### **MINUTES**

#### **Board of Selectmen**

# Tuesday, August 10, 2010 @ 7:30PM Norma Drummer Room/Seymour Town Hall

Members present: First Selectman Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, W. Kurt Miller, Annmarie Drugonis, John Conroy, and Town Counsel Colleen Fries

Others present: Frank Loda, Sean Walsh, Ed Pollack, Joseph Delnicky, Mary Jezierny, Harry Marks, Joan Gee, Evelyn Molner, Alex Danka, Theresa Conroy, Lucy McConologue, and Jay Hatfield.

ITEM # 1 - Call meeting to order. Meeting was called 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 7/13/10. Motion to approve minutes from Board of Selectmen meeting on 7/13/10 with a correction to item #11 and removing the wording "to the individual interested in purchasing the property".

Motion: W. Kurt Miller Second: Philip Wilhelmy

Vote: 6-Yes (Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, John Conroy, Annmarie Drugonis) 0-No 1-Abstain (W. Kurt Miller) 0-Disqualify

ITEM # 4 - Approve minutes from Special Board of Selectmen meeting on 7/20/10. Motion to approve minutes from the Special Board of Selectmen meeting on 7/20/10. Motion: W. Kurt Miller Second: Karl Trybus

Vote: 5-Yes (Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, W. Kurt Miller) 0-No 2-Abstain (John Conroy, Annmarie Drugonis) 0-Disqualify

ITEM # 5 - Approve minutes from Special Board of Selectmen meeting on 7/26/10. Motion to approve minutes from Special Board of Selectmen meeting on 7/26/10. Motion: Philip Wilhelmy Second: Annmarie Drugonis

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 6 - First Selectman's Report.

- Met with representatives of the River Falls project at the Housatonic Wire and Seymour Lumber. Have applied for Brownfields Clean-up for the site.
- Met with CT DOT concerning improvements to be made to the train bridge across the Naugatuck River in 2011.
- Attended a 99th Birthday celebration at the Callahan House for resident Clara Modio
- Attended the Seymour Recreation Summer Camp Luau at Gary Park, excellent program.
- Attended CT Main Street Forum by CL&P/Northeast Utilities, which presented options for savings to small businesses.

- During the process of re-bonding old bonds and bonding the Chatfield Project, the Town maintained their AA- rating. The Town also saved approximately \$740,000 by refinancing the older bonds.

### ITEM #7 - Public Comment.

Frank Loda, 27 Osprey Drive: Was wondering if the Board Members were going to revisit the Rules on Videotaping Town Meetings that were approved in April 2010.

Ed Pollack, 25 Walnut Street: Would like to thank Peter Jezierny for all of his efforts in getting the water tested from Steel Brook. Paul Roy states that the VCOG are working on getting information from the Army Corp of Engineers on the Steel Brook Project.

Bob Koskelowski, Pearl Street: Had many comments, which included Blight Officers Positions, Moderator Position, LOCIP funds and line painting, Senior Center issues, sale of property on Pershing Avenue, furlough days, Public Works, Board of Finance request for sewer use fees, settlement at Tri-town Plaza and the Grand List.

ITEM # 8 - Act in Lieu of Special Town Meeting, per Section 13.1(f) in the Town Charter.

Motion to act in lieu of Special Town Meeting, per Section 13.1(f) in the Town Charter, which was not due to inclement weather, to approve sale of real property known as 36 Pershing Avenue consisting of 0.21± acres for \$50,000.00.

Motion: Philip Wilhelmy Second: Karl Trybus

Rescind Motion: Philip Wilhelmy Rescind Second: Karl Trybus

Questions arise about the CT Gen Statutes and whether this sale was done properly.

Motion to table item # 8 until Town Counsel researches the questions.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 9 - Waive taxes for George J. Hummel Little League.

Motion to abate the taxes for George J. Hummel Little League at 14 Chestnut Street,

Seymour for \$5,479.46.

Motion: W. Kurt Miller Second: Philip Wilhelmy
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

### ITEM # 10 - Presentation of Eagle Scout Project.

Will Denslow is working toward his Eagle Scout Status and has started a project called "Backpack Basics" that he is running in conjunction with ACT. He is collecting new or gently used backpack and school supplies. He will then organize volunteers to sort the supplies and put them into the backpacks and then deliver them to the sponsors. He has boxes at the Seymour Town Hall, Oxford Library, Seymour Police Station, and several Churches in the area.

ITEM # 11 - Riverview Project Presentation.

Motion to table until representatives are able to attend.

Motion: John Conroy Second: Philip Wilhelmy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to move Executive Session up on the Agenda.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to go into Executive Session for Pending Litigation Workman's Comp issue for James Duda with the Board of Selectmen and Attorney Kevin Blake at 8:02PM.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to come out of Executive Session at 8:24PM with no motions or action taken.

