

**BOARD OF SELECTMEN
REGULAR MEETING
August 6, 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: Treasurer Bill Sarosky, Office Manager Noreen Thompson, Interested Citizens, and Members of the Press.

CALL TO ORDER

First Sel. Davis called the Regular Meeting of August 6, 2009 to order at 7:30 p.m. in Room 205 of the Town Hall.

PLEDGE OF ALLEGIANCE

All joined in the Pledge of Allegiance.

PUBLIC COMMENTS

Robert Barnes, Chairman of the Lake Zoar Authority, announced that there would be a special meeting of the Lake Zoar Authority on Thursday, August 13, 2009 in Room 205 of the Southbury Town Hall. The meeting is called to discuss the efforts of a Monroe member of the Authority to lower the nighttime speed limit on the lake to 6 mph. Mr. Barnes said the current speed limits are 25 mph from a half hour after sunset to a half hour before sunrise and 45 mph otherwise.

ANNOUNCEMENTS/CORRESPONDENCE

1. Memo from the Shelton Economic Development Corporation reporting on the demographics for the Town of Southbury.
2. Calendar for the month of August 2009.
3. Building Department report for July 2009.
4. Letter dated July 31, 2009 from the Southbury Business Association regarding the Southbury Fall Classic 10K Road Race & Wellness Fair.

With respect to Item #1 of the July 16, 2009 Correspondence, Sel. Kerin commended First Sel. Davis for coming up with a win-win solution to the Heritage Village trash/transfer station Monday closing problem.

MINUTES

Upon a motion by Sel. Turk, seconded by Sel. McLaughlin, the minutes of the July 16, 2009 Regular Meeting of the Board of Selectmen were unanimously approved.

CONSENT AGENDA

1. Resignations and Appointments

Upon a motion by Sel. Turk, seconded by Sel. McLaughlin, the following resignations and appointments were unanimously approved:

RESOLVED, that the Southbury Board of Selectmen hereby accepts with regret the resignation of Robert Fritzing as an outside properties grounds maintainer, effective July 30, 2009.

RESOLVED, that the Southbury Board of Selectmen hereby acknowledges with regret the resignation of Lora L. Morrow as a member of the Recreation Commission and as a Justice of the Peace, effective August 1, 2009.

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Director of Parks and Recreation, hereby approves the hiring of Bryan Rawlinson and Margaret Fleming as lifeguards for the remainder of the 2009 summer season, subject to satisfactory records checks, effective on or after August 7, 2009.

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Head Librarian, hereby approves the hiring of Margaret Keating of Oxford as a substitute reference librarian on an as-needed basis, effective August 3, 2009.

2. Referrals from Land Use

Upon a motion by Sel. Hubert, seconded by Sel. Turk, the following referrals from Land Use were unanimously approved:

RESOLVED, that the Southbury Board of Selectmen, upon the recommendation of the Zoning Enforcement Officer, hereby releases the following bond in the amount of \$1,500, the property being in conformance with the zoning regulations:

PRINCIPAL:	Rae Brier
SURETY:	Newtown Savings Bank
PROPERTY:	173 Eagle View Road, Lot 7EV
(Town File 09-13)	

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

PRINCIPAL: Donald Voight
SURETY: Bank of America
PROPERTY: 190 Berkshire Road, Lot 3-17
(Town File 07-23)

3. Resolution for Homeland Security Grant

With respect to a Memorandum of Agreement Regarding Use of Federal Grant Funding and Custodial Ownership of Regional Assets in DEMHS Region 5, Sel. Kerin asked what kind of assets. First Sel. Davis replied emergency supplies such as cots, first aid kits, and water vats. Sel. Hubert asked where Southbury would store the assets. First Sel. Davis noted that some towns might be responsible for maintaining and storing a bulldozer. Sel. Turk remarked that Southbury would have to build something to house a bulldozer. First Sel. Davis said that most of the assets Region 5 has are now in place elsewhere. He said that Emergency Management Director George Slaiby told him that the most Southbury would be responsible for would be smaller items like cots. The bigger things would go to the cities. First Sel. Davis pointed out that Southbury would get to use all these assets belonging to the Region and the State if it needed them. Sel. Kerin said there was room in the basement of the library to store things like cots. Sel. McLaughlin noted that these would be Region 5's share of the assets, not Southbury's share of the assets. First Sel. Davis said that the Head of Region 5, Bob Kenny, whose office is at the Training School, would have the final authority over what was stored where.

