BOARD OF SELECTMEN
REGULAR MEETING
June 18, 2009
(Subject to Approval)

PRESENT: First Selectman H. William Davis, Jr.
Selectman Carol Hubert
Selectman Kenneth Kerin
Selectman Stuart Somers
Selectman John Turk
NOT PRESENT: Selectman Barbara McLaughlin

ALSO PRESENT: Town Clerk Ginger Salisbury, Treasurer Bill Sarosky, Parks & Recreation Commission Chairman Charles Rosa, Public Works Director Tom Crowe, IT Consultants Jack Rutherford and Frank Salamone, Assistant to the First Selectman Jennifer Naylor, Office Manager Noreen Thompson, Interested Citizens, and Members of the Press.

CALL TO ORDER
First Sel. Davis called the Regular meeting of June 18, 2009 to order at 7:33 p.m. in Room 205 on the Town Hall.

PLEDGE OF ALLEGIANCE
All joined in the Pledge of Allegiance.

PRESENTATION
Sel. Kerin introduced Doug Ziemke, member of the IT Steering Committee and Chairman of the Website Work Group, who thanked the IT consultants, Jack Rutherford and Frank Salamone, and Assistant to the First Selectman Jennifer Naylor for their hard work in getting the website up. Mr. Rutherford then projected the old website on a screen with a red ribbon running diagonally across it. Mr. Rutherford changed the projection to the new website as First Sel. Davis cut the red ribbon. Mr. Salamone then described selected pages of the new website as Mr. Rutherford projected them. There are anchor pages for each town department. For example, through the Registrar's page you can find out your voting district and see a map showing where you vote. The website will be enhanced and expanded overtime. Sel. Kerin asked that comments and suggested additions to the site be sent to Jennifer Naylor.

PUBLIC COMMENTS
Charles Rosa, Parks & Recreation Commission Chairman, asked if vending was allowed in Settlers Park. First Sel. Davis said there is a non-vending policy on all town property. Mr. Rosa suggested posting signs prohibiting vending.

Donna J. Pereira of 975 Peter Road South, member of the IT Steering Committee, read a statement regarding the town's technology needs. She is concerned about maintenance and support of IT infrastructure. Mrs. Pereira said taxpayer money paid for software is being wasted for lack of continuing in house IT staff.

ANNOUNCEMENTS/CORRESPONDENCE

1. Letter dated June 2009 from the Connecticut Community Foundation stating they were presenting a grant to the Southbury Needy Fund.
2. Animal Control report for May 2009.

MINUTES

Upon a motion by Sel. Kerin, seconded by Sel. Turk, the minutes of the May 27, 2009 Informational Meeting of the Board of Selectmen were unanimously approved.

Upon a motion by Sel. Turk, seconded by Sel. Kerin, the minutes of the June 4, 2009 Public Hearing were unanimously approved.

Upon a motion by Sel. Turk, seconded by Sel. Kerin, the minutes of the June 4, 2009 Regular Meeting of the Board of Selectmen were unanimously approved.

Upon a motion by Sel. Turk, seconded by Sel. Hubert, the minutes of the June 11, 2009 Special Meeting of the Board of Selectmen were approved with four votes in favor and Sel. Kerin abstaining.

CONSENT AGENDA

Upon a motion by Sel. Kerin, seconded by Sel. Turk, the following items in the Consent Agenda were unanimously approved:

1. Resignations and Appointments

RESOLVED, that the Southbury Board of Selectmen hereby acknowledges with regret the following resignations:

> **Dorothy Vining as a member of the Historic Buildings Commission, effective immediately**
>
> **Armand J. Luzi as a member of the Lake Lillinonah Authority, effective immediately**
>
> **Linda Antilla as the Senior Services Secretary, effective June 26, 2009**
>
> **Stephaine DeForest as the Democrat Deputy Registrar of Voters, effective June 10, 2009.**

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Interview Committee, hereby approves the hiring of the following as Library Assistants, subject to satisfactory records checks:

Rebecca Tate, Woodbury, effective June 25, 2009 (15 hours per week)

