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**MINUTES**  
**Board of Selectmen**  
**Tuesday, November 19, 2013 – 7:00PM**  
**Norma Drummer Room – Seymour Town Hall**

**Members Present:** Gary Bruce, Annmarie Drugonis, Al Bruno, W. Kurt Miller, Nicole Klarides-Ditria, Theresa Conroy, Karen Stanek and Town Counsel Rich Buturla

**Members Absent:** None

**Others Present:** Frank Loda, Linda Bellavance, Judy Simpson, Paul Roy, Sean Walsh, Dennis Rozum, Michael Flynn, Al Yagovane

**ITEM #1: Call meeting to order.**

Meeting was called to order by First Selectman, W. Kurt Miller, at 7:00 PM

**ITEM #2: Pledge of Allegiance.**

Everyone saluted the flag and recited the Pledge of Allegiance.

**ITEM #3: Public Comment**

There was no public comment.

**ITEM #4: First Selectman's Report**

The First Selectman held the report until executive session because most of the information is related to the topics for this evening.

**ITEM #5: Approval of minutes from November 6, 2013**

Motion to approve minutes from November 6, 2013 regular meeting:

Motion: Nicole Klarides-Ditria Second: Al Bruno

Discussion: Karen Stanek – On page 4, the 3<sup>rd</sup> bullet from the bottom, I only mentioned the condition of Holbrook Road in Seymour.

Yea: 6 Nay: 0 Abstain: 1

Gary Bruce – Yea

Nicole Klarides-Ditria - Yea

Al Bruno – Yea

Theresa Conroy – Yea

Annmarie Drugonis – Abstain

Karen Stanek – Yea

W. Kurt Miller - Yea

**ITEM #6: Discussion and take possible action on Founder's Day requests**

Dear First Selectman and members of the Seymour Board of Selectmen,

I would like to be placed on the agenda for your next meeting, November 6, 2013 to inform you of the plans for our Seymour Founders' Day 2014. At this time I will inform you of the progress we have made at the Seymour Animal Shelter and announce the benefactor for the 2014 event.

Thank you in advance for your attention to this matter,

Linda Bellavance, President of the Founders' Day Committee

Linda Bellavance – I apologize for missing the last meeting. I didn't realize there would be one because of Election Day. We have a date for 2014 – the first Sunday of June, 6/1/14 with a rain date of 6/8/14. The event will run from 10 AM to 5 PM and will encompass the same area. We'll work with the police to close the area and we're kicking it off with a concert on 5/31/14, which will be Flashback. The following Saturday is First Saturday and there will be another concert. I would like to ask the Board if you could put the police coverage in the budget, it's usually in the area of \$1,800.

Kurt – The money is already in the budget.

Linda – The benefactor for 2014 will be both fire companies and it will be split. Both are coming to the Founders Day Committee meeting this week to give a presentation to let us know what they would do with it. We've given them last year's receipts as a starting point. I don't have too much more since we haven't met with them yet. To give you an update on last year's benefactor, the work came out very nice. The original fencing was completely replaced and a bar was placed at the bottom of the fencing to reinforce it and avoid the dogs damaging it by digging. We also did a security fence that is lower outside the first fence so that children cannot get harmed by any dogs if they put their fingers through the fence. Dogs can be outside and people can come in and out, which wasn't the case before. The tar in the dog area was ripped up and a cement slab with a drain was installed. The cement will be coated in the spring. We're withholding full payment until that is complete. Do you have any information on the faucet?

Kurt – Tony is working on it.

Linda – There is no outside water source.

Kurt – It's on the wrong side of the building and needs to pass through it in order to not freeze in the winter.

Nicole – I've been up there and they've done a great job. It was work that needed to be done.

Kurt – Will you come back late winter and give us an update and let us know if you need anything?

Linda – Yes.

Kurt – I'd like to make a motion to add to the agenda – Discussion and take possible action regarding the awarding of the bid for Sidewalk Replacements 2014.