Upon a motion by Sel. Hubert, seconded by Sel. Turk, it was with five Aye votes and an abstention by Sel. McLaughlin,

RESOLVED by the Board of Selectmen of the Town of Southbury, that First Selectman H. William Davis, Jr. is empowered to execute and deliver in the name of, and on behalf of this municipality, a contract with the State of Connecticut Department of Emergency Management and Homeland Security any and all documents which it deems to be necessary or appropriate regarding the use of federal homeland security grant funds to support regional set-aside projects; and

The First Selectman is further authorized to provide such additional information and execute such other documents as may be required by the state government in connection to said contracts and to execute any amendments, revisions, and revisions thereto.

STAFF REPORTS

Sel. Kerin asked about the tax receipts during July. Treasurer Sarosky reported that the July collection rate had been as expected – about \$25,000,000. He said they had no comparison figures with last year yet because of a software change. In answer to a question from Sel. Hubert, Mr. Sarosky said the auditors would finish the end of year audit the last week in August.

UNFINISHED BUSINESS**1. Charter Revision**

Board members received the final version of the Charter Revision as filed with the Town Clerk. They also received a Memorandum regarding the Charter Revision Commission's response to the Board of Selectmen comments and a copy of the Proposed Southbury Code of Ethics. First Sel. Davis said that possible Board action on the Charter Revision would be placed on the Agenda for the August 20, 2009 Regular Meeting of the Board of Selectmen. Sel. Kerin noted that the Board of Selectmen would decide the number of charter revision questions to go on the ballot. Sel. Turk noted that the Board could reject all or part of the Charter Revision. Sel. McLaughlin said she might not be able to attend the August 20 meeting and she believed the entire Board had to be present for the final vote on the Charter Revision. First Sel. Davis said that, if Sel. McLaughlin was not able to attend the August 20 meeting, a special meeting would be called for the vote. He noted that the action date was September 3rd.

2. Kingsland Property

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

RESOLVED, that the Southbury Board of Selectmen hereby sets the date of Thursday, August 20, 2009 at 7:30 p.m. in Room 205 of the Town Hall to hold a Public Hearing to amend the Historic District #1 Ordinance to include the Kingsland property into Historic District #1.

NEW BUSINESS**1. Request of Heritage Village**

First Sel. Davis explained that Heritage Village has a van/bus that was bought with a 5 year grant that expired in 2009 and the Town of Southbury now owns the bus. Heritage Village used the bus and supplied the driver and gasoline while the Town supplied the insurance and the maintenance. Heritage Village has requested the bus now be put in its name. Southbury Senior Services can not use this bus because they have two buses in better shape. Also, if Heritage Village did not have the bus, Southbury Senior Services would have to handle the clients that Heritage Village serves with the bus. The last bus was sold to Heritage Village for \$1 in 2004 in similar circumstances, and First Sel. Davis proposed that the Board do the same thing with this bus.

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

RESOLVED, that the Southbury Board of Selectmen hereby authorizes the First Selectman to sell the 2004 Ford E350Van to the Heritage Village Master Association for one dollar (\$1.00).

Sel. Hubert noted that when Heritage Village took ownership of the van/bus they would be responsible for the insurance and the maintenance.

REPORTS FROM SELECTMEN SERVING AS LIAISONS

Sel. Turk reported that the Elderly Services Commission planned to wrap up its elderly services strategic plan on August 21.

Sel. Hubert reported that the Retirement Plan Oversight Committee would have its quarterly meeting next Tuesday. She said the preliminary numbers were pretty good.

Sel. Somers said the proposed second medical building on the corner of Old Waterbury Road and Main Street North was before the Wetlands Commission and still had to go through other regulatory approval procedures.

Sel. Kerin said the IT Oversight Committee would be meeting next week. First Sel. Davis mentioned the demonstration of the new Town Website at the Senior Center that afternoon.

Sel. McLaughlin moved, seconded by Sel. Kerin, to adjourn the meeting at 7:55 p.m. All were in favor.

Respectfully submitted,

Jocelyn Bagger