Kelly Walsh, Woodbury, effective June 29, 2009 (9 hours per week)

2. Driveway Bonds

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Highway Department, hereby releases the following driveway bonds in the amount of $1,500, the work having been satisfactorily completed:

PERMIT NO.	PRINCIPAL	SURETY
594	Michael Fortuna 220 Saddle Ridge Road	Thomaston Bank Town File 06-66
698	Louis Regina 190 Berkshire Road	Newtown Savings Bank Town File 08-32

3. Referral from Land Use

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Land Use Inspector, hereby releases the following Inland Wetland bonds in the amount of $1,000:

PRINCIPAL: Fortuna Builders LLC
SURETY: Thomaston Savings Bank
PROPERTY: 220 Saddle Ridge Road, Lot 12 SW
(Town File 06-70)

PRINCIPAL: Ronald Pascoe
SURETY: Banknorth
PROPERTY: 241 Pascoe Drive, Lot 14 – 21, 36 – 39
(Town File 07-65)

4. Refunds

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Tax Collector and in accordance with State Statute 12-129, hereby approves the refunds for a total amount of $307.12.

STAFF REPORTS

Public Works Director Tom Crowe reported that the stream bank erosion control and stabilization project on the Pomperaug River behind River Trail has been completed. He requested an additional $9,679.95 to pay for the project (original contract $92,369.36). The town should be reimbursed for all project costs from federal and state grants.

Mr. Crowe then presented the 5-year Road Work Schedule Plan. He said that the Road Study Committee recommended that projects be designed and drawings be prepared several years in advance to aid in permit acquisition, to identify required easements, and to have plans on hand if work needs to be moved up or grants become available.

Mr. Crowe reported that Southbury is going to get $395,000 in federal stimulus money and it has to be spent on federally classified roads. Therefore the money will be spent on resurfacing Main Street South between Route 67 and Route 172. The Purchase Brook Road project will now be paid for with Town funds and moved forward since it is ready to go.

Mr. Crowe reported that they are in the process of improving the traffic synchronization on Main Street South. Traffic information has been gathered and technical support is currently setting up the program for timing and coordinating the traffic signals.

Also, Mr. Crowe said, CL&P is looking at energy use in the town buildings and the street lights. Hopefully, the town will be able to reduce energy consumption by 40%.

Upon a motion by Sel. Hubert, seconded by Sel. Somers, it was unanimously

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Road Study Committee, hereby approves the 2009-2013 Road Work 5-Year Plan dated June 9, 2009.

TRANSFER

Upon a motion by First Sel. Davis, seconded by Sel. Hubert, it was unanimously

RESOLVED, that the Southbury Board of Selectmen hereby concurs with the Board of Finance and approves the following Transfer:

09-39 DEPARTMENT: Town Properties Inside

FROM:	**Contingency**	**$330**
TO:	**Salaries**	**$330**

To fund for extra days in fiscal year.

UNFINISHED BUSINESS

1. Charter Revision

Town Clerk Ginger Salisbury said that the Board of Selectmen must make its recommendations to the Charter Revision Commission within 15 days after its public hearing. It was decided to defer discussion of the Charter Revision until a special meeting of the Board.

2. Senior Center Grant

First Sel. Davis read a memo from Jennifer Naylor regarding a telephone conversation with Ms. Shelly Pille, Community Development Agent with the state Department of Economic and Community Development. Ms. Pille told Mrs. Naylor that "neither the grant nor the Use Restriction Agreement are negotiable" and the amount of money to be returned to get out of the grant "would be based on the fair market value of the building."

Sel. Hubert reminded the Board that the Senior Center/Parks & Recreation project was advertised to the public in 2005 as a combination use building and the Use Restriction was not signed until 2007. Sel. Hubert said she would like to know what part of the building the grant money was used for. She would like to see the original floor plans to see what was designated for the Senior Center and what was designated for dual use. Sel. Hubert said she is sure the big area was supposed to be dual purpose.