Motion: Karen Stanek    Second: Annmarie Drugonis

Yea: 7    Nay – 0

Gary Bruce – Yea

Al Bruno – Yea

Annmarie Drugonis – Yea

W. Kurt Miller – Yea

Nicole Klarides-Ditria – Yea

Theresa Conroy – Yea

Karen Stanek – Yea

**ITEM #7: Discussion and take possible action on awarding of the bid for 2014 Sidewalk Replacements 2014**

Dear Mr. Miller,

Nafis & Young Engineers, Inc. opened bids for the referenced project on Thursday, November 14, 2013. Two bids were received. One was from D & P Construction, Inc. in the amount of \$172,850 and the other from GPIC & Sons Construction Co. in the amount of \$180,350. We have reviewed the submitted bids and found them in order. Attached for your files are the bid tabulation sheets for each of the two bidders. Therefore, we recommend award of the bid for Sidewalk Replacements 2014 to D & P Construction, Inc. in the amount of \$172,850. If you have any questions feel free to contact me at (203) 314-8041.

Sincerely,  
Jim Galligan, Town Engineer of Seymour

Kurt - Dee is here if anyone has any questions.

Nicole – Has Nafis & Young worked with this company before?

Kurt – I don't believe so.

Al – Do you know why that company was selected?

Dee – Both companies had bid the first time around but the bids came in twice as high as expected. We did some evaluation and cut the project down to what we thought was most in need. Nafis & Young reviewed the work and recommended them.

Kurt – Talk about the timeframe.

Dee – It's a STEAP grant so we have at least 2 years to finish it but obviously work can't begin until the spring. Anything that the grant doesn't cover we can take it from the roads account. Grand and Meadow Streets were the worst in the group and we want the work done but we'll wait until the Spring because last time we did this work in the winter we had a lot of issues with cracking.

Kurt – I'll entertain a motion that Seymour award the bid to D & P Construction, Inc. in the amount of \$172,850 as recommended by Town Engineer Jim Galligan.

Motion: Karen Stanek Second: Al Bruno

Yea: 7 Nay: 0

Gary Bruce – Yea

Al Bruno – Yea

Annmarie Drugonis – Yea

Nicole Klarides-Ditria – Yea

Theresa Conroy – Yea

Karen Stanek – Yea

W. Kurt Miller – Yea

**ITEM #8: Discussion with Cohen & Wolf regarding possible medical marijuana dispensary**

Kurt - I received a call that Cohen & Wolf will not be attending. I'd like to open this up for discussion so that we don't have to table it again.

Karen – Ansonia and Shelton passed moratoriums on the subject. Shelton passed a 9-month moratorium. I have two questions. Did anyone meet the registration deadline?

Kurt – none that I'm aware of.

Karen – In that case I have only one question. I think these towns had good reason to pass moratoriums. I attended a workshop on the subject and the law creates more questions than it answers. I've read the whole bill and there's no mention of a pill or eye drops for glaucoma that I know are available. If the question ever comes up we need to ask a lot more questions before any action is taken.

Kurt – There is no item before us so there is no action to take. I just wanted to open it for discussion so we don't need to table it.

Kurt – At this point I'd like to make a motion to add to the agenda – Discussion and take possible action on the License Agreement with the Boys & Girls Club.

Motion: Annmarie Drugonis Second: Al Bruno

Yea: 7 Nay: 0

Gary Bruce – Yea

Nicole Klarides-Ditria – Yea

Al Bruno – Yea  
Annmarie Drugonis – Yea

Theresa Conroy – Yea  
Karen Stanek – Yea

W. Kurt Miller – Yea

**Item #9: Discussion and take possible action on the License Agreement with the Boys & Girls Club**

Kurt - This agreement was just finished. Rich, could you just speak to why a license agreement instead of a lease?

Rich Buturla – Both counsels agreed that this would not create a tenancy or an interest in the property for the Boys and Girls Club and therefore it wouldn't be subject to an 8-24 review.

