

COPY RECEIVED  
DATE: 8/5/16  
TIME: 11:30 AM  
TOWN CLERK'S OFFICE

**MINUTES**  
**Board of Selectmen**  
**Tuesday, August 2, 2016 – 7:00PM**  
**Norma Drummer Room – Seymour Town Hall**

**Members Present:** W. Kurt Miller, Nicole Klarides-Ditria, Karen Stanek, Annmarie Drugonis, Stephan Behuniak, Al Bruno and Len Greene.

**Others Present:** Town Counsel, Brian LeClerc; Richard Demko, Alfred Yagovane, Trisha Danka, Don Smith and Dave Bitso.

**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.**

Al Yagovane, 25 Elaine Drive, discussed an issue with the Parks Commission and the Friends of the Broad Street Park Committee. He stated he has been a part of the Friends of the Broad Street Park Committee for the past 30 years. He stated he filled out the request/requisition form for a tree for the park and wrote his and another committee members name down. He said it was not his intent to forge a signature. He wrote both names down to reflect that he and the other member had picked out the tree together. At the most recent Parks Commission meeting this same gentleman/Broad Street Park Committee member went and discussed his concerns about the Broad Street Park Committee. Al read his comment from the Parks Commission meeting. Al read the following from the Parks Commission meeting: "A motion was made by Bill Sawicki to deny any purchase requisitions with the committee chairman, Al Yagovane's name on them. Second by Gary. There was also a motion to recommend that the Friends of the Broad Street Park Committee be disbanded. Seconded by Gary. All in favor. A letter will be sent to the First Selectman making that recommendation."

Al continued to discuss all that the Friends of the Broad Street Park Committee has done. He is very hurt that someone would question his integrity. He urged the board to not consider disbanding the Friends of the Broad Street Park Committee. He stated the committee put a lot of work into the Broad Street Park and they do everything to honor the dead.

**ITEM #4: Approve minutes from July 19, 2016 regular meeting.**

Motion to approve minutes from July 19, 2016 regular meeting.

Motion: Nicole Klarides-Ditria	Second: Annmarie Drugonis	
Vote: 7-Yes	0-No	0-Abstain
W. Kurt Miller – Yes	Nicole Klarides-Ditria – Yes	Al Bruno – Yes
Annmarie Drugonis – Yes	Len Greene – Yes	Karen Stanek – Yes
Stephan Behuniak – Yes		

**ITEM #5: First Selectman's Report.**

None.

Motion to add to the agenda to set special town meeting for Tuesday, August 16, 2016 at 6:45 PM in the Norma Drummer Room to discuss the purchase of a new truck for Department of Public Works.

Motion: Len Greene                      Second: Nicole Klarides-Ditria

Vote: 7-Yes  
W. Kurt Miller – Yes  
Annmarie Drugonis – Yes  
Stephan Behuniak – Yes

0-No

0-Abstain  
Nicole Klarides-Ditria – Yes  
Len Greene – Yes

Al Bruno – Yes  
Karen Stanek – Yes

Motion to set special Town Meeting for Tuesday, August 16, 2016 at 6:45 PM in the Norma Drummer Room to discuss the purpose of purchasing a new truck for Department of Public Works.

Motion: Nicole Klarides-Ditria                      Second: Al Bruno

Vote: 7-Yes  
W. Kurt Miller – Yes  
Annmarie Drugonis – Yes  
Stephan Behuniak – Yes

0-No

0-Abstain  
Nicole Klarides-Ditria – Yes  
Len Greene – Yes

Al Bruno – Yes  
Karen Stanek – Yes

**ITEM #6: Discussion with NVCOG regarding Plan of Conservation & Development.**

Joanna Regalski is a Regional Planner with the Naugatuck Valley Council of Governments. She helped with writing of the Plan of Conservation and Development (POCD) for Seymour. The draft copy was submitted to the Board of Selectmen June 21, 2016 which kicked off the 65 day review process. We designed the plan with project signals to make it a living document. The POCD is more of an advisory and guidance document.

Len Greene inquired about the purpose of the document. He inquired about it being more about binding commonality between the towns, sync activities, etc. Joanna stated the POCD alludes to that. Seymour's particular POCD does incorporate that. She stated your document is guiding your town. The regional POCD will be written in the next 2 years.