Motion: Philip Wilhelmy Second: W. Kurt Miller

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to approve agreement concerning James Duda discussed in Executive Session.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to allow the First Selectman to sign a general release concerning James Duda.

Motion: Philip Wilhelmy Second: Karl Trybus

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to empower the First Selectman to have a moratorium on the same item.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to go back in order to item # 12.

Motion: John Conroy Second: Philip Wilhelmy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 12 - Go out to bid for STEAP sidewalk project.

Motion to go out to bid for the STEAP sidewalk project for School, Martha, Stoddard, and Pearl Streets.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to have the bids for the STEAP sidewalk project come into the First

Selectman's Office on September 7, 2010 @ 11:00AM.

Motion: Philip Wilhelmy Second: W. Kurt Miller Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 13 - Approve use of LOCIP funds to refinish the Gym floor at the Community Center.

A quote was received from New England Overland Floor Specialists, Inc. for \$1,500.00 to refinish the Gym floor at the Community Center. This item was on the Capital Projects list.

Motion to use \$1,500.00 in LOCIP funds to refinish the Gym Floor at the Community Center.

Motion: Philip Wilhelmy Second: Karl Trybus

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 14 - Approve use of LOCIP funds for street line painting and parking lot painting.

Motion to add asphalting and curbing to this item.

Motion: John Conroy Second: W. Kurt Miller

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to approve using LOCIP funds of approximately \$17,865.00 for 4,000 square feet of asphalt on Edgehill Terrace, 400 square feet of curb on Edgehill Terrace, street line and parking space painting as presented by Dennis Rozum, Director of Public Works.

Motion: Philip Wilhelmy Second: Karl Trybus

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 15 - Blight Enforcement Officers Positions.

Motion to add discussion of Blight Enforcement Officers Positions to the item.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Philip Wilhelmy and W. Kurt Miller: Have been reviewing the Blight files. They feel that they need more time to research. They state that there are 3 topics that they are discussing: 1) the need for 0, 1, or 2 Blight Officers. 2) Remediation of current Blight situations. 3) Changes, if any, to the Ordinance. Also the need to determine if the Zoning Enforcement and Wetlands Enforcement Officers have time in their schedules.

Motion to table Blight Enforcement Officers Positions until more information is available from the Review Committee.

Motion: Philip Wilhelmy Second: John Conroy

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

## ITEM # 16 - Discussion concerning Moderator Position.

Due to the budget referendum process, there have been inquiries into possibly paying the moderator for being at the polls for so many hours and not being paid. The Registrars stated that they may have funds available from their budget. The Selectmen have several concerns, which include why there is money in the budget and approving salaries that were not put in the budget. They would like more research done to see what other Town's do that have a similar referendum process as the Town of Seymour.

Motion to table Moderator Position until more information is obtained.

Motion: Philip Wilhelmy Second: W. Kurt Miller

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 17 - Appointments.

Motion to re-appoint Jon Szuch to the Economic Development Commission for a 3-Year term expiring on 9/7/13.

Motion: W. Kurt Miller Second: Philip Wilhelmy

Vote: 6-Yes (Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, W. Kurt Miller,

Annmarie Drugonis) 1-No (John Conroy) 0-Abstain 0-Disqualify

Motion to re-appoint Gary Bruce to the Recreation Commission for a 2-Year term expiring on 8/3/12.

Motion: W. Kurt Miller Second: Karl Trybus

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to re-appoint Pauline Lounsbury to TEAM for a 2-Year term expiring on 9/7/12.

Motion: W. Kurt Miller Second: Annmarie Drugonis

Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to rescind motion to appoint Frank Conroy to the Regional Water Authority for a 2-Year term expiring on 6/30/12.

Rescind Motion: Philip Wilhelmy Rescind Second: Karl Trybus Vote: 5-Yes (Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, Annmarie Drugonis) 0-No 2-Abstain (John Conroy, W. Kurt Miller) 0-Disqualify

Motion to appoint Frank Conroy to the Regional Water Authority for a 3-Year term

Motion: Philip Wilhelmy Second: Karl Trybus

Vote: 6-Yes (Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, W. Kurt Miller, Annmarie Drugonis) 0-No 1-Abstain (John Conroy) 0-Disqualify

ITEM # 18 - Tax Refunds/Abatements.

Motion to approve tax refunds in the amount of \$2,147.25.

Motion: Philip Wilhelmy Second: W. Kurt Miller Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 19 - Transfers.

expiring on 6/30/13.

19a: Motion to transfer \$9,261.68 for the Fire Marshal from Salary 1-001-420-2230-560-110 for \$3,760.00 and out of Advertising 1-001-410-1540-480-540 for \$2,501.68 and out of Regular Employees 1-001-471-1110-410-110 for \$3,000.00 and into Water Fire Hydrants 1-001-420-2230-560-411. This is from last years budget.