Kurt – Most of the language is straightforward, but I would like to highlight some portions. On the bottom of page 1, "The initial term of this license shall be for 18 months." On the next page, the Boys & Girls Club will "be able to commence [...] programming on or after December 1, 2013." The Boys & Girls Club will "have the option to renew for a three year term upon giving notice to [the Town] ninety days prior to expiration of the initial term." Both organizations can terminate the agreement "for any reason or no reason at all upon the giving of ninety days' notice." The Boys & Girls club will begin paying \$75 a week on September 1, 2014 to give them a chance to get the program up and running except during July and August when they have no programming. This matches the SONCCA Board of Ed fee. There's information on the area being licensed and the necessary liability. Item 7, Rules and Regulations, the biggest issue is in subsection C - the premise will be used Monday to Friday, 2-6 PM except during Recreation basketball when they will leave by 5 PM to not affect basketball. If you want to take some time to review it we'll need to call a special meeting next week because this is the last time we meet before they're set to move in. It's my understanding that the Boys & Girls Club is comfortable with the agreement. It's my understanding that the Boys & Girls Club will be meeting tomorrow to accept the agreement but that they've reviewed it and they're comfortable with it.

Rich – Their counsel is.

Al – I reviewed it and I'm comfortable.

Theresa – Which rooms are they using?

Kurt – They will have the entire bottom floor including the gym. The only room that was an issue was the gym prior to 6, but the Senior Center is generally done by 2:00 PM but now that the cafeteria has been renovated they have some ideas on programming.

Theresa – What about Election Day?

Kurt – There's no school so there will be no programming.

Rich – It's straightforward and it matches the parties' intentions and we thought the license didn't create tenancy or a real interest in the property.

Shay Roscoe – We're happy and I'm sorry it took longer than expected. I'd also like to introduce Jesse Patrick who is the proposed coordinator of the program. We have a meeting scheduled with Jack Ahearn for Monday at 4:30.

Kurt – We look forward to hopefully working with you. We're opening lines of communication to avoid issues in the future. All in favor of approving the agreement as presented please signify by saying, "aye."

Yea: 7 Nay: 0

Gary Bruce – Yea  
Al Bruno – Yea  
Annmarie Drugonis – Yea

Nicole Klarides-Ditria – Yea  
Theresa Conroy – Yea  
Karen Stanek – Yea

W. Kurt Miller – Yea

**ITEM #10: Executive session (Personnel – AP position, legal – We Can Do That)**

Motion to add to enter into executive session at 7:27 PM and we'll invite Town Counsel Richard Buturla and Dee Caruso to stay.

Motion: Nicole Klarides-Ditria Second: Theresa Conroy

Yea: 7 Nay: 0

Gary Bruce – Yea	Nicole Klarides-Ditria – Yea
Al Bruno – Yea	Theresa Conroy – Yea
Annmarie Drugonis – Yea	Karen Stanek – Yea
W. Kurt Miller – Yea	

Executive section ended at 8:14 PM with no action or votes taken.

**ITEM #11: Discussion and take possible action on hiring of AP Aide**

Kurt - There is a letter in the packet from Michele Wasikowski, Manager of Human Resources, who conducted the interviews in conjunction with Lorrie Matusovich and Doug Thomas from the Finance Department.

Motion to hire Victoria Geruntho for the AP Aide position as recommended pending all required paperwork, background and all other necessary checks.

Motion: Nicole Klarides-Ditria Second: Theresa Conroy

Yea: 7 Nay: 0

Gary Bruce – Yea	Nicole Klarides-Ditria – Yea
Al Bruno – Yea	Theresa Conroy – Yea
Annmarie Drugonis – Yea	Karen Stanek – Yea
W. Kurt Miller – Yea	

**ITEM #12: Discussion and take possible action on Department of Public Works management**

Kurt - Last meeting there was a letter from the Parks Commission voicing concerns with the management of the Department of Public Works. Monday, I met with two members of Parks – Bill Sawicki and Bill Paecht along with Dennis Rozum and Tony Caserta. They raised 5 concerns. 2 weren't DPW issues – more finance issues that had been cleared up. They raised concerns with items 1,2 and 4 and Dennis was prepared and answered well. Please note that if we discuss a person or their performance, we must enter executive session. Sean and Dennis are both here if we have questions. Karen – I went to the Veteran's ceremony at French park and I noticed a big pile of dirt in the infield. I wonder what the explanation for that is.

Kurt – The infield was being redone. It was supposed to start on August 1<sup>st</sup>. The infield was so packed down that it was like concrete so it was redone. Because of staffing issues, we weren't able to start on time. Dennis told Tony and me so we were prepared. Parks was unhappy because they had the fall baseball season and they couldn't play any games at French. We determined that was a communication issue. Dennis will now prepare a monthly report to send to Parks ahead of time.

