

**MINUTES**  
**Board of Selectmen**  
**Tuesday, May 19, 2015 – 7:00PM**  
**Norma Drummer Room – Seymour Town Hall**

**Members Present:** W. Kurt Miller, Al Bruno, Nicole Klarides-Ditria, Paul Roy, Karen Stanek and Annmarie Drugonis.

**Members Not Present:** Len Greene, Jr.

**Others Present:** Town Counsel, Richard Buturla; Rory Burke, and Lianna Staffieri.

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

Meeting was called to order by First Selectman, W. Kurt Miller, at 7:02 PM.

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

Everyone saluted the flag and recited the Pledge of Allegiance.

**ITEM #3: Public Comment.**

Walter Birdsell, 42 Jupiter Drive, stated that he spoke to Dennis Rozum regarding a sink hole on the corner of Eveningstar Drive and Jupiter Drive. A whole week went by before Public Works put asphalt in the sink hole. He stated that asphalt is not going to solve the problem.

Kurt inquired where the pothole is located.

Walter stated that the pot hole is at the intersection of Eveningstar and Jupiter on latter part of the hill. He stated that he hopes they come back and fix the problem.

**ITEM #4: Approve minutes from May 7, 2015 special meeting.**

Motion to approve minutes from May 7, 2015 special meeting.

Motion: Al Bruno

Second: Nicole Klarides-Ditria

Vote: 5-Yes

0-No

1-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – ABSTAIN

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**ITEM #5: Approve minutes from May 11, 2015 special meeting.**

Motion to approve minutes from May 11, 2015 special meeting.

Motion: Nicole Klarides-Ditria

Second: Paul Roy

Vote: 5-Yes

0-No

1-Abstain

W. Kurt Miller – ABSTAIN

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**ITEM #6: First Selectman's Report.**

1. Update on the projected end of the 2014-2015 fiscal year budget. On the very conservative side, we are trending toward a flat budget year with potentially a very small surplus on the municipal side. Tomorrow, I will be sending out a memo to freeze all non-discretionary spending without prior approval from myself or Doug. We expect to keep this freeze in place until the last week of the fiscal year. At that point we will be much more certain with the final numbers.
2. As you know, the town and BoE will be merging Workers Comp going forward into one inter-services fund. While we will be able to properly budget for the upcoming 15-16 fiscal year, we will need to absorb a great deal of losses on the BoE side for the current 14-15 fiscal year. The BoE currently stand about \$300k over budget in this line item. The municipal side as a current reserve of about \$150k to offset those budget

overruns. I expect to be coming back to this board and the Board of finance in July for a transfer from fund balance of over \$150k to cover this. Moving forward, the new inter-services fund will allow the town to better absorb the out of the ordinary years for workers comp for the BoE.

3. On Friday, May 29<sup>th</sup>, we will be holding the dedication ceremony for the new flag pole at French Memorial Park. The scheduled time of the event is 7pm. We have not yet finalized all of the plans as we are trying to have several different town groups take part. Once I have everything set, I will let you all know. I did want to provide a heads up so you can plan accordingly.
4. Attending a meeting with project engineers and DOT regarding the paving of Rimmon Street. During the meeting we re-established time lines and commitment points. We are scheduled to go out to bid in late Fall of 2015 and scheduled to break ground in Spring of 2016.
5. Attending a meeting with Oxford, Derby and Beacon Falls regarding the joint purchasing of products and services as well as high dollar equipment. The meeting was very productive and we will be meeting again this Thursday to continue the discussion.
6. I signed the first contract of the road work contracts this morning. Work is expected to begin in the next week or so. We will be awarding 5 more bids over the next few weeks and work will take place throughout the summer.
7. The Seymour Sweeps report will be available for our next meeting. It has taken longer than expected to compile all of the details.

**Motion to add to the agenda discussion and take possible action on a resolution on the Workforce Investment and Opportunity Act (WIOA).**

Motion: Nicole Klarides-Ditria

Second: Al Bruno

Vote: 6-Yes

0-No

0-Abstain

W. Kurt Miller – Yes

Anmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**Discussion and take possible action regarding resolution on the Workforce Investment and Opportunity Act (WIOA).**

Kurt read the following resolution:

**WHEREAS**, the Cities and/or Towns of Ansonia, Beacon Falls, Bridgeport, Darien, Derby, Easton, Fairfield, Greenwich, Monroe, New Canaan, Norwalk, Oxford, Seymour, Shelton, Stamford, Stratford, Trumbull, Westport, Weston, Wilton all of which are organized and existing under and by virtue of the laws of the State of Connecticut entered into a certain agreement;

