

EAST LYME BOARD OF SELECTMEN  
MEETING OF DECEMBER 7, 2011  
MINUTES

PRESENT: Paul Formica, Mark Nickerson, Holly Cheeseman, Kevin Seery, Rose Ann Hardy.

EXCUSED: Rob Wilson.

ALSO PRESENT: Finance Director Anna Johnson.

Mr. Formica called the meeting to order at 7:30 p.m. and led the Pledge. He welcomed Mr. Seery and Ms. Cheeseman to the Board.

1b. Additional Agenda and Consent Calendar Items

There were none

1c. Delegations

There were none.

1d. Approval of Minutes, Meeting of November 16, 2011

Ms. Hardy noted that there was a typo on the agenda noting the wrong date for the meeting minutes – not November 23 but November 16, 2011.

MOTION (1)

Mr. Nickerson moved to approve the minutes for the meeting of November 16, 2011 as corrected.

Seconded by Ms. Cheeseman.

Aye: Mr. Formica, Mr. Nickerson.

Nay: None.

Abstain: Ms. Hardy, Ms. Cheeseman, Mr. Seery. Motion passed 2-0-3.

1e. Consent Calendar

MOTION (2)

Mr. Nickerson moved to approve the Consent Calendar in the amount of \$608.44 for the meeting of December 7, 2011.

Seconded by Ms. Hardy. Motion passed 5-0.

2a. Appoint Deputy First Selectman

MOTION (3)

Mr. Seery moved to appoint Mark Nickerson to serve as Deputy First Selectman for the Town of East Lyme through December of 2013.

Seconded by Ms. Cheeseman. Motion passed 5-0.

2b. Authorize the First Selectman to Sign Check Registers

MOTION (4)

Mr. Nickerson moved the following resolution:

Resolved, that the Board of Selectmen delegates to the First Selectman and upon the absence or disability of the First Selectman, to the Deputy First Selectman, the Board's obligation to sign the orders of the Board of Selectmen on the Town Treasury for payment of regularly budgeted expenses of the Town, with exception of those of a capital nature over \$50,000 where bids are required; and further that the signed orders, covering the period subsequent to the previous regular meeting of the Board, be presented at each regular meeting of the Board for review.

Seconded by Ms. Cheeseman. Motion passed 5-0.

MOTION (5)

Mr. Nickerson moved the following resolution:

Resolved, that in the absence of the First Selectman and his deputy, the First Selectman may delegate the obligation to sign the orders of the Board of Selectmen to Rose Ann Hardy for payment of the expenses of the Town. Such delegation will be limited to the time period of December 26 – 30, of 2011 as cited in Town Charter Section 3.3.7.

Seconded by Mr. Seery. Motion passed 5-0.

2c. Ex-Officio Assignments

Mr. Formica reviewed the Ex-Officio assignments for the Board (identified as Attachment A).

Mr. Formica noted that he would be resurrecting the police subcommittee which had been dormant since 2004. He said that he wanted to re-establish the subcommittee to study the three scenarios for the police department. He had placed Mr. Seery on this and inquired if Ms. Hardy would again like to take part since she was on the original subcommittee.

Ms. Hardy responded that she would like to take part. She said that they reviewed non-contractual items and this subcommittee was a good liaison for an important function of our community.

2d. Appointment – Part time Constable

MOTION (6)

Mr. Nickerson moved to appoint Paul Holmes of 9R center Road Waterford, CT to serve as a Part time Constable for the Town of East Lyme through June 30, 2012.

Seconded by Ms. Hardy. Motion passed 5-0.

2e. America the Beautiful Grant Extension

Mr. Formica noted that the previous resolution had expired and the action required was to simply make a new resolution.

MOTION (7)

Ms. Cheeseman moved the following resolution:

Resolved, that First Selectman Paul M. Formica is empowered to execute and deliver in the name and on behalf of the Town of East Lyme, a certain contract with the Department of Environmental Protection of the State of CT for the fulfillment of the America-the-Beautiful grant, and is authorized to affix the Town Seal.

Seconded by Mr. Nickerson. Motion passed 5-0.

2f. Regional Performance Incentive Program Funding Resolution

Mr. Formica noted that the Council of Governments had discussed a variety of opportunities that they might apply for through the Regional Performance Incentive Program. He added that they had narrowed their action to the following three incentives.

MOTION (8)

Mr. Nickerson moved to endorse the **Regional Performance Incentive Program** proposal referenced in Section 5 of Public Act 11-61 (An Act Concerning Responsible Growth). These proposals, submitted by the Southeastern Connecticut Council of Governments (SCCOG) include:

- Preparation of a comprehensive plan and a model for shared services, equipment, and staff by all 20 SCCOG municipalities
- Creation of a digital index of town clerk maps in all 20 SCCOG municipalities
- SCCOG municipalities joining the Capitol Region Council of Governments on-line permitting system

Such proposals are attached to and made a part of this record.

