MINUTES
Board of Selectmen
Tuesday, March 16, 2010 @ 7:30PM
Norma Drummer Room/Seymour Town Hall

Others present: Frank Loda, Ed Pollack, Valerie Pollack, Howard Simpson, Bill Paecht, Sean Walsh, Michele Pavlik, and Alex Danka.

ITEM # 1 - Call meeting to order.
The First Selectman called the meeting to order at 7:30PM.

ITEM # 2 - Pledge of Allegiance.
Everyone saluted the Flag and stated the Pledge of Allegiance.

ITEM # 3 - Approve minutes from Board of Selectmen meeting on 3/2/10.
Motion to approve minutes for the Board of Selectmen meeting on 3/2/10 with the following changes: John Conroy abstained from his appointment to the Energy Committee and he did not state negligence during Selectmen’s Comments concerning the High School Pool Incident.
Motion: W. Kurt Miller Second: Karl Trybus
Vote: 6-Yes (Paul Roy, Karl Trybus, Saundra Gesek, W. Kurt Miller, Annmarie Drugonis, John Conroy) 0-No 1-Abstain (Philip Wilhelmy) 0-Disqualify

ITEM # 4 - First Selectman’s Comments.
• Met with CT Main Street Center on strategies for Housatonic Wire & Seymour Lumber sites. Downtown Orbit.
• Held FOI training workshop on March 4, 2010. 56 in attendance. Will hold a makeup session in a few months.
• Held preliminary talks with unions concerning local negotiations. New dates set to continue bargaining.
• Met with downtown merchants to discuss their issues, 2 areas of concern, downtown restaurant and signage.
• Attended VCOG, talked about their budget, fees to go up approximately 5%.
• Attended MPO meeting in Shelton, discussion included the Waterbury Branch Line of the railroad. Encouraged funding to the line because of number of people riding the train.
• New computer recycling bin at the Transfer Station, West Hartford Co., brings in the bin we call them when full and they pick it up, no charge to town.
• Attending ongoing budget workshops with the Board of Finance, continually updating the budget.

ITEM # 5 - Public Comment.
Ed Pollack, 25 Walnut Street: Thanks the First Selectman and Public Works for going to see his property and the 30+ year problem that they have encountered with the water coming from the pipe across from his property. He gives the Selectmen a binder full of minutes, letters, documentation, DVDs, and photos of the damage and flooding he has endured over the years. He states that the Army Corps. of Engineers put the drainage pipe in and the job was never finished. He is asking for help from the Town to do something to stop the flooding problem on his property that occurs every time there is a rain storm.

Valerie Pollack, 25 Walnut Street: Is very upset over the damage that the flooding has done to her property over the years and states that they have had to replace their pool and their yard is sinking. Describes events that have been very disturbing to her and her family and is imploring the Town to help them fix this problem.

Motion to move Executive Session after item # 6 on the agenda.
Motion: W. Kurt Miller Second: John Conroy
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 6 – Review and take possible action on proposed rules governing recording, photography or the use of broadcasting equipment for Seymour town meeting, per FOI.
Motion to discuss the proposed rules governing recording, photography or the use of broadcasting equipment for Seymour town meeting, per FOI, submitted by Town Counsel.
Motion: Philip Wilhelmy Second: Annmarie Drugonis
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

W. Kurt Miller submits the original proposed rules that were sent to the former Town Counsel from FOI Counsel Victor Perpetua. This version includes item’s 2 and 3 that are not included in Town Counsel’s version. Mr. Loda would like these items put back into the proposed rules that have been drafted by Town Counsel. The two versions will be posted on the website on the Board of Selectmen page to be reviewed and comments may be posted to the email address provided.

Motion to table proposed rules governing recording, photography or the use of broadcasting equipment for Seymour town meetings, per FOI, until rules are researched.
Motion: John Conroy Second: W. Kurt Miller
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to go into Executive Session for pending litigation for Tri-town Plaza with Board of Selectmen and Town Counsel at 8:18PM.
Motion: Philip Wilhelmy Second: Karl Trybus
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to come out of Executive Session for pending litigation for Tri-town Plaza with no action or motions taken at 9:00PM.
Motion: John Conroy Second: W. Kurt Miller
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify
ITEM # 7 - Town of Seymour Earth Day 2010.
The Town of Seymour in conjunction with the Seymour Land Trust will be sponsoring the 40th Anniversary of Earth Day on Sunday, April 25, 2010. The actual Earth Day is 4/22/10, but the town and the land trust felt that Sunday would be a better day to get volunteers to clean. Many organizations and residents have already committed to the cleanup, which will be downtown, the community center and the land trust. There will be pot luck provided at the land trust later in the afternoon. Volunteers are needed. There will be donations collected, as well as t-shirts being sold. Donations will be sought from Home Depot and Lowes for flowers, shrubs, garbage bags, etc. Also, ADS will be contacted to donate dumpsters.

