

MINUTES

Special Joint Board of Selectmen and Board of Finance Meeting  
Tuesday, October 13, 2009 @ 7:00PM  
Norma Drummer Room/Seymour Town Hall

Board of Selectmen Members present: First Selectman Robert J. Koskelowski, John Conroy, John Putorti and Paul Roy.

Not present: Frank Conroy, W. Kurt Miller, Annmarie Drugonis, and Town Counsel George Temple.

Board of Finance Members present: Chairman Trisha Danka, Bill Paecht, Peter Jezierny, Michele Pavlik, and Mark Thompson.

Not present: Jim Simpson and Nancy Onofrio.

ITEM # 1 - Open Meeting.

The First Selectman opens the meeting at 7:04PM.

ITEM # 2 - Pledge of Allegiance.

Everyone salutes the Flag and states the Pledge of Allegiance.

Robert J. Koskelowski: States that the Planning & Zoning Commission approved their resolution at their meeting on Thursday, October 8, 2009. This land must be purchased for the Fish-by-Pass Project from Fallview Apartments/Oak Management for \$40,000, which will be reimbursed by the State of Connecticut. The Fish-by-Pass Project should have its ground breaking this coming spring 2010 and should be completed by June 2011.

ITEM # 3 - Approve Board of Selectmen Resolution for land purchase for \$40,000 for the Fish-by-Pass project to be reimbursed by the State for the Special Town Meeting to be held on Tuesday, October 20, 2009 @ 7:00PM.

Motion to approve the following Resolution for land purchase for \$40,000 for the Fish-by-Pass project to be reimbursed by the State for the Special Town Meeting to be held on Tuesday, October 20, 2009 @ 7:00PM.

Motion: John Conroy

Second: Paul Roy

Vote: 4-Yes

0-No

0-Abstain

0-Disqualify

RESOLUTION OF BOARD OF SELECTMEN

RESOLVED, that the Board of Selectmen recommends that the Town of Seymour acquire a portion of the real property commonly known as 25-33-41 DeForest Street, Seymour, Connecticut consisting of 4,700± sq. ft. (0.11± acre) from Oakbridge/Fallview Associates, LLC in furtherance of the construction of a fish bypass channel/town park in cooperation with the State of Connecticut Department of Environmental Protection, and appropriate \$40,000 for the costs thereof, said appropriation to be defrayed from grants to be received from the State of Connecticut. Said parcel of real property is more particularly described as follows:

All that certain piece or parcel of land, with any improvements thereon, located in the Town of Seymour, County of New Haven and State of Connecticut more particularly described as follows: Beginning at a point at the division line between land now or formerly of the Town of Seymour and land of Oakbridge/Fallview Associates, Inc., at the intersection of the easterly division line of land now or formerly of New Haven Copper Company and the parcel herein described;

Thence running South 89°-44'-40" East 22.70 feet along land now or formerly of the Town of Seymour to a point;

Thence running South 21°-06'-35" West 13.60 feet to a point, thence turning and running along a counterclockwise curve, having a radius of 75.00 feet, 104.99 feet to a point, thence turning and running South 35°-00'-00" West 55± feet, all along land of Oakbridge/Fallview Associates, Inc., to a point;

Thence running northwesterly along Naugatuck River 55± feet to a point;

Thence running North 09°-42'-20" East 112± feet along land now or formerly of New Haven Copper Company to the point of the beginning.

Being the same premises shown and designated as "Land To Be Acquired By The State of Connecticut Department of Environmental Protection 4,700± S.F. 0.11± AC." on a certain map entitled "Property Survey Showing the Land and Easement to be Acquired By The State of Connecticut Department of Environmental Protection From Oakbridge/Fallview Associates, LLC. Seymour, Connecticut", Scale; 1"=20' Date: September 25, 2000, prepared by Milone & MacBroom, 716 South Main Street, Cheshire, Connecticut 06410, which map is on file in the Seymour Town Clerk's Office as Map No. 2232.

