

COPY RECEIVED
DATE: 6/17/15
TIME: 4:20 P.M.
TOWN CLERK'S OFFICE

MINUTES
Board of Selectmen
Tuesday, June 16, 2015 – 7:00 PM
Norma Drummer Room – Town Hall

Members Present: Len Greene Jr., Annmarie Drugonis, W. Kurt Miller, Nicole Klarides-Ditria, Paul Roy and Karen Stanek

Members Absent: Al Bruno

Others Present: Town Counsel Rich Buturla, Town Engineer James Galligan and James Brennan

Item #1: Call meeting to order

The meeting was called to order at 7:04 PM.

Item #2: Pledge of Allegiance

All present stood and recited the Pledge of Allegiance.

Item #3: Public comment

James Brennan – 174 Bungay Road – I'm encouraging the Board to get someone in the role of the Inland Wetlands Enforcement Officer. I went today to drop off some paperwork to get put on the agenda and the Town Planner told me he didn't know how.

Item #4: Approve minutes from June 2, 2015 regular meeting

A motion was made to approve the minutes.

Motion: Annmarie Drugonis

Second: Karen Stanek

Vote: 6-0

Item #5: Approve minutes from June 3, 2015 Ordinance Committee meeting

A motion was made to approve the minutes.

Motion: Nicole Klarides-Ditria

Second: Karen Stanek

Vote: 6-0

Item #6: First Selectman's Report

1. I wanted to give you an update on the budget as the current projections stand. As I had mentioned before, we are running a small surplus for FY 2015. This small surplus will be used to offset the fund balance transfer that we made during the winter months to cover additional money needed for snow plow overtime and material. This will reduce the use of fund balance to about \$65,000. This does not take into account the potential liability we will need to absorb for the Works Comp Claims for the Board of Education. At this point, they are trending at about \$300,000 above budget. I expect to have a more concrete number at our first meeting in July.

2. Work on the creation of the joint Grounds and Maintenance Department with the BoE is continuing. I hope to have an outline for review by this board at some point in July.

3. I am continuing conversations regarding the regional approach to our Animal Shelter. To date we have had discussion with Woodbridge, Woodbury, Shelton and a NVCOG. I will be meeting with Mayor Lauretti in the next week or two to hopefully finalize a plan to present to this board to allow us to work with Shelton going forward. Mayor Lauretti is very open to the idea but details still need to be worked out and the chief elected boards of both communities need to also weigh in.

4. Attended or took part in several events over the last two weeks including The Seymour Pink Golf Tournament, Career Day at Bungay School, the Junior Achievement Valley Recognition Breakfast, the Bungay School 5th Grade Class Day, the Boys and Girls Club Seymour Satellite Annual Awards Night, the monthly NVCOG meeting and a fundraiser for the Seymour PD K-9 program.

5. Finally, I made the decision to move the Graduation ceremony back to the High School Football field. I did not make this decision lightly and sought the input of many people prior to making the decision. I do understand that there are people who disagree with this decision but I thought it was what was in the best interest of the community as a whole and the few days lost would not affect the final outcome of the project.

Item #7: Action in lieu of special Town meeting 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

A motion was made to appropriate \$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: Annmarie Drugonis

Vote: 6-0

Item #8: Discussion and take possible action regarding turf, bleacher and track resurfacing bids

Board of Selectmen:

At our regular meeting on May 21, 2015, the Seymour High School Athletic Field Committee voted to approve the recommendation of project engineer Nafis & Young for the contractor for the turf. Nafis & Young's recommendation was for Field Turf Revolution in the amount of \$474,141.97, the apparent low bidder for the project.

Therefore, the Seymour High School Athletic Field recommends to the Board of Selectmen the awarding of the bid for the turf to Field Turf Revolution in the amount of \$474,141.97.

Thank you,

Nicole Klarides-Ditria

Chairwoman, Seymour High School Athletic Field Committee

A motion was made to award the bid for turf to Field Turf Revolution in the amount of \$474,141.97.

Motion: Len Greene Jr.

Second: Karen Stanek

Vote: 6-0

Dear Mrs. Klarides-Ditria:

The results for the Bleacher Contract for the Seymour High School project were exceptionally close in amount. With a dollar amount difference of only \$92, it has been necessary to review all aspects of the drawings and specifications submitted by both parties having offered bids.

The slope of the hillside at Seymour High School is an unusual condition. The Bleacher system was designed specific to Seymour's conditions, allowing for existing elevations, slope, and expected load. Having a design specific to Seymour's circumstances allows a greater cost savings, with no additional excavation or fill needed to accommodate a basic bleacher.