Dennis – The pile was additive that was being tilled into the field. The sod is down and it's almost finished.

Kurt - #2 the issue with the inventory – Parks doesn't keep an inventory. They don't store much in the way of seed. The only thing they keep on hand is sprinkler heads. With regards to purchase orders – the \$5,000 one was a system error. It was a paint order from 2012 and there is a PO but the system that

was never matched to them. Between then and now we bought more paint so we're not sure why they just sent the bill. The process for DPW PO's has been changed and is done through Dawn now. That's one of the benefits of having Dawn in Town Hall – she can work directly with Lorrie.

Theresa – So this meeting was last Thursday?

Kurt – It was Monday

Theresa – So both sides are satisfied?

Kurt – Yes.

Theresa – Because that was this Board's charge.

Kurt – I think this was mostly a communication issue.

Dennis – Yes, I'll now be attending the monthly Parks meeting and meeting with the chairman every two weeks.

Kurt – the Manpower issue was Tony and I because we thought other work was more pressing

Dennis – To respond to Theresa's comment, both sides were satisfied. I know I am and now we'll move forward. This is the first time in probably 4 years that we have a full staff.

Town Counsel excused at 8:25 PM

### ITEM #13: Appointments

Motion to reappoint Paul Sponheimer to the Downtown Committee for a one (1) year term, expiring on November 20, 2014.

Motion: Karen Stanek Second: Nicole Klarides-Ditria

Yea: 7 Nay: 0

Gary Bruce – Yea

Nicole Klarides-Ditria – Yea

Al Bruno – Yea

Theresa Conroy – Yea

Annmarie Drugonis – Yea

Karen Stanek – Yea

W. Kurt Miller – Yea

Motion to reappoint Andrew Veditti Jr. to the Downtown Committee for a one (1) year term, expiring on November 20, 2014.

Motion: Gary Bruce Second: Annmarie Drugonis

Yea: 7 Nay: 0

Gary Bruce – Yea

Nicole Klarides-Ditria – Yea

Al Bruno – Yea

Theresa Conroy – Yea

Annmarie Drugonis – Yea

Karen Stanek – Yea

W. Kurt Miller – Yea

Motion to appoint John Stelma to the Memorial Day Committee for a two (2) year term, expiring on November 19, 2015.

Motion: Theresa Conroy Second: Karen Stanek

Yea: 7 Nay: 0

Gary Bruce – Yea

Nicole Klarides-Ditria – Yea

Al Bruno – Yea

Theresa Conroy – Yea

Annmarie Drugonis – Yea

Karen Stanek – Yea

W. Kurt Miller – Yea

Motion to appoint Preet Singh to the Memorial Day Committee for a two (2) year term, expiring on November 19, 2015.

Motion: Nicole Klarides-Ditria Second: Al Bruno

Yea: 7 Nay: 0

Gary Bruce – Yea	Nicole Klarides-Ditria – Yea
Al Bruno – Yea	Theresa Conroy – Yea
Annmarie Drugonis – Yea	Karen Stanek – Yea
W. Kurt Miller – Yea	

Motion to reappoint Tom Eighmie to the Northwest CT public Safety Communication Center for a two (2) year term expiring on December 31, 2015.

Motion: Nicole Klarides-Ditria Second: Theresa Conroy

Yea: 6 Nay: 0 Abstain: 1

Gary Bruce – Abstain	Nicole Klarides-Ditria – Yea
Al Bruno – Yea	Theresa Conroy – Yea
Annmarie Drugonis – Yea	Karen Stanek – Yea
W. Kurt Miller – Yea	

**ITEM #14: Tax Refunds/Abatements**

The following overpayments of tax payments in total \$30.24, need to be approved for refund in accordance with the provisions of Section 12-129 of the Connecticut General Statutes.

Motion to approve Tax Refunds/Abatements as read.