FURTHER RESOLVED, that the Board of Selectmen recommends that the Town of Seymour acquire for no monetary consideration a Temporary Work Easement over, upon and across the area shown and designated as "Temporary Work Easement To Be Acquired by The State of Connecticut Department of Environmental Protection 3,965 S.F. 0.091 AC." as shown and designated on a certain map entitled "Property Survey Showing the Land and Easement to be Acquired by the State of Connecticut Department of Environmental Protection from Oakbridge/Fallview Associates, LLC Seymour, Connecticut", Scale: 1"=20', Date: September 25, 2000, prepared by Milone & MacBroom, 716 South Main Street, Cheshire, Connecticut 06410, which map is on file in the Seymour Land Records as Map No. 2232 (the "Temporary Easement Area", for the purpose of allowing the Town of Seymour, its successors and assigns, to access adjoining land for the construction of a fish bypass channel and appurtenances, which Easement shall be for a limited time, and which may be assigned to the State of Connecticut, its successors and assigns.

FURTHER RESOLVED, that the Board of Selectmen recommends that the Town of Seymour authorize the First Selectman of the Town of Seymour to execute all documents and to take all other action which is necessary or incidental to effectuate the foregoing recommendations.

FURTHER RESOLVED, that a Special Town Meeting be held at the Seymour Town Hall, Norma Drummer Room, One First Street, Seymour, Connecticut on Tuesday, October 20, 2009 at 7:00 p.m. to act upon a resolution with respect to the first of the above recommendation, if approved by the Board of Finance, and to act on the second and third of the above recommendations. The form of the notice shall be substantially as presented to this meeting.

**ITEM # 4 - Approve Board of Finance Resolution for land purchase for \$40,000 for the Fish-by-Pass project to be reimbursed by the State for the Special Town Meeting to be held on Tuesday, October 20, 2009 @ 7:00PM.**

**Motion to approve the following Resolution for land purchase for \$40,000 for the Fish-by-Pass project to be reimbursed by the State for the Special Town Meeting to be held on Tuesday, October 20, 2009 @ 7:00PM.**

**Motion: Peter Jezierny**

**Second: Bill Paecht**

**Vote: 5-Yes**

**0-No**

**0-Abstain**

**0-Disqualify**

#### RESOLUTION OF BOARD OF FINANCE

RESOLVED, that the Board of Finance recommends that the Town of Seymour acquire a portion of the real property commonly known as 25-33-41 DeForest Street, Seymour, Connecticut consisting of 4,700± sq. ft. (0.11± acre) from Oakbridge/Fallview Associates, LLC in furtherance of the construction of a fish bypass channel/town park in cooperation with the State of Connecticut Department of Environmental Protection, and appropriate \$40,000 for the costs thereof, said appropriation to be defrayed from grants to be received from the State of Connecticut. Said parcel of real property is more particularly described as follows:

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Beginning at a point at the division line between land now or formerly of the Town of Seymour and land of Oakbridge/Fallview Associates, Inc., at the intersection of the easterly division line of land now or formerly of New Haven Copper Company and the parcel herein described;

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Thence running South 21°-06'-35" West 13.60 feet to a point, thence turning and running along a counterclockwise curve, having a radius of 75.00 feet, 104.99 feet to a point, thence turning and running South 35°-00'-00" West 55± feet, all along land of Oakbridge/Fallview Associates, Inc., to a point;

Thence running northwesterly along Naugatuck River 55± feet to a point;

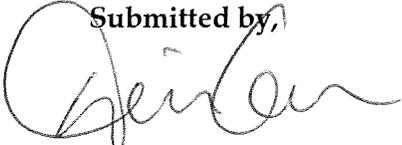
Thence running North 09°-42'-20" East 112± feet along land now or formerly of New Haven Copper Company to the point of the beginning.

Being the same premises shown and designated as "Land To Be Acquired By The State of Connecticut Department of Environmental Protection 4,700± S.F. 0.11± AC." on a certain map entitled "Property Survey Showing the Land and Easement to be Acquired By The State of Connecticut Department of Environmental Protection From Oakbridge/Fallview Associates, LLC. Seymour, Connecticut", Scale; 1"=20' Date: September 25, 2000, prepared by Milone & MacBroom, 716 South Main Street, Cheshire, Connecticut 06410, which map is on file in the Seymour Town Clerk's Office as Map No. 2232.

ITEM # 5 - Adjournment.  
Motion to adjourn at 7:08PM.  
Motion: John Putorti  
Vote: All in Favor

Second: Paul Roy

Submitted by,



Deirdre Caruso,  
Recording Secretary

Reviewed by,



Robert J. Koskelowski,  
First Selectman