

**BOARD OF SELECTMEN
REGULAR MEETING
October 15, 2009
(Subject to Approval)**

PRESENT: First Selectman H. William Davis, Jr.
Selectman Carol Hubert
Selectman Kenneth Kerin
Selectman Barbara McLaughlin
Selectman Stuart Somers
Selectman John Turk

ALSO PRESENT: Charter Revision Commission Member Chad Landmon, Treasurer Bill Sarosky, Parks & Recreation Director Diane Schaefer, Public Works Director Tom Crowe, 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 October 15, 2009 to order at 7:32 p.m. in Room 205 of the Town Hall.

PLEDGE OF ALLEGIANCE

All joined in the Pledge of Allegiance.

PUBLIC COMMENTS

1. Lorraine Marcantonio, 252A Heritage Village, spoke on behalf of the Southbury League of Women Voters. They would like the voters to be given some help in understanding the Charter Revision on which they must vote yes or no on election day. Ms. Marcantonio would like to see a one page hand-out briefly explaining the major revisions to the Charter.
2. Ken Korsu, 272 Old Woodbury Road, candidate for the Board of Selectmen, made a complaint to the Board regarding unfair and discriminatory practices by the Selectman's Office in respect to campaign signs.

ANNOUNCEMENTS/CORRESPONDENCE

1. Letter dated September 29, 2009 from State Office of Policy and Management stating that the Town has been awarded a STEAP grant in the amount of \$200,000 for the renovation of Ballantine Park.
2. Copy of the State of Connecticut H1N1 Situation report.
3. Copy of the Fall 2009 copy of the "Southbury Land Trust News".
4. Animal Control Officer's report for September 2009.
5. Building Department report for September 2009.

With respect to the third paragraph of Item #1 First Sel. Davis assured Sel. Hubert that the town is up to date with its Plan of Conservation and Development.

With respect to Item #2 Sel. Hubert asked if the Pomperaug Health District was going to have the H1N1 vaccine. Assistant to the First Selectman Jennifer Naylor said she had called the Health District and they will be receiving 400 doses of the flu mist which will be given initially to 2-to-4 year olds and emergency responders.

MINUTES

Upon a motion by Sel. Kerin, seconded by Sel. Turk, the minutes of the October 1, 2009 Regular Meeting of the Board of Selectmen were unanimously approved.

CONSENT AGENDA

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

1. Appointment

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Interview Committee, hereby approves hiring David Carbonaro of Naugatuck to the position of full-time Grounds Maintainer at a salary of \$17.51 per hour, in accordance with the Agreement between the Town of Southbury and Southbury Town Employees Local 677, to be effective on November 2, 2009.

2. 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 \$2,064.23.

3. Driveway

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Driveway Inspector, hereby releases the following driveway bond in the amount of \$1,500, the work having been satisfactorily completed:

**PERMIT NO.
695**

PRINCIPAL	SURETY
Cliff & Shila Anderson	Newtown Savings
57 Sterling Ridge Road	Town File 08-29
Lot 3 SW	

TRANSFER

In response to questions from Sel. McLaughlin, First Sel. Davis said this transfer was from the 09/10 budget and was fully reimbursable by the state. He added that the last Farmers' Market of the season had been held that afternoon and an accounting of the season would be available in a couple of weeks. First Sel. Davis said the \$3,000 transfer would cover advertising and getting the market running for next year. Sel. McLaughlin said she had a problem approving a transfer of funds for something that is not going to happen until next winter and when we do not know yet if the market was fiscally viable this year.

Upon a motion by Sel. Somers, seconded by Sel. Turk, it was (with five Aye votes and Sel. McLaughlin voting Nay)

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

10-02	DEPARTMENT:	Planning	
FROM:	Fund Balance		\$3,000
TO:	Farm Market Expense		\$3,000

To fund for Matching Grant for Farmers' Market.