Treasurer Sarosky said the $600,000 grant was about 25% of the total cost of the renovation. Parks & Recreation Commission Chairman Charles Rosa said 9,600 sq. ft. was designated for the Senior Center and 7,200 sq. ft. was designated for Parks & Recreation.

Mr. Rosa said that when the project was sold to the people of Southbury it was said that in the evening the whole building would be available for the use of everybody. He asked that paying back the grant be considered. Mr. Rosa suggested approaching the state legislature regarding the grant. Mr. Rosa said it is ashamed that for 25% of the cost we are tied to stipulations on 65% of the building.

In answer to a question from Sel. Kerin regarding possible uses, Mr. Rosa suggested that the younger teens in town could use the building as a supervised hanging-out place.

3. Kingsland Discussion

Anne Westerman of Southbury Historic District Commission No. 1 pointed out that both the Planning and Zoning Commissions have approved adding Kingsland to Historic District No. 1. She also noted that Mary Dunne, of the Historic Preservation and Museum Division of the Connecticut Commission on Culture & Tourism, wrote that she thought the inclusion of Kingsland would not be an addition to the Historic District, but just a technical correction to the ordinance. However, for the sake of being complete, Mrs. Westerman said the Historic District Commission would be willing to answer questions at a public hearing. Ultimately, she said, it would come down to a vote of the Board of

Selectman since the town is the sole owner of Kingsland. Town Clerk Ginger Salisbury said that whether Kingsland would be an addition to the Historic District or a technical correction to the ordinance, a public hearing would be necessary.

Upon a motion by Sel. Hubert, seconded by Sel. Turk, it was unanimously

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Planning Commission and the Zoning Commission, hereby approves the idea of the incorporation of the Kingsland property into Historic District No. 1 and instructs the First Selectman to take the steps necessary to make such incorporation legal.

4. Model Airplane Park

Sel. Somers recused himself and stepped away from the table. First Sel. Davis read a letter from the Planning Commission against the proposed model airplane park, at least before "a long range study, assessment and plan for all undesignated town properties" is conducted.

Upon a motion by First Sel. Davis, seconded by Sel. Turk, with four votes in favor and Sel. Somers recusing himself, it was

RESOLVED, that the Southbury Board of Selectmen hereby denies the use of property identified on Map 12, Block 92, Lot 1 and located at the top of East and West Flat Hill Roads as a model airplane park.

NEW BUSINESS

Sel. Somers returned to the table.

1. Historic Preservation Enhancement Grant

Historic District Commission #1 member Anne Westerman was available to answer questions about the application for a Historic Preservation Enhancement Grant to produce a public information brochure on Southbury's two historic districts. Sel. Turk had a correction to the figures in the application.

Upon a motion by First Sel. Davis, seconded by Sel. Hubert, it was unanimously

RESOLVED, that First Selectman H. William Davis, Jr., is authorized and directed to file an application on forms prescribed by the Connecticut Commission on Culture and Tourism for financial assistance in accordance with the provision of C.G.S. Sec. 10-392 and C.G.S. Sec. 10-411 of the Connecticut General Assembly, in the amount not to exceed $2,800, and upon approval of said request to enter into and execute a Grant Contract and Preservation Restriction with the state for such financial assistance to this municipality or non-profit organization for a Historic Preservation Enhancement Grant.

2. Leave of Absence Request

Upon a motion by Sel. Somers, seconded by Sel. Kerin, it was unanimously

RESOLVED, that the Southbury Board of Selectmen hereby approves the request of Raymond Bouley for a six week medical leave of absence, starting on June 30, 2009 through approximately August 11, 2009.

3. Southbury Youth Baseball

Sel. Hubert was concerned about the request to hang a banner across Main Street South. Mark Shay, Tournament Director for Southbury Youth Baseball, showed the Board a picture of last year's banner and assured the Board that this year's banner would come down on August 1. Sel. Hubert also asked about the cost of police overtime and was assured that Southbury Youth Baseball would pay for the overtime if any was needed.