**WHEREAS**, the original Local Elected Officials (LEOs) entered into said Agreement in July 2000 for the purpose of complying with the Workforce Investment Act (WIA), enacted by the United States Congress in 1998 to establish a new workforce development system to replace the Job Training Partnership Act (JTPA); and

**WHEREAS**, in 2014 Congress passed the Workforce Innovation and Opportunity Act (WIOA), which was signed into law on July 22, 2014, specifically intended to replace and supersede WIA; and

**WHEREAS**, the WIOA will take effect on July 1, 2015; and

**WHEREAS**, the Local Chief Elected Officials Agreement must reflect and meet the requirements of WIOA.

**NOW THEREFORE**, the parties agree as follows:

Throughout the Local Elected Officials Agreement, as amended, the term *“Workforce Investment Act”* shall be replaced with the term *“Workforce Innovation and Opportunity Act”*; the term *“Workforce Investment Area”*, shall be replaced with the term *“Workforce Development Area”* and the term *“Workforce Investment Board”* shall be replaced with the term *“Workforce Development Board.”*

The Agreement shall comply with all the requirements of WIOA as prescribed by law and remain in effect until WIOA expires or is repealed by operation of law and the agreement will automatically renew upon the implementation of any superseding legislation.

W. Kurt Miller, First Selectman, is hereby authorized to execute the Amendment to the Agreement.

Motion to approve the resolution as presented.

Motion: Nicole Klarides-Ditria                      Second: Annmarie Drugonis

Vote: 6-0-0

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

The board members discussed with Town Counsel the group of cities/towns involved as well as a quick background on the act itself.

**ITEM #7: Action in lieu of special Town Meeting regarding 2 transfers.**

Motion to approve transfer control #10 in the amount \$87,530.95 coming from Garbage residential and going to Snow Plowing Overtime.

Motion: Annmarie Drugonis                      Second: Al Bruno

Vote: 6-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

Motion to approve transfer control #11 in the amount \$85,894.87 from Contingency Labor and going to:

Salary Reg employees public works - \$67,734.87

Social Security Public Works - \$5,181.72

Retirement Public Works - \$8,128.18

Salary Reg employees Transfer station - \$4,053.57

Social Security Transfer Station - \$310.10

Retirement Transfer station - \$486.43

Motion: Karen Stanek

Second: Nicole Klarides-Ditria

Vote: 6-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**ITEM #8: Set special Town meeting for Tuesday, June 2, 2015 at 6:45PM regarding appropriating \$2,000,000 for design and construct of an artificial turf athletic field and grandstand at Seymour High School(AKA Project CSAP 2015-17) and related improvements and amenities to be funded in part by an estimated \$1,895,000 in grants from the State of Connecticut DEEP.**

Motion to set special Town meeting for Tuesday, June 2, 2015 at 6:45PM regarding appropriating \$2,000,000 for design and construct of an artificial turf athletic field and grandstand at Seymour High School(AKA Project CSAP 2015-17) and related improvements and amenities to be funded in part by an estimated \$1,895,000 in grants from the State of Connecticut DEEP.

Motion: Nicole Klarides-Ditria                      Second: Paul Roy

Vote: 6-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**ITEM #9: Discussion and take possible action regarding potential damage reimbursement for Peter Kubik.**

Kurt read the email from Peter Kubik to Dawn Valeski as follows:

On February 19, 2015 I was traveling down Bungay Road where I hit not only a pothole but a piece of the asphalt protruding up and out of the hole. This caused damage to both my tire and rim. I immediately called public works to report this condition. I filed a police report also. I received notification that the damages would not be covered by the towns insurance. I disagree with the insurance company's rejection of this and request reimbursement for the damages incurred.

Thank you, Peter Kubik

Kurt stated that attached is a packet including the police report, the bill from Tire Shak, pictures of the damaged tire and the pothole. This happened right at the bottom of Bungay Road. He stated that it is usually the towns practice for the town when the insurance doesn't cover, to cover such damages. Town Counsel, Richard Butura, stated that this was an open and obvious defect which the town should have had reasonable notice. Paul Roy thanked Peter for going through with it the right way and getting the board all the information.

Motion to reimburse Peter Kubik, Jr. for damages to his vehicle for repair to a tire and rim due to damage caused by a pothole on Bungay Road in the amount of \$628.79.

Motion: Karen Stanek

Second: Annmarie Drugonis

Vote: 6-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**ITEM #10: Executive session.**

None.