Joanna also went over the document with the Town Planner, Bob Looker, and he is fine with it. She stated at the end of the 65 day review period the Planning & Zoning Commission can have a Public Hearing regarding the POCD. The Public Hearing will land on Thursday, August 25, 2016. She stated NVCOG will coordinate with the Planning & Zoning Commission. She stated Notice of the Public Hearing should be posted within 15 days of the meeting – August 10, 2016 as well as two days prior – August 23, 2016. The Planning & Zoning Commission can also have the hearing for voting on adoption of the POCD that same night if they wish.

**ITEM #7: Update on LED streetlight conversion project.**

Rory Burke stated of the four companies that were put out to bid, three were approved by CCM. Two of the four companies submitted proposals. The proposals are difficult to read. He and the Operations Director, Tony Caserta, spent a long time going through them. He stated the issue they are having is that it is a complicated process. He stated there are a variety of fixtures available and each cost a different amount. On the spreadsheet that was handed out it includes the cost per fixture and total cost. Both Tanko and Real Term are close in price. Tanko included the cost of fixture acquisition and Real term did not. He stated total energy savings is similar between the 2 companies. Tanko would offer the audit for free if we chose to go with them for the construction phase. Tanko provided pay back term and Real Term may not have. Rory sent questions to both companies and asked for responses by August 8<sup>th</sup>. Tanko responded today. He stated him and Tony Caserta would like to give themselves a week to review the answers as they come in. He stated they will sit down with representatives from both companies before meeting on the 16<sup>th</sup> and will have information then.

Rory stated currently that the town pays a monthly fee to Eversource for maintenance. Once the town purchases the new street lights, Eversource no longer maintains the lights. He stated they are looking to get this going next spring.

Karen inquired about having employees that can do maintenance on these lights.

Rory stated we could have Public Works be responsible but they had decided against it. Both companies offer maintenance packages and replacement parts and labor would be in an addition to the cost.

It is unclear if the total energy savings includes the total rebates. Rory discussed what the rebates entail. Rory stated that all fixtures have a 10 year warranty. Rory stated the bulbs don't go out, they dim. It is recommended that when they are at 70% capacity to replace them.

Kurt stated he, Rory and Tony Caserta will be meeting with both companies and will ask specific questions to narrow it down. He stated he hopes to have a recommendation for the August 16<sup>th</sup> meeting or the first meeting in September.

**ITEM #8: Discussion and take possible action regarding Dissolution of the Downtown Committee.**

Motion to table Item #8: Discussion and take possible action regarding dissolution of the Downtown Committee.

Motion: Karen Stanek

Second: Al Bruno

Vote: 7-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Anmarie Drugonis – Yes

Len Greene – Yes

Karen Stanek – Yes

Stephan Behuniak – Yes

**ITEM #9: Discussion and take possible action regarding special joint meeting with the Board of Finance.**

Kurt stated there is no need for a joint Board of Selectmen and Board of Finance meeting. The Board of Selectmen needs to recommend the appropriations and the borrowing authorizations at the August 2<sup>nd</sup> or August 16<sup>th</sup> meeting but not later than September 8<sup>th</sup>. The Board of Selectmen will take action at the August 16<sup>th</sup> meeting. The Board of Finance will have to approve the same authorizations at their August 23<sup>rd</sup> meeting. The Planning & Zoning Commission will have to do an 8-24 which states that the work being done complies with the town's Plan of Conservation and Development. Their meeting is on August 11<sup>th</sup>. The Board of Selectmen will have to set a special town meeting not earlier than Tuesday October 25<sup>th</sup> and not later than Tuesday November 1<sup>st</sup>. That meeting will be held to introduce and discuss the bond resolution and adjourn to referendum.

Kurt stated he will have more information for the board to take action on at the August 16<sup>th</sup> meeting.