Motion: Annmarie Drugonis Second: Al Bruno

Yea: 7 Nay: 0

Gary Bruce – Yea	Nicole Klarides-Ditria – Yea
Al Bruno – Yea	Theresa Conroy – Yea
Annmarie Drugonis – Yea	Karen Stanek – Yea
W. Kurt Miller – Yea	

**ITEM #15: Correspondence**

Check register

Updated CCM Prescription Discount Program – residents have already saved over \$10,000 since July. A letter from Rich Kearns thanking everyone for their performance during the bomb threat. We got the information out via Facebook to help calm parents as well and everyone involved did a great job. A pamphlet with information about the proposed Naugatuck Valley Heritage Area.

**ITEM #16: Public Comment**

Al Yagovane – 25 Elaine Drive – On Maple Street at the bottom of the hill on the left side going up approximately 10-15 feet. There appears to be a piece of steel that is hanging out over the sidewalk. Also at French park there is a stone wall falling apart. Some concrete and stonework can save it. There

is also some fencing that is in very bad shape. I think something should be done about it. Also the Christmas tree is up at the Broad Street Park.

Michael Flynn – 85 Skokorat Street – There’s a guardrail fence by the congregational church that should be tightened.

Paul Roy – 80 Washington Avenue – I may be mistaken but I don’t believe the charter allows for any appointments between Election Day and the first meeting of the new board.

Sean Walsh – 126 Pearl Street – I spend a lot of time up in the industrial park and I want to offer the service of my 6 year old daughter to make more signs because I think she could do a better job.

#### **ITEM #15: Selectman’s Public Comments**

Karen – We need some appointments to the Energy Committee.

Kurt – I reached out to a few people and they’re considering it.

Karen – I got a phone call from someone expressing concern that there’s an event planned before Founder’s Day. There’s a 5k planned and the committee is concerned that the businesses are going to get hit twice with donation requests.

Kurt – I know someone’s trying to plan a 5k, but there’s not much we can do.

Karen – I’m just concerned that the streets will be closed twice in a row.

Kurt- The route is different. It will be up by the High School. Also, they reached out to Founder’s Day to work jointly but they weren’t interested.

Karen – Can you tell us anything about Maple Street School?

Kurt – We’re working with the group that submitted a proposal and we received interest through a local non-profit. We’re awaiting a proposal and we received some money from VCOG.

Theresa – Congratulations to James Rossik – he became an Eagle Scout this past weekend. My final words are I loved serving on this board and I’ll miss the debates and hard work we’ve done for the Town of Seymour and I look forward to seeing the new board work towards a better Seymour.

Nicole – Theresa, I’d like to thank you for your service and wish you luck.

Al – Congratulations to the SMS girls basketball team – NVL Champs and SMS boys soccer – NVL runners up. They lost to Torrington last Wednesday night. Gary Freeman should be commended on his excellent coaching. Also, I’d like to thank Theresa.

Annamarie – Seymour Pop Warner Pee Wee Cheerleaders made it to States and I’d like to congratulate them. I got an invite from Bob Lang for the Christmas Parade. Thanks to Theresa and Gary and congratulations to James Rossik.

Gary – First, I wish everyone a happy and bountiful Thanksgiving and a thought to those overseas who can’t be here. I’d like to thank the residents for giving me the opportunity to serve them on this Board for two years. It was very interesting.

Kurt – Thanks to Theresa and Gary for the past two years. I think we did a lot of good things together for the Town and I look forward to Paul and Len joining us. We made a lot of very difficult decisions and they were mostly 7-0 so it was always about what was best for Seymour. Mr. Walsh – I think I can speak for the board and we agree. We spent a lot of time with Town Counsel and we will be moving forward taking the proper legal action against the company and we will do everything we can to right the situation.

Sean – You may want to check the materials.

Kurt – There was a change order that changed the material. Town Counsel is handling everything.

#### **ITEM #17: Adjournment**

Motion to adjourn at 8:43 PM.

Motion: Annmarie Drugonis      Second: Nicole Klarides-Ditria

Yea: 7    Nay: 0

Gary Bruce – Yea  
Al Bruno – Yea  
Annmarie Drugonis – Yea

Nicole Klarides-Ditria – Yea  
Theresa Conroy – Yea  
Karen Stanek – Yea

W. Kurt Miller – Yea

Respectfully submitted,



Rory Burke  
Recording Secretary

Reviewed and approved,



W. Kurt Miller,  
First Selectman