

MINUTES
Special Board of Selectmen
Monday, January 27, 2014 @ 6:00PM
Norma Drummer Room/Seymour Town Hall

Members present: First Selectman W. Kurt Miller, Len Greene Jr., Paul Roy, Karen Stanek, and Nicole Klarides-Ditria (7:00pm).

Others present: Town Counsel Richard Buturla, Rory Burke, Deirdre Caruso, Alfred Yagovane, Jim McDougall, Scott Skellington, Gary Bruce, Gary Parkosewich, Quinn Levey, Peter Cunniff, Jesse Rallis, Evelyn Keith Luzzi, Thomas Bennett, Bill McKiernan, John Cronin, Stephen Culmo, Scott Martin, Chris Edwards, Vanessa Rose, Richard, Sean Walsh, Chief Michael Metzler, Lt. Paul Satkowski, Officer Elise Holland, Jim Wasilewski, and Ugo Zullo.

ITEM # 1 – Call meeting to order.

Meeting was called to order by the First Selectman at 6:05PM.

ITEM # 2 – Pledge of Allegiance.

Everyone salutes the flag and states the Pledge of Allegiance.

ITEM # 3 – Public Comment.

Marsha Schuck, 7 Country Club Drive: States that she spoke at the last meeting against the proposed cell tower at the Great Hill Hose. She feels that this will be a negative thing for the neighborhood and also feels that the Town is rushing into this decision. Does not feel that it is needed for communication reasons and the Oxford tower fulfills the communication needs of the Town of Seymour. Feels that \$18,000 per year is not enough and asks the Selectmen to vote against this proposal.

Edward Musante, 138B Old Ansonia Road: Explains that he has garbage issues and that the City of Ansonia had always picked up his garbage for 50 years and now they aren't.

Tom Bennett, 4 Fairway Lane: Has concerns about the tower proposal. States that there aren't any conclusive facts about the positive or negative effects on health concerns. Is worried about property values and feels the tower is of no benefit to the town. He is opposed to the tower proposal.

Vanessa Rose, 5 Aiello's Farm Road: Is opposed to the proposed tower. Feels that health concern issues should be addressed and considered. Has a concern about the aesthetics of the monstrosity of a tower that will be going up and would like to see strict conditions if it does go up to how many carriers can be on the structure. Feels that \$1,500 per month will be of no benefit to the town. Feels that the wireless providers should have to publish any adverse effects that the towers may cause. Also would like to know who is negotiating the proposal with the Town.

Edward Schuck, 7 Country Club Drive: Does not feel that there is any reason for this tower since it is not needed for communication purposes and it is not worth the small amount of money the town will be getting. He feels that this should never go up in a residential neighborhood.

Doug Zanewski, 10 Elaine Drive: He is a captain at Great Hill Hose and he would like to show his support for the residents here tonight and their concerns on the tower.

ITEM # 4 – Approve minutes from January 7, 2014 regular meeting.

Motion to approve the Board of Selectmen minutes from the January 7, 2014 regular meeting.

Motion: Karen Stanek Second: Len Greene

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy) 0-No 0-Abstain

ITEM # 5 – First Selectman’s Report.

No Report.

ITEM # 6 – Presentation of certificates of appreciation for first responders.

On March 2, 2013 resident Jim McDougal fell down a flight of stairs in his home. He sustained very serious injuries. Seymour’s first responders including police, fire and ambulance all arrived quickly and acted in their usual professional manner. Because of this Mr. McDougal was able to respond quicker to treatment and is on his way to a full recovery. Late in 2013, he approached my office about showing these brave men and women his appreciation. On behalf of Mr. McDougal, I would like to present certificates of appreciation to the following people:

Officer Jon Martin, Officer Elise Holland, Evelyn Keith-Luzzi, Peter Cunniff, and Jesse Rallis.

Also those not present tonight:

Officer Sergio DeSiderato and Michael Tomanelli.

ITEM # 7 – Discussion and take possible action on C-Pace Agreement.

