

**BOARD OF SELECTMEN MEETING
REGULAR MEETING
April 16, 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, Public Works Director Tom Crowe, Emergency Services Director George Slaiby, Police Corporal Jim Houle, Police Officer Duane Manville, Assistant to the First Selectman Jennifer Naylor, Office Manager Noreen Thompson, Interested Citizens, and Members of the Press.

CALL TO ORDER

First Selectman Davis called the Regular Meeting of April 16, 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.

MOMENT OF SILENCE

A moment of silence was held for J. Peirce Behrendt who died the first week of April. He served on the Zoning Board of Appeals from 1990 to 2009. First Sel. Davis said Peirce Behrendt was a volunteer in the true meaning of the word.

PUBLIC COMMENTS

None

ANNOUNCEMENTS/CORRESPONDENCE

1. Letter dated March 25, 2009 to the First Selectman from the Arbor Day Foundation congratulating Southbury on having achieved Tree City USA® status for 2008.
2. Letter received April 2, 2009 from George Roswell regarding the proposal for a model air park.
3. Copy of letter dated April 9, 2009 from Dr. Sippy to the Town Clerk regarding the Region #15 budget.
4. Animal Control Officer's report for March 2009.
5. Building Department report for March 2009.
6. Notice of the Hazardous Waste Collection Day to be held on April 25, 2009 at the Beacon Falls Firehouse.

Sel. Hubert asked if Rev. McGee, President of Southbury Elderly Housing, Inc./Grace Meadows had been invited to come to the meeting. Noreen Thompson said Rev. McGee was coming to the next Board of Selectmen regular meeting on May 7th. Sel. Hubert also asked about the Model Airplane Park. First Sel. Davis said it had been referred to Planning and they are going to report back to the Board of Selectmen.

MINUTES

Upon a motion by Sel. Hubert, seconded by Sel. McLaughlin, the minutes of the March 30, 2009 Special Meeting of the Board of Selectmen were unanimously approved.

With respect to the minutes of the April 2, 2009 Regular Meeting of the Board of Selectmen, Sel. McLaughlin had a correction on page 8. She said she voted against the motion authorizing First Sel. Davis to enter into a contract with the State Police for a period not to exceed six months. So the motion was not passed unanimously as stated in the minutes.

Upon a motion by Sel. Turk, seconded by Sel. Hubert, the minutes, with Sel. McLaughlin's correction, of the April 2, 2009 Regular Meeting of the Board of Selectmen were unanimously approved.

CONSENT AGENDA

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

1. 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 \$3,000, the work having been satisfactorily completed:

PERMIT NO.	PRINCIPAL	SURETY
227	Edson Development LLC 831 Fish Rock Road, Lot 5EC	Travelers Casualty & Surety
228	Edson Development LLC 833 Fish Rock Road, Lot 6EC	Travelers Casualty & Surety

2. 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 bond in the amount of \$1,000:

PRINCIPAL: Edson Development
SURETY: Newtown Savings Bank
PROPERTY: 729 Fish Rock Road, Lot 3
 (Town File 05-54)

3. Leave of Absence Request

RESOLVED, that the Southbury Board of Selectmen hereby approves the request of June Knapp for a medical leave of absence extension, starting on April 16, 2009 through July 16, 2009 (approximately).

TRANSFERS

Upon a motion by Sel. Turk, seconded by Sel. Kerin, it was unanimously **RESOLVED**, that the Southbury Board of Selectmen hereby approves and refers the following Transfer to the Board of Finance:

A.	09-17	DEPARTMENT:	Highway Department
	FROM:	Rental Equip.	\$28,375
		Material-Drainage	\$ 1,625
	TO:	Fuel/Other	\$30,000

Upon a motion by Sel. Turk, seconded by Sel. Somers, it was unanimously **RESOLVED**, that the Southbury Board of Selectmen hereby approves and refers the following Transfer to the Board of Finance:

B.	09-15	DEPARTMENT:	Town Properties Outside
	FROM:	Settler's Park	\$3,600
	TO:	Fuel/Other	\$3,600

Sel. McLaughlin asked what the Settler's Park account was and if there was enough money in it. Public Works Director Crowe said it was an account for maintenance, including turf management, and it had enough money in it.

Upon a motion by Sel. Turk, seconded by Sel. Kerin, it was unanimously RESOLVED, that the Southbury Board of Selectmen hereby approves and refers the following Transfer to the Board of Finance:

C.	09-16	DEPARTMENT:	Transfer Station
	FROM:	Salaries – Full Time	\$2,000
	TO:	Salaries - Overtime	\$2,000

STAFF REPORTS

Treasurer Sarosky presented his written summary of the expense and revenue projections for FY 08/09 as of 3/31/09. A surplus of \$44,722 is currently estimated.