**ITEM #10: Discussion regarding roads.**

Kurt stated he has been working with the financial advisors on how to best break this up. He stated when they built the debt models, they had anticipated the ability for bonding issues twice in the next 4 years at approximately 5 million dollars - \$3.5 million roads and \$1.5 million for buildings. He asked the financial advisors to rebuild the debt models again adding specifics in, but giving us different options. He stated he asked, based on Bryan Nesteriak's report, about the cost of increasing the amount borrowed to \$6 million as opposed to \$5 million. It works out to be a \$35,000 per year difference in initial costs. The debt service itself at \$5 million will decrease the first year, will stay level for three years and will start seeing steady drops after that. If the debt service was at \$6 million, they will see decreases for 2 years; will be level for 2 years, then an increase of \$61,000 and finally some drops. They are essentially keeping the debt service level and slightly decreasing it. It would go in the next 10 years. We currently pay \$4,498,000 which would then drop down to \$2.7 million.

Kurt recommends increasing the number to \$4.5 million spent on roads as opposed to \$3.5 million. He stated himself, Doug and Tony met with financial advisors and they have 4 additional issues that they will be recommending for next spring for refunding.

Len inquired about the speculated material impact. Kurt stated the financial advisors couldn't say until it is run by the underwriting team.

Kurt stated that with Bryan Nesteriak's recommendations, he sees a lot of different philosophies regarding the roads. He stated that built into our budget there is \$50,000 in proactive funds to be used for crack sealing, pothole repair etc. Bryan had initially given the figure of \$290,000 and has brought it down to \$44,640.87. Roads that will be crack sealed will be all B and C rated roads; Skokorat Road, Pearl Street, Silvermine Road, Chatfield Street, Mountain Road, Eleanor Road, Bunting Road, Buckingham Road, Peach Drive, Stanely Drive, Osprey Drive, Meadow Woods Road, High Ridge Road, Kathy Drive and Southwest Road.

Kurt stated Bryan is also recommending on partial/full depth road repair. Certain roads don't need to be entirely repaired but sections need to be. Bryan is recommending \$367,000 in spot repairs on Pearl, Mountain, Skokorat, Bunting, Silvermine and Laurel Lane. Kurt stated in the recommendations that Bryan has Pearl Street, Mountain Road, Skokorat Street, Bunting Road, Silvermine Road and Laurel Lane will be taking place in August and September. Kurt stated the biggest repair will be Mountain Road costing \$140,000.

The board discussed the number of roads in Seymour as Al Bruno found discrepancies. Nicole Klarides-Ditria stated Bryan Nesteriak was considering sections of roads as full roads. Al Bruno also stated there are only 4 roads (out of 5) in specific charts that are graded F roads; two in 2018 (Curry Hill Road, Wood Street) and two in 2019 (Rider Avenue and Bellevue Terrace). Kurt stated there are 5 F graded roads but it is not recommended for one to be done in the next 3 years.

Al asked why any of the F graded roads weren't in the 2017 schedule. Kurt stated Bryan's philosophy is to get the greatest amount of impact as possible in the beginning. He stated the town is limited in first year because the parameters that were given to Bryan. Some of the F graded roads are smaller roads that have 1 or 2 houses and may not be heavily traveled.

Stephan Behuniak suggested moving all F graded roads up to 2017. Al stated they also have to look at preventing wear and tear on vehicles. Kurt stated the smaller roads can be potentially addressed in cash from the proactive account. He stated if they put too many smaller roads in these bond issues, they will have to skip years where road work will not be done.

The boards discussed if any of the F graded roads are in imminent danger of failing. Kurt stated Bellevue is drivable but going down the hill it is treacherous. Nicole stated Bellevue is the longest road. She suggested saving the other three F graded roads for the 2018 proactive program. She suggested moving Bellevue Terrace to 2017/2018 slot and the other three streets into spring.

Discussion ensues about the F graded roads and whether to move them up, keep them the same, or to move some and keep others where they are.

Len stated that most residents travel some of these bigger roads regularly. He believes it is the better approach is to take care of those roads in dire need of repair. Public Works Department has to plow those roads first because they are heavily traveled. They continued to discuss Mountain Road.

Kurt stated some of the D graded roads are not a danger yet but could possibly become one.

The board agrees to move Bellevue Terrace to 2017.