Motion to approve the following resolution:

TOWN OF SEYMOUR, CONNECTICUT

RESOLUTION TO APPROVE

COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY (“C-PACE”) AGREEMENT

WHEREAS, Section 157 of Public Act No. 12-2 of the June 12, 2012 Special Session of the Connecticut General Assembly (the “Act”) established a program, known as the Commercial Property Assessed Clean Energy (C-PACE) program, to facilitate loan financing for clean energy improvements to commercial properties by utilizing a state or local assessment mechanism to provide security for repayment of the loans; and

WHEREAS, the Act authorizes the Clean Energy Finance and Investment Authority (the “Authority”), a public instrumentality and political subdivision of the State charged with implementing the C-PACE program on behalf of the State, to enter into a written agreement with participating municipalities pursuant to which the municipality may agree to assess, collect, remit and assign, benefit assessments to the Authority in return for energy improvements for benefited property owners within the municipality and for costs reasonably incurred by the municipality in performing such duties; and

WHEREAS, the Commercial Property Assessed Clean Energy (“C-PACE”) Agreement (the “C-PACE Agreement”) between the Town of Seymour, Connecticut and the Authority, as attached hereto, constitutes the written agreement authorized by the Act.

NOW, THEREFORE, BE IT RESOLVED:

(a) that we, the Board of Selectmen, constituting the legislative body of the Town of Seymour, Connecticut, hereby approves the C-PACE Agreement, and

(b) that W. Kurt Miller, First Selectman is hereby authorized and directed, on behalf of the Town, to execute and deliver the C-PACE Agreement, substantially in the form attached to this Resolution, for the purposes provided therein, together with such other documents as he or she may determine to be necessary and appropriate to evidence, secure and otherwise complete the C-PACE Agreement.

Motion: Len Greene Second: Paul Roy

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy) 0-No 0-Abstain

ITEM # 8 – Discussion and take possible action on Agreement between Town of Seymour and DeCarlo & Doll, Inc. for Consulting Engineering Services for the Design of Rimmon Street Reclamation and Drainage Improvements Survey, Preliminary Design and Final Design including Soils.

Motion to approve the following resolution:

Resolution
Seymour Board of Selectman

WHEREAS, the Town of Seymour has received a grant for the Reconstruction of Rimmon Street from the Connecticut Department of Transportation (ConnDOT) under State Project No. 124-169; and

WHEREAS, the Town of Seymour acting through the Office of the First Selectman, the Town Engineer and the Department of Public Works did advertise for Engineering Services and the Town panel noted above on February 15, 2013 interviewed five firms and selected DeCarlo & Doll, Inc. of Meriden, CT for the necessary design services; and

WHEREAS, the Town and the Consultant did meet on August 22, 2013 and August 29, 2013 to negotiate a final scope and fee subject to ConnDOT's acceptance; and

WHEREAS, the ConnDOT on December 12, 2013 did notify the First Selectman W. Kurt Miller that the scope of services, man-hours and final negotiation fee of \$380,339.01, which includes \$93,150 for direct costs and \$38,034 for Town/Consultant Extra Allowance is acceptable and that the Town can now execute the agreement with the State of Connecticut Department of Transportation and the Consultant; and

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Selectman authorized and approved the Town/Consultant Agreement for the Reconstruction of Rimmon Street Project No. 124-169; and

Be it further resolved that the Seymour First Selectman W. Kurt Miller is authorized to execute, sign and approve all agreements with the State of Connecticut Department of Transportation and/or DeCarlo & Doll, Inc. the Project's Consultant for the Rimmon Street project.

Motion: Paul Roy

Second: Len Greene

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy)

0-No 0-Abstain

Note: Town Counsel would like to add an item concerning funding from the State to the contract, which will not affect this motion or the contract.

ITEM # 9 – Discussion and take possible action on Henny Penny Tax Incentive Program Application. Fred Messoro, Economic Development Director: Thanks the Board for approving the C-Pace contract due to this being a great thing for our Town.

Explains that the site where Henny Penny is currently located has been an eyesore for many years. The new owners/developers of the property, Hendels Seymour, LLC, have invested a lot of money into this project and it is almost complete. They hired a local contractor and will be using this contractor in other projects that they may have in the future due to their excellent work. This project will also open up 3 full time and 4 part time jobs. He also commends the DOT for all of their help in facilitating this project and helping to move it along with approvals. Fred is recommending that the Board of Selectmen approve the Tax Incentive Program Application for 75% tax abatement for 2-years for the project being over the \$500,000 tier 2 and an additional 10% for using a local contractor.

Paul Roy: States that they have moved quickly and have done a good job.

Kurt Miller: Henny Penny will be working on the drive-thru in the spring and will be opening in 2 to 3 weeks.

Karen Stanek: Would like the "gas" sign restored on Rte 8 before Exit 22 to let people know that they can get off of the exit for gas now. Kurt will have Rory contact DOT about the sign.