Upon review of the drawings submitted by E&D, We found that their submission did not follow the bid plans. First, their drawings call for a more standardized bleacher form. The difference in angle and construction will necessitate modification of the elevations and fill at the top of the slope. In addition, several structural details of the E&D product do not correlate with the specified requirements. The bid specifications call for internal fittings on the guardrails, and further state that "external fittings are not permitted". E&D is calling for galvanized rail clamps and fasteners, which are prone to rust and damage. Other areas in which the E&D product specifications are lacking include, but are not limited to: calling for a variety of smaller substructure shapes, and smaller handrails.

With these factors and others at hand, it is my recommendation that it is in the best interest of the Town of Seymour to award the bleacher contract to Dan Clayton.

If you have any questions, I can be reached at 203-314-8041.

Sincerely,

James H. Galligan, P.E.

Town Engineer of Seymour

Nafis & Young Engineers, Inc.

Kurt: Could the State say we're responsible for the difference?

Jim Galligan: Yes, but for \$92 we felt it was alright. We recommend you approve the bid, subject to DEEP approval.

Karen: My understanding was that when the bleachers were removed, they were going to leave the concrete.

Jim: No they removed it. Early on, we determined that while leaving the concrete was an option, but it was so old we felt it was better to remove it.

Kurt: These are like Ansonia's bleachers, if you're familiar with them.

A motion was made to approve the awarding of the bid to for the bleachers to Dan Clayton in the amount of \$370,092.

Motion: Karen Stanek

Second: Len Greene Jr.

Vote: 6-0

Item #9: Discussion and take possible action regarding road contract bids

Dear Mr. Miller:

Nafis & Young opened bids for Hot-In-Place Reclaiming of asphalt of various roads in the Town of Seymour on Thursday, April 22, 2015. The low bidder is Highway Rehabilitation Corporation with a bid of \$448,700.00. We have reviewed their bid and found it to be in conformance with the Contract

Documents. Therefore, Nafis & Young Engineers, Inc. recommends award of the bid for Hot-In-Place Reclaiming in the amount of \$448,800.00 to Highway Rehabilitation Corporation.

If you have any questions please feel free to contact me on my cell or at the office.

Sincerely,

James H. Galligan, P.E.

Nafis & Young Engineers, Inc.

A motion was made to award the Hot-In-Place reclaiming contract #1 of the 2014 Road Reconstruction Project to Highway Rehabilitation Corporation in the amount of \$448,700.

Motion: Annmarie Drugonis **Second:** Nicole Klarides-Ditria

Discussion: Paul: How are the bids coming in in comparison to our expectations?

Jim: That was about \$52,000 below our estimate.

Vote: 6-0

Dear Mr. Miller:

The Town of Seymour opened bids for the 2014 Road Reconstruction Project – Contract #5 for the 2014 Road Reconstruction Project-referenced project on Tuesday, June 16, 2015. There were two (2) bidders:

A & J Construction - \$743,746.00

Cocchiola Paving, Inc. - \$828,335.00

The low bidder is A & J Construction with a bid of \$743,746.00. This office has reviewed the bids and found that the bid submitted by A & J Construction and it complies with the bid documents. Therefore, this office recommends award of the referenced project to A & J Construction in the amount of \$743,746.00.

If you have any questions, I can be reached.

Sincerely,

James H. Galligan, P.E.

Town Engineer of Seymour

Nafis & Young Engineers, Inc.

A motion was made to award contract #5 of the 2014 Road Reconstruction Project to A & J Construction in the amount of \$743,746.00.

Motion: Paul Roy **Second:** Annmarie Drugonis

Discussion: Jim: This one was \$17,000 under our estimate.

Vote: 6-0

Kurt: I asked Jim just to give us an update on the where the road projects stand.

CONTRACT 1- The Hot-In-Place Contract bid opening for this Contract was held at 10:30am on Thursday, May 21, 2015. The low bidder was Highway Rehab Corporation with a bid of \$448,700.00. This bid came in approximately \$50,000.00 below the projected estimate. This work is scheduled to start mid-late August and take approximately two (2) weeks to complete.

CONTRACT2- This project will be advertised for Bid on Wednesday, June 24, 2015. This project area includes New Street, Hill Street and Knorr A venue. Aquarion Water Company will install new water mains in these roads after the Town drainage is installed. Reclaiming and repaving will be performed after Aguarion Water Company completes their work.

CONTRACT 3 - Drainage piping installation on Chickadee Lane will be completed this week. The Contractor has started catch basin replacement in the Robin Lane area Reclaiming and repaving shall follow immediately. The next road to be worked on is Glenbrook Road. He will follow the same procedure throughout this Contract.