Motion for the Board of Selectmen to endorse Earth Day 2010 on April 25, 2010.
Motion: John Conroy Second: Philip Wilhelmy
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Town Counsel excuses herself from the meeting at 9:05PM.

ITEM # 8 - Approve Farm Market for 2010.
Motion to approve Gazy Farm to hold the Farm Market in the Town of Seymour from Tuesday, May 11, 2010 to Tuesday, October 26, 2010, weekly from 12-6pm at the Seymour Community Center Parking Lot.
Motion: Philip Wilhelmy Second: Annmarie Drugonis
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 9 - Approve going out to bid for tennis courts at French Park per $50,000 STEAP Grant.
Motion to go out to bid for tennis courts at French Park per $50,000 STEAP Grant and have the bids come into the First Selectman’s office by 4:00PM on 4/20/10.
Motion: W. Kurt Miller Second: Philip Wilhelmy
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 10 - Appointments.
Motion to appoint Harry Marks as an Ordinance Hearing Officer for a two-year term expiring 3/16/12.
Motion: W. Kurt Miller Second: Karl Trybus
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 11 - Tax Refunds/Abatements.
None.

ITEM # 12 - Transfers.
None.

ITEM # 13 - Correspondence.
- Check Registers.
- Enhancement Accounts - Police Department - February 2010.
ITEM # 14 – Other Business.
Motion to place on the table Threshold Review Fee Proposal for Chatfield LoPresti School Project.
Motion: John Conroy Second: Karl Trybus
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to approve the Threshold Review Fee Proposal for Chatfield LoPresti School Project for $6,000; to Thomas A. Torrenti, P.C. (This is a state mandate for this project.)
Motion: John Conroy Second: Philip Wilhelmy
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to place on the table Household Hazardous Waste Agreement for 2010.
Motion: W. Kurt Miller Second: Philip Wilhelmy
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to approve the Household Hazardous Waste Agreement with The Metropolitan District to be held at the Ansonia City Complex on September 11, 2010.
Motion: W. Kurt Miller Second: Philip Wilhelmy
Vote: 6-Yes (Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, W. Kurt Miller, John Conroy) 0-No 1-Abstain (Annmarie Drugonis) 0-Disqualify

ITEM # 15 – Public Comment.

ITEM # 16 – Selectmen’s Public Comments.
Philip Wilhelmy: Would like action taken on the Pollack case on Walnut Street as soon as possible.

W. Kurt Miller: Would like to talk about the deficit for this year.
Motion to place discussion of deficit on the table.
Motion: Philip Wilhelmy Second: Annmarie Drugonis
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

W. Kurt Miller: Would like a freeze put on spending because of the approximately $400,000 deficit. He suggests that the Town encourages a spending freeze to save money.
John Conroy: Suggests that letters be sent to all departments concerning the spending freeze, which has been done in past years.

Motion to send letters to all departments asking for a spending freeze for the rest of the fiscal year.
Motion: Philip Wilhelmy Second: W. Kurt Miller
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

John Conroy: Would like reports from the Fire Marshal and the WPCA concerning the High School Pool Incident when they come in. Would like to know more information about the empty containers of chlorine.
Paul Roy: Went to his aunt’s funeral who was the first Seymour Police Woman for 20 years and he would like to thank the Seymour Police Department for their presence at her services and the wonderful job they did for her.

ITEM # 17 – Executive Session.
Moved to item # 6 on the Agenda.

ITEM # 18 – Adjournment.
Motion to adjourn at 9:34PM.
Motion: Annmarie Drugonis
Second: Karl Trybus
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Respectfully submitted by,
Deirdre Caruso,
Recording Secretary

Reviewed by,
Paul F. Roy,
First Selectman