Motion to approve the Tax Incentive Application from Hendel Seymour LLC at 2 New Haven Road, Seymour, CT, the location of their Henny Penny an 85% tax abatement for 2 years for qualifying for the program.

Motion: Karen Stanek

Second: Paul Roy

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy)

0-No 0-Abstain

ITEM # 10 – Discussion and take possible action on Agreement for Professional Services by and between the Town of Seymour, CT and TaxServ Capital Services, LLC.

Motion to approve the following resolution:

RESOLUTION REGARDING
TAX COLLECTION AGREEMENT BETWEEN TAXSERV CAPITAL SERVICES, LLC AND THE TOWN OF SEYMOUR, CT

RESOLVED, that the Town of Seymour is hereby authorized to enter into an agreement with Taxserv Capital Services, LLC pertaining to the collection of various delinquent taxes and other receivables; and

BE IT FURTHER RESOLVED, that W. Kurt Miller, First Selectmen of the Town of Seymour is hereby authorized to execute the agreement on behalf of the Town of Seymour and directed to execute and deliver any and all documents on behalf of the Board of Selectmen and to do and perform all acts and things which he deems necessary or appropriate to carry out the terms of such agreement; and that

BE IT FURTHER RESOLVED, that the Town Clerk, if required, shall execute a certificate attesting to the adoption of this Resolution.

Motion: Len Greene

Second: Karen Stanek

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy)

0-No 0-Abstain

Note: Contract will improve the ability for the Town to collect delinquent taxes.

ITEM # 11 – Discussion and take possible action on Department of Public Works Truck Bid.

It is the recommendation of the Public Works Board to accept the bid from Central Jeep Chrysler Dodge Mitsubishi Kia in the amount of \$73,437.00 for the purchase of a Dodge 5500 Mason Dump Truck with stainless steel slide-in spreader and 9 foot Fisher Snow Plow pending review and finalization of the purchase/sales details by Town Counsel.

Motion to accept the recommendation from the Public Works Board to purchase the Dodge 5500 Mason Dump Truck for \$73,437.00.

Motion: Len Greene

Second: Paul Roy

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy)

0-No 0-Abstain

ITEM # 12 – Set Public Hearing for March 4, 2014 at 6:30PM to discuss the 2014 Small Cities Grant Application.

Motion to set the Public Hearing for the 2014 Small Cities Grant Application for March 4, 2014 at 6:30PM in the Norma Drummer Room.

Motion: Karen Stanek

Second: Paul Roy

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy)

0-No 0-Abstain

ITEM # 13 – Discussion and take possible action on proposed ordinances for Friends of the Broad Street Park Committee, 10-Year Strategic Planning Committee, and WPCA Depreciation.

Recommendations on the Friends of the Broad Street Park Committee are section B. to add “reporting to town no less than a quarterly basis”. Also, that fundraising must be approved in advance.

ITEM # 14 – Set Public Hearing for February 4, 2014 at 6:30PM to discuss proposed ordinances for Friends of the Broad Street Park Committee, 10-Year Strategic Planning Committee, and WPCA Depreciation.

Amended motion to set the Public Hearing for February 18, 2014 at 6:30PM to discuss proposed ordinances for Friends of the Broad Street Park Committee, 10-Year Strategic Planning Committee, and WPCA Depreciation.

Motion: Paul Roy

Second: Len Greene

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy)

0-No 0-Abstain

ITEM # 15 – Discussion and take possible action on AT&T Tower at Great Hill Hose Co.

Kurt states that he will have Rory send the Selectmen the AT&T packet with the questions and answers. Richard Buturla, Town Counsel: Feels that he needs at least two more meetings before he will be ready to discuss the tower.

Karen Stanek: Would like a photo of the proposed tower.

Kurt states that the photos are in the packet.

Motion to table the AT&T Tower at Great Hill Hose Co. discussion and possible action until the February 18, 2014 meeting.

Motion: Len Greene

Second: Karen Stanek

Vote: 4-Yes (W. Kurt Miller, Karen Stanek, Len Greene, Paul Roy)

0-No 0-Abstain

ITEM # 16 – Discussion and take possible action on employee performance measurement initiative.

This program previously discussed is an assessment program to enable the DPW to meet goals and keep track of work performance. This is a tracking system that will provide information on what is going on in town, an overall management tool.

Karen Stanek: Has concerns that this system may end up being punitive for the employees.

Sean Walsh, Chairman of Board of Public Works: This is not something new; this is what we have been doing with our DPW Software for a year and a half now. Selectman Len Greene approaches him with this since he is now on the Board of Public Works.