Kurt stated there is a chance we will have a small amount of money left, approximately \$200,000, to potentially do DeForest Street, First Street and Coloumbus Street. Kurt stated with the Main Street Investment Fund Grant they are working with the state to get a curb cut for Broad Street Park. He stated they couldn't get crosswalk until they got the curb cut. The State will put the crosswalk in if the town does the curb cut.

Karen inquired about waiting until Mr. Migani's new building is done before that road gets fixed. Kurt stated he will have to rip up half of the street due to a lawsuit which he lost. He stated that now would be a good time in order to split the cost. Bryan can reach out to utility companies to see when they plan on doing work.

The board agreed on taking the C graded roads out of 2017 and replacing them with as many D graded roads as possible. Stephan suggested getting Emma Street fixed as soon as possible.

2018: the board agreed on the following order of roads to be done.  
Botsford Road - down to Great Hill Road, Mountain Road and Davis Road.  
Emma Street  
Cherry Street  
Birch Street  
Gloria Street

2019: the board agreed on the following order of roads to be done.  
Kurt suggested moving Kulas Terrace up to 2017.  
Seymour Avenue  
Short Street  
Cedar Street  
Fox Drive  
Bungay Court  
High Street  
Olsen Drive  
Woodside Avenue  
Bissell Place  
Castle Street  
Highland Avenue  
Hillside Avenue

Bellevue Terrace and Kulas Terrace will be moved up to 2017. The rest of the F graded roads will be listed in 2019 will be done with the proactive funds.

Kurt will put everything together and email everyone as soon as possible.  
Brian LeClerc stated Kurt can only discuss with each individual and not as a group.

Motion to add to the agenda discussion and possible action regarding purchase of Department of Public Works Garage hydraulic lift.

Motion: Nicole Klarides-Ditria                      Second: Stephan Behuniak  
Vote: 7-Yes                      0-No                      0-Abstain  
W. Kurt Miller – Yes                      Nicole Klarides-Ditria – Yes                      Al Bruno – Yes  
Annmarie Drugonis – Yes                      Len Greene – Yes                      Karen Stanek – Yes  
Stephan Behuniak – Yes

Discussion and possible action regarding purchase of Department of Public Works Garage hydraulic lift.  
Kurt read the following letter from Tony Caserta.

The Department of Public Works is requesting a waiver of bidding for repairs to the hydraulic truck lift at the Town garage. Public Works contacted several vendors who work on this type of equipment and only Ray-Jurgen Company responded by inspecting and appraising the necessary repairs. Ray-Jurgen Company has previously rebuilt the lift and is the vendor that we currently use for routine maintenance and repairs. At this point, the condition of the lift compromises the safety of our employees. The emergent nature of the repair and lack of response by other qualified vendors is in our opinion sufficient cause to request a bid waiver (per section 2-268(e)(l) of the Town Charter) as well as authorization to immediately contract Ray-Jurgen Company to make these urgently needed repairs. The Town has \$40,000.00 appropriated for this purpose.

Sincerely, Anthony Caserta

Motion to accept the memo that was presented by Director of Operations, Anthony Caserta, and to allow the Town to waive the bid process per section 2-628(e)(l) of the Town Charter to allow Ray-Jurgen Company to handle the urgent needed repairs for the Public Works Hydraulic Lift.

Motion: Karen Stanek

Second: Annmarie Drugonis

Vote: 7-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Annmarie Drugonis – Yes

Len Greene – Yes

Karen Stanek – Yes

Stephan Behuniak – Yes

**ITEM #11: Executive session (Pending Claims – Barry blight lien)**

Motion to enter into executive session at 8:30 PM to discuss strategy and negotiations with respect to a pending claim regarding the Barry blight lien; persons in attendance shall be the members of the Board of Selectmen, Town Attorney, Brian LeClerc and Rory Burke, Assistant to the First Selectman.

Motion: Nicole Klarides-Ditria

Second: Al Bruno

Vote: 7-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Annmarie Drugonis – Yes

Len Greene – Yes

Karen Stanek – Yes

Stephan Behuniak – Yes

Motion to exit executive session with no motions or actions taken at 8:46 PM.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 7-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Annmarie Drugonis – Yes

Len Greene – Yes

Karen Stanek – Yes

Stephan Behuniak – Yes

**ITEM #12: Discussion and take possible action regarding Barry blight lien.**

Motion to authorize that the Town Attorney to proceed as discussed in executive session with regard to the Barry blight lien.