CONTRACT 4 - Soil borings on these streets are complete. Drainage design is being performed at this time.

CONTRACT 5- Bids for this Contract were opened today, June 16, 2015 at 1 :30pm. The low bidder was A & J Construction with a bid of\$743,746.00. Nafis & Young Engineers, Inc. expect this project to start in the beginning of July and be completed in five (5) to six (6) weeks.

Len: You had mentioned the water company will be doing work beforehand. Are they on target?

Jim: Yes, they're waiting for our go-ahead to begin.

Len: Overall, are we on target to finish Category B?

Jim: I'd like to have started earlier, but I'm shortening the contract durations to make sure they finish earlier.

Kurt: With any excess funds we will issue change orders and begin work at Category C.

Item #10: Discussion and take possible action regarding Maiden Lane

Jim: I looked into the reclaiming and repaving option. That will probably run to about \$70,000. I estimated about \$100,000 to do all the work. I'm thinking about using drains to fix some of the runoff. There are no outlets for the drainage and the land is all gravel there so I'm looking to use infiltrators.

Kurt: How much time are we buying?

Jim: This would look like a Patton Avenue after we were done. It would last you 15 years, but it's not as wide as it should be and the cul-de-sac wouldn't be up to standards. There's just not enough land there to do it.

Len: Is the \$70,000 we've saved thus far on the previous iteration of the plan slated to go towards this?

Kurt: That's our decision. Jim, when would we do it?

Jim: We could do it any time during the fall but we'll have to see as the road program progresses. The decision making would need to be done in August.

Item #11: Discussion and take possible action regarding potential damage reimbursement for Vincent Melissano

Kurt: Mr. Melissano submitted everything required by this Board.

Motion: Karen Stanek

Second: Len Greene Jr.

Vote: 6-0

Item #12: Discussion and take possible action regarding recommendations from Ordinance Committee regarding:

a. Fire Department membership

b. Delinquent Taxpayers

c. Sidewalk liability

d. Veterans tax exemption

Kurt: The Ordinance Committee voted to move these forward with the exception of we would like to increase the veteran's tax exemption.

Rich: I think that is the maximum allowable exemption under State statute.

Kurt: Could you walk us through the next steps?

Rich Buturla: I would recommend you hold a Public Hearing before your next meeting. Rory will need to publish notice of the meeting ten days ahead of time. Once approved, they will need to be published in their entirety and placed on file in the Town Clerk.

A motion was made to add to the agenda:

Set public hearing regarding the adoption of ordinances related to Fire Department membership, delinquent taxpayers, sidewalk liability and the veterans' tax exemption to be held Tuesday, July 7, at 6:30 PM at Seymour Town Hall.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 6-0

Set public hearing regarding the adoption of ordinances related to Fire Department membership, delinquent taxpayers, sidewalk liability and the veterans' tax exemption to be held Tuesday, July 7, at 6:30 PM at Seymour Town Hall.

Motion: Annmarie Drugonis

Second: Nicole Klarides-Ditria

Vote: 6-0

Item #13: Discussion and take possible action regarding ordinance revision:

e. Blight

f. Noise

g. Stormwater Runoff

h. Driveway Inspector

i. Adult Businesses

j. Fire Hydrant Snow Removal

Proposed Ordinance Changes – June 16, 2015

Adult Businesses – To review the Town's ordinances controlling the establishment and regulating the activities of adult-oriented businesses to ensure they are stringent enough.

Blight – To review the blight ordinance after a year and a half since its revamping to reassess its efficacy.

Driveway Inspections – To review the most effective way to reassign driveway inspections and the issuance of driveway permits.

Fire Hydrant Snow Removal – To investigate creating an ordinance to make it mandatory for able-bodied residents to remove the snow from fire hydrants on their property.

Noise – To reexamine the Town's noise ordinance to see if any changes can be made to make it more easily enforceable and more effective.

Stormwater Management – To reassign the responsibility for stormwater runoff inspections and to avoid duplication of efforts by the Inland Wetlands Commission and Planning and Zoning Commission.

Annmarie: While we consider changing the stormwater runoff ordinance, we will need to keep in mind Waters of the United States (WOTUS). It's recently passed legislation that more or less considers even puddles watercourses.

Rich: The ordinance that you're presently talking about is modeled after a State model from 2004. The Department of Energy and Environmental Protection, at that time, left the responsible party up to the municipality. We first looked at this in January. The responsible party varies widely among communities. You can pick who you want to. We'll look at WOTUS as well but it probably doesn't affect this.

Len: Regarding the adult businesses ordinance, would an ordinance like this keep a previously-existing business from reopening?