Sel. Hubert said she had driven on Peter Road and it was very nice and smooth. She asked Public Works Director Crowe how this year's road projects were going. Director Crowe said Purchase Brook Road was on hold until the Town heard about the stimulus money. There will be meetings in the next week or so to reprioritize the other road projects. First Sel. Davis asked about the street sweeping. Director Crowe said it was just about done.

UNFINISHED BUSINESS

1. Set Referendum Date

First Sel. Davis said the wording of the referendum question had been checked with two attorneys. Sel. Kerin said he thought June 9th was a short time frame, but once past the middle of June people went away.

Upon a motion by Sel. McLaughlin, seconded by Sel. Somers, it was unanimously RESOLVED, that the Southbury Board of Selectmen, in accordance with Section 507.17 of the Southbury Charter, hereby votes to establish the position of Chief of Police.

BE IT FURTHER RESOLVED, that the Board of Selectmen, in accordance with Section 507.17 of the Southbury Charter, hereby sets the date of June 9, 2009 for a vote to be taken by referendum to approve the establishment of the position of Chief of Police:

“Shall the Town of Southbury approve establishing the position of Chief of Police in order to organize a municipal police department?”

BE IT FURTHER RESOLVED, that said referendum will be held at the Southbury Firehouse, Main Street South, Southbury, from 6:00 a.m. to 8:00 p.m.

2. Town Building Committees

Sel. Turk moved, seconded by Sel. Somers, that the Probate Court building committee be dissolved and that all but \$80,000 of the funds held by the joint building committees be returned to the General Fund. Sel. McLaughlin requested a division of the motion.

Upon a motion by Sel. Turk, seconded by Sel. Somers, it was unanimously RESOLVED, that the Southbury Board of Selectmen, upon a recommendation of the joint Building Committees, hereby dissolves the building committee for the Probate Court project.

Sel. Hubert asked Building Committee Chairman Tom Crowe what was left to be done and if \$80,000 was enough to finish the projects. Mr. Crowe explained what was left to be done (Senior Center retainage, stucco restoration on the front of the Parks & Recreation part of the building, heat in the computer room, and humidity control in the lower section of the police station) and said that \$80,000 was a comfortable amount. First Sel. Davis asked about the generator for the police and the fire department. Mr. Crowe said it was ready to be installed. Sel. Kerin mentioned the issue of a generator for the Town Hall given all the IT equipment there.

Upon a motion by Sel. Kerin, seconded by Sel. Turk, with Sel. McLaughlin abstaining, it was (with five yes votes) RESOLVED, that the Board of Selectmen, upon a recommendation of the joint Building Committees for the Senior Center/Parks & Recreation Project and the Town Hall Annex Project , hereby retains \$80,000 in the building committee fund to oversee completion of the projects, and that the remaining funds in the amount of \$817,865 be returned to the General Fund.

REPORTS FROM SELECTMEN SERVING AS LIAISONS

Sel. Hubert reported that at the Board of Finance meeting they heard the actuary report for the pension fund. She said the Board of Finance questioned if the money put into the roads program could be spent in a year's time. She said the Board of Finance also asked if the COPS Grant request needed to go before the Board of Finance. First Sel. Davis pointed out that time had been short to get the COPS Grant application in.

Sel. Somers said the Zoning Commission approved the new aquifer protection regulations. He also said the Planning Commission has a new application before them for a church off Exit 16 opposite the Mobil station on a lot zoned for commercial use.

First Sel. Davis said that a joint Planning & Zoning Committee to study lighting and sign regulations has had at least one meeting and is making progress.

Sel. McLaughlin announced for the record that she will not be running for re-election next November.

Sel. Kerin reported that the town website training is moving along well. One issue, he said, is internet access for all the website content editors. Sel. Kerin also reported that they had decided to stay with the Munis accounting application. He said there would be a substantial upgrade of the application in September or October (a slow time for fiscal). Sel. Kerin reported that the problems with the GIS system continue, especially with the Community Explorer program used by non-tech people. The IT Committee is working with the provider Fuss & O'Neill on the problems.

First Sel. Davis reported that he has been trying to find out where the town's road stimulus money is (for the Purchase Brook Road project). He has been in contact with COG and with Congressman Chris Murphy's office.

Sel. McLaughlin moved, seconded by Sel. Turk, to adjourn the meeting at 7:58 p.m. All were in favor.

Respectfully submitted,

Jocelyn Bagger