint Code of Ethics Sub-Committee.

No action taken.

4. Discussion and possible action to award Construction Contract to Quality Associates, the low bidder in the amount of \$764,945.50 for the Summit Phase 1 project.

- a. Authorization to proceed with Easement Acquisition for drainage rights with Holy Apostles College.

Motion made by R. Newton seconded by A. Spotts and *unanimously carried* to award Construction Contract to Quality Associates, the low bidder, in the amount of \$764,945.50 for the Summit Phase 1 project and authorization to proceed with Easement Acquisition for drainage rights with Holy Apostles College.

5. Discussion and possible action to award Construction Inspection Services Contract to Weston & Sampson, not to exceed amount of \$148,704.00 for the Summit Phase 2 project.

Motion made by R. Newton seconded by A. Spotts and *unanimously carried* to award Construction Inspection Services Contract to Weston & Sampson, not to exceed amount of \$148,704.00 for the Summit Phase 2 project.

6. Discussion and possible action to proceed with the T&D Auto Phase 1 Environmental Assessment.

No action taken.

7. Approve Resolution authorizing First Selectman John Flanders to sign agreement and associated documents to construct streetscape improvements along CT Route 99.

Motion made by R. Newton seconded by A. Waters and *unanimously carried* to approve resolution authorizing First Selectman John Flanders to sign agreement and associated documents to construct streetscape improvements along CT Route 99.

I. MINUTES

1. Special Meeting, November 18, 2009

Motion made by R. Newton seconded by A. Spotts and *unanimously carried* to approve minutes of the November 18, 2009 Special Meeting.

J. RESIGNATIONS

1. Library Commission
 - a. Allan Spotts
2. Economic Development Commission
 - a. Allan Spotts
3. Cromwell Water Pollution Control Authority
 - a. William Pie`

Motion made by A. Waters seconded by R. Newton and *unanimously carried* to approve resignations 1 - 3.

K. APPOINTMENTS

1. Sub Registrar
 - a. Cromwell Funeral Home and Doolittle Funeral Home
2. Civil Preparedness Director
 - a. Fred Curtin
3. Municipal Agent for the Elderly
 - a. Catherine Jackson
4. Town/Labor Attorney
 - a. Kenneth Weinstock, Kainen, Escalera & McHale P.C.
5. Board of Finance
 - a. Paul Beaulieu, Alternate reappointment, term expires 12/11
6. Planning and Zoning
 - a. Fred Hayward, Alternate reappointment, term expires 12/11
 - b. Steve Donen, Alternate, term expires 12/11
 - c. Linda Duren-Alternate, term expires 12/11
7. Zoning Board of Appeals
 - a. Jeffrey Ramia, Alternate, term expires 11/11
 - b. Stanley Stachura, Alternate, term expires 11/11
8. Economic Development Commission
 - a. Richard Duffy, Regular Member, Term expires 3/10.
 - b. Mertie Terry, Alternate Member, Term expires 3/10.
9. Parks & Recreation
 - a. John Schmaltz, reappointment, term expires 12/13
 - b. Joseph Ramirez, reappointment, term expires 12/13
 - c. James Mullen, reappointment, term expires 12/13
 - d. Phil Gregory, reappointment, term expired 12/13

- e. William Konopka, term expires 12/13
- 10. Inland Wetlands and Watercourses Agency
 - a. G. Alden Nettleton, Regular Member, to fill vacancy, term expires 12/11
- 11. Comcast Advisory Council
 - a. Marco Iacoveillo, term expires 12/11
 - b. Paul Duren, Term expires 12/11
- 12. EMS (South Central Emergency Medical Services Council)
 - a. Charles Epstein, term expires 10/11

First Selectman Flanders advised the board that Charlie Epstein showed interest in the position of Civil Preparedness Director and inquired if the board would like to consider his name as well. Since there was no response the question was moved.

Motion made by A. Waters seconded by A. Spotts and unanimously carried to approve appointments 1 - 12.

L. GOOD & WELFARE

A. Waters spoke regarding the 8 trees on River Road, which were cut down on town property, by the resident on River Road. Selectman Waters asked what recourse the town has. First Selectman Flanders said he would investigate the matter and put it on the next agenda. Selectman Halibozek stated that she referred to the Charter and the Planning and Zoning Regulations and found no penalty for people doing damage to town property. Ms. Halibozek suggested that an ordinance should be adopted and penalties imposed for people that damage town property. Zoning & Wetland Enforcement Officer F. Curtin presented an update to the board regarding the incident. Mr. Curtin stated that at the last meeting of Inland Wetlands the Commission didn't take any action but recommended that the resident contact Wendy Goodfriend and do some plantings that would fit the area. They will leave the stumps in place to take care of the erosion. The incident was forwarded to the State and they will take no action. Selectman Newton suggested that this is a matter for the Army Corps of Engineering, for their comment, since it is tidal wetlands and under their jurisdiction. Selectman Ahlquist recommended that Tree Warden E. Hood should be contacted in regard to this matter.

M. LIAISON REPORTS

- A. Halibozek -Inland Wetlands and Watercourses Agency
- A. Varricchio -Planning & Zoning
- R. Newton -Mid State Regional
- A. Waters -Historical Society
- A. Spotts -Board of Education (give by Board of Education Liaison M. Camilleri at the request of Mr. Spotts).

N. EXECUTIVE SESSION

1. Discussion and possible action for Sale of Town property.

Motion made by R. Newton seconded by A. Waters and *unanimously carried* to adjourn to Executive Session at 9:27 p.m.

By general consensus the board came out of Executive Session at 9:48 p.m.

No action taken.

O. ADJOURNMENT

Motion made by R. Newton seconded by P. Ahlquist and *unanimously carried* to adjourn the meeting at 9:49 p.m.

Respectfully submitted,

Re Matus
Secretary

John M. Flanders Esq.
First Selectman