STAFF REPORTS

Parks & Recreation Director Diane Schaefer spoke to the Board about the \$200,000 STEAP grant that the town has received to build a new pool house in Ballentine Park. The idea is to tear down the old pool house to the slab and build a new (two story) pool house in the same footprint on the same slab. Ms. Schaefer said that she had obtained three cost estimates from contractors before applying for the grant. All three estimates were about \$320,000. She suggested the extra \$120,000 might come from the pool construction reserve account since the pool was good for another 15 years at least. Director Schaefer said she and the Parks & Recreation Commission would come back before the Boards of Selectmen and Finance in the future with a more detailed presentation. In answer to questions from Selectmen Kerin and McLaughlin, Ms Schaefer agreed that construction might not start until after the next swimming season. Treasurer Bill Sarosky and Public Works Director Crowe both said they thought the Grant could be held open for two or three years. Sel. Kerin noted that funds are needed to hire an architect.

UNFINISHED BUSINESS

1. Code of Ethics Ordinance

First Sel. Davis referred to the requested letter from the town attorney disapproving the proposed Code of Ethics Ordinance. Sel. Somers said he felt the proposed Code of Ethics should be sent back to the committee who drafted it for review in light of the town attorney's letter. First Sel. Davis noted that the

Charter Revision Commission and its Code of Ethics Subcommittee no longer exists. After some discussion a Code of Ethics Subcommittee consisting of First Sel. Davis, Sel. McLaughlin, and Sel. Somers was appointed.

NEW BUSINESS

1. 2010 Meeting and Holiday Schedules

Sel. McLaughlin expressed some concern that the Town Hall would be closed four days in succession over the Fourth of July weekend.

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

RESOLVED, that the Southbury Board of Selectmen hereby adopts the attached holiday schedule for 2010.

Sel. Turk suggested that the Board of Selectmen might meet only once a month instead of twice. However, the consensus was that it would be easier to cancel the second meeting for lack of business than to get together a special second meeting if one is needed.

Upon a motion by First Sel. Davis, seconded by Sel. Hubert, it was (with five Aye votes and Sel. Kerin abstaining)

RESOLVED, that the Southbury Board of Selectmen hereby adopts the attached meeting schedule for 2010.

2. Energy Efficiency and Conservation Block Grant

First Sel. Davis said Southbury's share of this federal grant would be \$81,979. Assistant to the First Selectman Jennifer Naylor said that they wanted to spend \$1,100 of the money to audit the energy efficiency of all the town buildings except the library which is too new. Ms. Naylor assured Sel. McLaughlin that there were no conditions or restrictions (such as the senior center grant age restriction) in connection with this grant.

Upon a motion by First Sel. Davis, seconded by Sel. Somers, it was (with five Aye votes and Sel. McLaughlin voting Nay)

RESOLVED, that the Southbury Board of Selectmen hereby authorizes the First Selectman and his office to apply for funding under the American Recovery and Reinvestment Act Energy Efficiency Conservation Block Grant.

REPORTS FROM SELECTMEN SERVING AS LIAISONS

Sel. Hubert reported on Region 15: contract negotiations have begun with the teachers' union and some of the ECS money is coming from the Federal Government directly to the Region this year instead of from the state to the town which conflicts with the town budget which mandates the town pay a certain

amount of ECS money to the Region. There was some discussion about the teacher contract negotiations regarding the deadlines for the steps in the process and the terms of office of the negotiators.

Sel. Kerin reported that at the last Library Board meeting there was a lot of discussion about replacement of the public computers which get a lot of wear and tear. He said there are always 2 or 3 or 4 of the public computers out of commission. Mr. Kerin said what they are looking for is to have a replacement schedule with a budget for these computers which are now three or four years old.

Sel. Hubert asked about the ambulance contract. First Sel. Davis said the Board of Finance was looking at it now and then it will come to the Board of Selectmen.

First Sel. Davis reported on an event he attended at the high school honoring World War II veterans. Mr. Davis said a man in Heritage Village called him to say he was going to circulate a petition to replace the one-lane bridge with a two-way bridge.

Sel. Kerin requested three updates to be placed on the agenda for the next Board of Selectmen meeting: 1. a first quarter financial report to see how the town is doing; 2. status report on annual staff performance appraisals; and 3. a review of the town attorneys. Sel. Somers said he thought the staff evaluation form was going to be redone, especially with respect to the weighting of various factors. Sel. Kerin said he was talking about the process of sitting down with the staff and he thought the weighting of various factors was just an enhancement to the form.

First Sel. Davis moved, seconded by Sel. Turk, to adjourn the meeting at 8:24 p.m. All were in favor.

Respectfully submitted

Jocelyn Bagger