Rich: Maybe, this ordinance is more aimed to prevent siting of new businesses. It depends if the license is expired.

Item #14: Discussion and take possible action regarding capital plan

A motion was made to approve the 2015-2016 Capital Plan as presented.

Motion: Len Greene Jr.

Second: Annmarie Drugonis

Vote: 6-0

Item #15: Executive session

There was no executive session.

Item #16: Appointments

A motion was made to reappoint Lee Heller to Catchment area #5 for a 2-year appointment expiring June 7, 2017.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 6-0

A motion was made to appoint Jake Holly as an alternate to the Planning & Zoning Commission until the next election.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 6-0

A motion was made to appoint Alex Danka to the Zoning Board of Appeals for a 4-year appointment expiring June 16, 2019.

Motion: Len Greene Jr.

Second: Annmarie Drugonis

Vote: 6-0

Item #17: Tax Refunds/Abatements

A motion was made to approve the tax abatements as presented.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 6-0

Item #18: Transfers

There were no transfers before the Board.

Item #19: Correspondence

Letter from Inland Wetlands Enforcement Officer regarding approval of permit for Seymour High School turf field.

Letter to the Town Clerk from Peter Jezierny resigning as Inland Wetlands Enforcement Officer.

Kurt: If he resigns as of June 30th and he doesn't work, do we need to compensate him?

Rich: If he's not working, don't compensate him. We should appoint an acting officer. I would have the Town Engineer handle it. The only issue you would have is if you have a crisis and you required an immediate cease and desist. For those purposes, I would appoint him as an acting officer.

A motion was made to add to the agenda appointment of Lawrence Secor as acting Inland Wetlands Officer until a permanent replacement is found

Motion: Len Greene Jr.

Second: Karen Stanek

Vote: 6-0

A motion was made to appoint Lawrence Secor as acting Inland Wetlands Enforcement Officer

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 6-0

Letter from Paul Sponheimer Jr. resigning from the Downtown Committee and Seymour High School Athletic Field Committee.

A motion was made to add to the agenda the appointment of Paul Roy to the Seymour High School Athletic Field Committee.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 5-0-1 (Paul Roy abstains)

A motion was made to appoint Paul Roy to the Seymour High School Athletic Field Committee

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 5-0-1

Item #20: Public Comment

James Brennan – 124 Bungay Road – When Peter was Inland Wetlands Enforcement Officer, you would leave paperwork with him to get on their agenda. Should we leave it with Bob Looker?

Item #21: Selectmen's Public Comments

Karen – I got a few phone calls regarding pet litter at the Bypass Channel. I also got several calls about cigarettes.

Kurt – Starting July 1, we'll have someone there every day responsible for downtown maintenance.

Paul – I think we ought to consider an ordinance to make all our parks smoke-free. We have kids at these parks and it's not a good thing to have butts all over the place. Second, Channel 3 put us in the bottom 10 communities in the State. I think the statistics are off, they said they surveyed more than 200 towns and that one in three houses in Town are vacant. I think we should stand up for our Town.

Kurt – We can definitely have the Ordinance Committee consider it. It doesn't include any of the tried and true metrics and as long as this Board is okay, I'd rather not even address something so ridiculous.

Paul – The directional signs are good. What are the criteria for something to be added to them? The Historical Society spoke to the Zoning Enforcement Officer and he said it wasn't possible.

Kurt – Those signs aren't meant for additions, but the Chief has already approved them attaching signs to traffic posts.

Len – I'd love a progress report on the Neighborhood Sweeps program, particularly with litter.

Kurt – Litter was noted on a lot of the streets. With the seasonal help coming on board it should be easy to address. The problem is that we need to prioritize our issues. Our main focus has been on the roads.

Dawn is still working on creating the Seymour Sweeps report as a giant spreadsheet. Once we finish the 2014 phase of the road plan, Jim will create a new one that addresses other roads.

Karen – Were we supposed to have received a plan from Lucy about Senior programming?

Kurt – If we were, I forgot, but we can get that for you. We met with Mary and Missy last week to discuss a communications strategy. We are looking into proactively reaching out to residents with a newsletter or something along those lines, potentially using the new MyRecWare system. Rich, do you have any problem with Donna collecting permits and getting them to the Inland Wetlands Commission?

Rich: No, lots of communities have done so.

Item #22: Adjournment

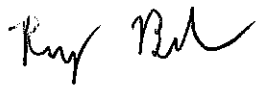
Motion: Karen Stanek

Second: Nicole Klarides-Ditria

Vote: 6-0

The meeting was adjourned at 8:10 PM.

Submitted by,



Rory Burke
Recording Secretary

Reviewed by,



W. Kurt Miller
First Selectman