Motion: Karen Stanek

Second: Nicole Klarides-Ditria

Vote: 7-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Annmarie Drugonis – Yes

Len Greene – Yes

Karen Stanek – Yes

Stephan Behuniak – Yes

**ITEM #13: Appointments.**

Motion to appoint Pat Lombardi as an Ordinance Hearing Officer for a term of one (1) year expiring on August 2, 2017.

Motion: Nicole Klarides-Ditria

Second: Al Bruno

Vote: 7-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Annmarie Drugonis – Yes

Len Greene – Yes

Karen Stanek – Yes

Stephan Behuniak – Yes

Motion to appoint Kevin Segilka as the Tree Warden.

Motion: Nicole Klarides-Ditria

Second: Annmarie Drugonis

Vote: 7-Yes                      0-No

0-Abstain

W. Kurt Miller – Yes

Nicole Klarides-Ditria – Yes

Al Bruno – Yes

Annmarie Drugonis – Yes

Len Greene – Yes

Karen Stanek – Yes

Stephan Behuniak – Yes

Motion to reappoint Glenn Green to the Recreation Commission for a term of two (2) years expiring on August 3, 2018.

Motion: Nicole Klarides-Ditria

Second: Karen Stanek

Vote: 7-Yes 0-No

0-Abstain

W. Kurt Miller – Yes  
Annmarie Drugonis – Yes  
Stephan Behuniak – Yes

Nicole Klarides-Ditria – Yes  
Len Greene – Yes

Al Bruno – Yes  
Karen Stanek – Yes

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

Motion to accept July 29, 2016 Tax Refunds/Abatements as read.

Motion: Karen Stanek

Second: Stephan Behuniak

Vote: 5-Yes 0-No

2-Abstain

W. Kurt Miller – Yes  
Annmarie Drugonis – Yes  
Stephan Behuniak – Yes

Nicole Klarides-Ditria – Abstain  
Len Greene – Yes

Al Bruno – Abstain  
Karen Stanek – Yes

**ITEM #15: Transfers.**

None.

**ITEM #16: Correspondence.**

- Check register.
- Second year in a row the town has received a certificate of achievement for excellence in financial reporting.
- Written public comment from Joe Luciano regarding ADA compliance of the parking at the train station for additional handicap spaces in the area.
- Letter from the secretary of the Parks Commission regarding the recommendation to have the Friends of the Broad Street Park Committee dissolved. Kurt stated the Friends of the Broad Street Park Committee was created by ordinance and would be difficult to disband it.
- Report for prescription drug program.

**ITEM #17: Public Comment.**

None.

**ITEM #18: Selectmen's Public Comments.**

Stephan Behuniak inquired about the lights not working at the Seymour High School Tennis courts. Kurt stated that would need to be addressed to the Board of Education.

Karen Stanek stated she took a ride through Gary Park and Public Works has done a great job there. The park looks great. She discussed a news story out of Ledyard regarding Gypsy Moths. She inquired if Seymour had anything in place to deal with Gypsy Moth problems. Town Counsel, Brian LeClerc, suggested asking the Tree Warden.

Nicole Klarides-Ditria stated that Public Works has been doing a great job in town in general.

**ITEM #19: Adjournment.**

Motion to adjourn at 8:55 PM

Motion: Stephan Behuniak

Second: Karen Stanek

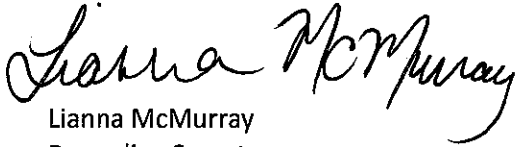
Vote: 7-Yes  
W. Kurt Miller – Yes  
Annmarie Drugonis – Yes  
Stephan Behuniak – Yes

0-No

0-Abstain  
Nicole Klarides-Ditria – Yes  
Len Greene – Yes

Al Bruno – Yes  
Karen Stanek – Yes

Submitted by,



Lianna McMurray  
Recording Secretary

Reviewed by,



W. Kurt Miller  
First Selectman