Motion: W. Kurt Miller Second: Philip Wilhelmy Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

19b: Motion to transfer \$29,145.00 for Various Departments from Health Insurance Police 1-001-410-1550-535-210 and into Health Ins Selectman's Office 1-001-410-1550-430-210 for \$675.00 and into Health Ins Finance Office 1-001-410-1550-450-210 for \$2,500.00 and into Health Ins Tax Collector 1-001-410-1550-455-210 \$70.00 and into Health Ins Assessors 1-001-410-1550-465-210 for \$5,000.00 and into Health Ins Retirees 1-001-410-1550-485-210 for \$12,100.00 and into Health Ins Fire Marshal 1-001-410-1550-560-210 for \$450.00 and into Health Ins Services for Elderly 1-001-410-1550-615-210 for

\$460.00 and into Health Ins Recreation 1-001-410-1550-620-210 for \$40.00 and into Health Ins Library 1-001-410-1550-640-210 for \$7,850.00. This is from last year's budget.

Motion: Philip Wilhelmy Second: W. Kurt Miller

Vote: 6-Yes (Paul Roy, Philip Wilhelmy, Karl Trybus, Saundra Gesek, W. Kurt Miller, Annmarie Drugonis) 1-No (John Conroy) 0-Abstain 0-Disqualify

19c: Motion to transfer \$275.02 for the Blight Officer from Conservation 1-001-410-1950-525-859 into Social Security Blight Officer 1-001-410-1550-515-220. This is from last year's budget.

Motion: Philip Wilhelmy Second: John Conroy Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

19d: Motion to transfer \$105.00 for Board of Finance from Board Secretary 1-001-410-1120-415-125 into 1-001-410-1512-450-610.

Motion: John Conroy Second: Philip Wilhelmy Vote: 0-Yes 7-No 0-Abstain 0-Disqualify

Motion Failed.

# ITEM # 20 - Correspondence.

A: Check Registers.

B: Town Clerk July 2010 Report.

C: Copy of letter for Ed Pollack regarding water samples.

D: Breakfast with Seymour Businesses 8/18/10.

E: VCOG FEMA Statement of Intent.

F: Info on Derby Avenue Rehab Project.

G: Info on Notes and Bonds.

H: Transfer showing Purchased Services Legal extra \$25,000 to pay for Town Buildings bills.

### ITEM # 21 - Report from Aging Commission.

A report was given to the Board Members concerning recommendations for change from the Aging Commission. A report was also given to the Board members from the Senior Center Director, which states programs that are available at the Senior Center. There was also a petition passed out concerning Aging Commission Members.

A lengthy discussion was had concerning issues at the Senior Center and with Senior Citizens throughout Town. The Senior Director is willing to work with the Town on adding more programs and would also like line items added to her budget for trips and supplies. Meetings will be held with the Senior Director and the First Selectman, as well as the First Selectman will be attending the Aging Commission meetings and reporting back to the Board members.

Motion to table Aging Commission Report until more information is gathered from the pending meetings.

Motion: Philip Wilhelmy Second: John Conroy
Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 22 - Other Business.

None.

ITEM # 23 - Public Comment.

Jay Hatfield, 25 Patton Avenue: Feels that all parties involved in the Senior Center should work together to make everything better. Feels that possible fund raisers may help.

Bob Koskelowski, Pearl Street: Suggests that the STEAP sidewalk project include Public Works remove and take away the old sidewalks to have more money for the project. Also feels that the Registrars should not have extra money in their budget and the Moderator position has never been a paid position.

Joan Gee: Since the Board tabled the Aging Commission Report, what happens next?

Mary Jezierny, Walnut Street: Would like a report on the Amazing Grace account.

Alex Danka, 203 Pearl Street: Very confused about what is going on at the Senior Center and would like more information.

ITEM # 24 - Selectman's Public Comment.

W. Kurt Miller: Impressed with the SAA Audit.

John Conroy: Also impressed with what SAA has accomplished.

Motion to place item # 8 (Act in Lieu of Special Town Meeting, per Section 13.1(f) in the Town Charter) back on the table.

Motion: Philip Wilhelmy Second: W. Kurt Miller Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Motion to rescind motion made to act in lieu of Special Town Meeting, per Section 13.1(f) in the Town Charter, which was not due to inclement weather, to approve sale of real property known as 36 Pershing Avenue consisting of 0.21± acres for \$50,000.00.

Rescind Motion: Philip Wilhelmy
Vote: 7-Yes

0-No

0-Abstain

Rescind Second: Karl Trybus
0-Disqualify

Motion to set a public hearing on the sale of property at 36 Pershing Avenue and advertise twice and put a sign up at the property.

Motion: Philip Wilhelmy Second: W. Kurt Miller Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

ITEM # 26 - Adjournment. Motion to adjourn at 10:46PM.

Motion: Philip Wilhelmy Second: Annmarie Drugonis Vote: 7-Yes 0-No 0-Abstain 0-Disqualify

Submitted by, Reviewed by,
Deirdre Caruso, Paul Roy,
Recording Secretary First Selectman