Paul Roy: Feels that the employees should be told about this system prior to implementation. They may feel that this is punitive for them.

Dennis Rozum, Director of Public Works: States that the employees are aware of tracking and logging of jobs in the system. When the program is implemented he will have a formal meeting with the employees and Tony Caserta.

Len Greene: Feels that this is an opportunity to take advantage of the technology and this will also eventually help other departments. We should be able to showcase the hard work that our DPW has done.

Next update on this will be after the next Board of Public Works Meeting, which will be the first Monday in March.

ITEM # 17 – Discussion with Blight Officer.

Mike Marganski was unable to attend the meeting tonight.

ITEM # 18 – Executive Session.

None.

ITEM # 19 – Appointments.

None.

ITEM # 20 – Tax Refunds/Abatements.

Motion to approve tax refunds in the amount of \$4,686.97.

Motion: Karen Stanek Second: Nicole Klarides-Ditria

Vote: 5-Yes (W. Kurt Miller, Len Greene, Nicole Klarides-Ditria, Paul Roy, Karen Stanek) 0-No 0-Abstain

ITEM # 21 – Transfers.

Motion to approve transfer for \$35,000 from Contingency 1-001-410-1950-530-872 into Snow Plowing 1-001-430-3110-570-422. DPW has exhausted the snow plowing materials account. Funds will be necessary to order additional treated salt in an effort to complete the winter season.

Motion: Len Greene Second: Nicole Klarides-Ditria

Vote: 5-Yes (W. Kurt Miller, Len Greene, Nicole Klarides-Ditria, Paul Roy, Karen Stanek) 0-No 0-Abstain

Motion to approve transfer for \$6,643.00 from regular employees building dept 1-001-420-2400-565-110 for \$3,143.00 and from regular employees' elderly services 1-001-440-4432-615-110 for \$3,500.00 into purchased services 1-001-420-2151-540-312 for \$6,643.00 to pay remaining Northwest Connecticut Public Safety Communication Center for emergency communication services.

Motion: Nicole Klarides-Ditria Second: Paul Roy

Vote: 5-Yes (W. Kurt Miller, Len Greene, Nicole Klarides-Ditria, Paul Roy, Karen Stanek) 0-No 0-Abstain

ITEM # 22 – Correspondence.

- Report from Veola Water from Manager Carey Strout. There will no public report on the spill from December 25, 2013 until the police investigation is over.
- Letter from Dennis Rozum concerning the compactor upgrade.

ITEM # 23 – Public Comment.

Alfred Yagovane, 25 Elaine Drive: Is very surprised that the town is not already evaluating the DPW. Everywhere he has worked there were evaluations done. Would also like to know why the Broad Street Park is held to a higher standard and have to report to the Selectmen. States it was the only park built by volunteers and no other park has to report to the board. The committee also raised approximately \$40,000 in donations and \$20,000 in grants.

ITEM # 24 – Selectmen's Public Comments.

Karen Stanek: Would like the sign put back up on Rte 8 to show Gas off of exit 22.

Paul Roy: Would like an update on the Seymour Lumber property. He is happy about the progress at the new Henny Penny.

Kurt Miller: States that Jack Ahearn will be attending the next meeting. He will also be out of the country until the 2nd. Nicole and all emergency services are aware. Tuesday February 4th is our next meeting if anyone has any new agenda items please contact Rory.

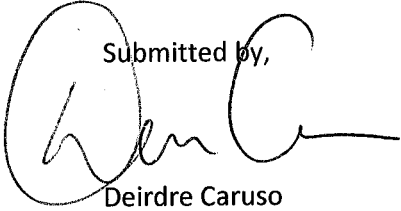
ITEM # 25 – Adjournment.

Motion to adjourn at 7:25PM.

Motion: Karen Stanek Second: Len Greene

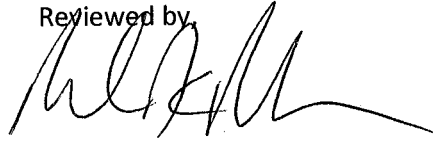
Vote: 5-Yes (W. Kurt Miller, Len Greene, Nicole Klarides-Ditria, Paul Roy, Karen Stanek) 0-No 0-Abstain

Submitted by,

A handwritten signature in black ink, appearing to read 'Deirdre Caruso', written over the printed name.

Deirdre Caruso

Reviewed by,

A handwritten signature in black ink, appearing to read 'W. Kurt Miller', written over the printed name.

W. Kurt Miller