Upon a motion by Sel. Turk, seconded by Sel. Hubert, it was unanimously

RESOLVED, that the Southbury Board of Selectmen, hereby approves the request of Southbury Youth Baseball to host the Opening Ceremonies of the 2009 New England Cal Ripkin Championship ceremonies at Settler's Park on July 24, 2009 from 4:00 p.m. to dusk;

BE IT FURTHER RESOLVED, that the Board hereby agrees to the request of Southbury Youth Baseball to hang a banner regarding the tournament across Main Street South for approximately six weeks, subject to them acquiring written authorization from the utility companies to use their poles; and

BE IT FURTHER RESOLVED, that it is the responsibility of Southbury Youth Baseball to comply with all applicable regulations and acquire the necessary permits, and to make arrangements with the Police Department in order to provide adequate police coverage.

4. Addition to the Agenda

Upon a motion by Sel. Hubert, seconded by Sel. Turk, it was unanimously

RESOLVED, that the Retirement Plan Oversight Committee (RPOC) resolution be added to the agenda.

Sel. Hubert explained the request to increase the allowable range for emerging market investments to 0 – 10% of retirement plan fund.

Upon a motion by First Sel. Davis, seconded by Sel. Hubert, it was unanimously

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Board of Finance, hereby approves an increase in the allowable range for emerging market funds from 0-5% to 0-10%.

REPORTS FROM SELECTMEN SERVING AS LIAISONS
Sel. Kerin said that Donna J. Pereira pretty much said it during the Public Comments section of the meeting. Sel. Kerin said the town needs professional IT support and suggested extending the two IT consultants' employment for another three months. First Sel. Davis said he thought the question of whether the town needs a full time IT person could be answered in a 3 month period. Mr. Kerin said the question was how to fund an IT position, rather than is one needed. Sel. Turk asked if during the 3 month period it could be laid out which consultant was working on what project and for how long and how much it cost, in order to justify hiring a full time IT professional. First Sel. Davis asked who the IT Consultants reported to. Mr. Davis said he thought that during the 3 month period he and the Board could get a handle on this kind of thing. Sel. Kerin said that over the next 3 months the consultants would put together documentation of what they are doing now and put together documentation of a one year IT plan. First Sel. Davis said that the ultimate goal is to have any IT persons hired save the town more money than the town spent on hiring them.

Upon a motion by Sel. Kerin, seconded by Sel. Hubert, it was unanimously

RESOLVED, that the current arrangement with the IT Consultants be extended for an additional three months and prior to the end of that term the First Selectman recommend a plan for providing and funding the appropriate IT support for the Town.

Sel. Kerin reported that there is going to be a Library Board work group this coming weekend to install another row of engraved bricks in the brick walk.

Sel. Turk reported that the Senior Strategic Plan was moving ahead and they will be coming forward with a report early in the Fall.
Sel. Turk said that people should look at the Economic Development website which is linked from the new town site.

Sel. Hubert brought up proposed revisions to the Retirement Plan Investment Policy Statement made in response to the auditors' comments and asked for Board of Selectman approval. After short discussion, the consensus was that this matter was included in the earlier vote to add a RPOC (Retirement Plan Oversight Committee) resolution to the agenda.

Upon a motion by Sel. Hubert, seconded by Sel. Turk, it was unanimously

RESOLVED, that the Southbury Board of Selectmen hereby approves the proposed revisions to Section III. "Responsibilities of the Plan's Representatives" of the Retirement Plan Investment Policy Statement made in response to audit comments and approved by the Board of Finance.

Sel. Somers said the only thing before the land use commissions was the new medical building on Old Waterbury Road. He said the proposed medical building was a ways-a-way from getting approval and wetlands would probably be their biggest hurdle.

ANY OTHER BUSINESS THAT MAY PROPERLY COME BEFORE THE MEETING

1. Cancellation of July 2 Meeting

Upon a motion by Sel. Turk, seconded by Sel. Kerin, it was unanimously

RESOLVED, that the Regular Meeting of the Southbury Board of Selectmen scheduled for July 2, 2009 be cancelled.

Sel. Hubert moved, seconded by First Sel. Davis, to adjourn the meeting at 8:58 p.m. All were in favor.

Respectfully submitted,

Jocelyn Bagger