**ITEM #11: Appointments**

Kurt stated the board will be appointing members to the Standing Building Committee in June.

**ITEM #12: Tax Refunds/Abatements.**

Motion to approve Tax Refunds/Abatements for May 14, 2015 as presented.

Motion: Annmarie Drugonis

Second: Nicole Klarides-Ditria

Vote: 6-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**ITEM #13: Transfers.**

Motion to approve transfer control #14 for the First Selectman in the amount of \$6,796.50 coming from Contingency Labor going to Water in the amount of \$4,211.74 and Sewer fees in the amount of 2,584.86.

Motion: Nicole Klarides-Ditria

Second: Al Bruno

Vote: 6-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

Motion to approve transfer for the First Selectman in the amount of \$49,000.00 from Contingency Labor to Town Counsel.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 6-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**ITEM #14: Correspondence.**

Kurt read the letter from Peter Sampiere addressed to the Board of Selectmen as follows:

Dear First Selectman Kurt Miller,

The Board of Fire Commissioners would like clarification regarding the Board of Fire Chiefs. After discussion at the May Commissioners meeting, it was decided to receive this clarification by town counsel. We are asking if the Board of Fire Chiefs is a recognized board for the town of Seymour. If in fact this is not a recognized board by the town, we would then ask what procedures need to be followed regarding the fire chiefs having meetings and what information may or may not be required to be filed with the town clerk's office.

If there are any questions or concerns or if you would like to discuss this further please feel free to contact me at any time.

Sincerely, Peter Sampiere, Chairman of the Board of Fire Commissioners

Kurt read the letter from Peter Sampiere addressed to the Board of Selectmen as follows:

Dear Board of Selectmen,

The Board of Fire Commissioners would like to request that the Board of Selectmen appoint one member of the Board of Fire Commissioners to represent the Seymour Fire Department to the Communications Board.

If there are any questions or concerns or if the board would like to discuss this further please feel free to contact me at any time.

Sincerely, Peter Sampiere, Chairman of the Board of Fire Commissioners

Kurt read the letter from Larry Dembek addressed to the Board of Selectmen as follows:

Board of Selectmen,

Per my conversation with Pete Jezierny, Seymour's Inland/Wetlands Enforcement Officer, I have offered at no cost to the town to remove all usable timber from the Squantuck Road area.

As agreed, I will also stack the brush. The Town of Seymour is not liable for any injury or damage to the equipment.

The job will be completed in a timely and professional manner.

Respectfully, Larry Dembek

Update on prescription discount card.

**Motion to add to the agenda Public Comment.**

Motion: Annmarie Drugonis

Second: Al Bruno

Vote: 6-Yes                      0-No

0-Abstian

W. Kurt Miller – Yes

Annmarie Drugonis – Yes

Paul Roy – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Karen Stanek – Yes

**Public comment.**

None.

**ITEM #15: Selectmen's Public Comments.**

Karen Stanek stated that she hopes the town can get these roads repaired. She stated that they are in really bad shape, not just our town, but all over.

Kurt stated that last year they had great success with the Pot Hole Killer and will be bringing it back this year. He stated that the roads are bad all over the state.

Karen inquired if there were plans to oil the roads.

Kurt stated that oiling the roads used to be the old plan and is no longer the plan.

Paul Roy inquired about crack sealing.

Kurt stated that crack sealing is in the plan. Jim Galligan had planned to do \$100,000.00 worth of crack sealing but might have to cut back on that.  
Paul stated that he had the opportunity to attend the dedication of the playground at Chatfield-LoPresti School. He stated that it was a nice occasion.

Al Bruno thanked Kurt for taking care of Port-O-Potty issue at Gary Park. He stated that Gary Park is a high traffic park and suggested getting another one up there.

Kurt stated that the Seymour Soccer Association will be sent an apology letter from Royal Flush. He stated that the Port-A-Potty was initially vandalized and they forgot to come back and replace it with a new one.

Al suggested getting a permanent bathroom placed there.

Kurt stated that people would dump cement and flush. He stated that recently at Sochrin's Pond people had thrown a Port-a-potty into the pond.

**ITEM #16: Adjournment.**

Motion to adjourn at 7:36 P.M.

Motion: Annmarie Drugonis

Vote: 6-Yes                      0-No

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Second: Karen Stanek

0-Abstain

Annmarie Drugonis – Yes

Al Bruno – Yes

Paul Roy – Yes

Karen Stanek – Yes

Submitted by,



Lianna Staffieri  
Recording Secretary

Reviewed by,



W. Kurt Miller  
First Selectman