It is hereby certified that there are no legal obstacles to providing the proposed services regionally, including, but not limited to, binding arbitration.

Seconded by Ms. Cheeseman

Ms. Hardy noted that the grant application amount was \$800,000 and even divided among the joining towns, this was a pretty hefty fee. She inquired if this would be a one time fee or an annual fee.

Mr. Formica responded that the grant covers the one time fee for all of the towns and the town would be assessed \$6000 - \$12,000, depending on how many towns were involved. She noted that one paragraph noted that “priority must be given to economic development districts” and inquired if we could capitalize on that. She also inquired if there would be any additional time commitment necessary by staff.

Mr. Formica noted that Mr. Goeschel and Mr. Smith had responded that this was the way to go and were very supportive of the application. Mr. Formica said that the cost for support services was done by population.

Motion passed 5-0.

2g. Transfer \$25,000 from Contingency to General Government Legal

Mr. Formica noted that the Town was involved in on-going litigation in bankruptcy court and we were getting to the point of going to court. He added that the legal fees mount during this process. He said that the Board of Finance wanted the First Selectman to come before the Board of Selectmen and Board of Finance for additional money to cover legal costs to keep it in front of the public.

MOTION (9)

Mr. Nickerson moved to approve a transfer in the amount of \$25,000 from account 2-01-01-120-300-500 (Contingency) to account 2-01-01-114-140-233 (General Govt Legal) and forward to the Board of Finance for approval.

Seconded by Ms. Hardy. Motion passed 5-0.

3a. Board of Selectmen 2012 Meeting Calendar

Mr. Formica noted that this was a clean copy of the approved calendar of meetings for the Board for next year. He noted the change in January – meeting on the 9<sup>th</sup> and the 18<sup>th</sup>.

3b. Unaffiliated Employees COLA Recommendation

Mr. Formica noted that in Ms. Hardy's absence, he had requested Mr. Nickerson and Mr. Hogan to meet.

Mr. Nickerson said that due to the holiday, they had not met. He said that he expected to meet with staff next week and should have numbers available for the next meeting.

Mr. Formica requested that Ms. Hardy again assist Mr. Nickerson and report back at the next meeting.

3c. Discussion – Samuel Smith House

Mr. Formica noted that the town had missed the opportunity to write a grant for this property and the next time the grant would be available was late spring or early summer of next year. He said that the Board had approved \$1500 from two different appraisals, none of which were done as yet.

Ms. Hardy said that there were many who wanted to donate funds for this project and that they were starting a 501c3 for this purpose. She said it is very hard to get public support when we do not have any idea of what the price will be to purchase. She suggested getting a preliminary value appraisal and then the townspeople can see if they want to support it.

Mr. Formica noted that he had spoken to the owners and that he was not sure how many comparables appraisers were going to find for this property. He said that Mr. Wilson had mentioned that we should patronize a local appraiser.

Ms. Cheeseman suggested that Mr. Flanagan be contacted to perform a preliminary value appraisal to get an idea of the value.

The consensus of the Board was to have Mr. Formica contact Town Planner Gary Goeschel and to move forward with a preliminary value appraisal.

5a. Ex-Officio Reports

Ms. Hardy had no report.

Mr. Nickerson said that he had attended the Economic Development meeting and they had approved a donation to the Children's Museum.

5b. First Selectman's Report

Mr. Formica noted that one of the items of business he needed to take care of was to advise the Board and the community whether he would elect to receive the same COLA as management or to have the town contribute to a pension. He said he will continue to collect any increases in salary.

He attended an Opsail meeting which will dovetail with Celebrate East Lyme next year.

He reminded everyone about Winterfest this coming Sunday, December 11<sup>th</sup> and added that there will be events from noon such as glass blowing, spinning and ice sculptures and dancing at the Arthur Murray Dance Studio. He said that there will be fireworks to start off the parade.

He noted he has been meeting with Waterford and Old Lyme about creating a regional animal control program.

He attended the annual MIRMA meeting.

He said they are working on the final contract language for the design for the regional water interconnect. He added that construction should start in the fall and completion around the fall of 2013.

He attended the High School Thanksgiving game against Waterford and the Niantic Downtown stroll was extremely successful.

He attended the Board of Education meeting where Kevin Seery and Mary Broderick were honored and the HS Auditorium was named in honor of Mary Broderick. He also attended the ribbon cutting for the Culinary Lab. He said that the Culinary Lab at the High School provided snacks for his Inauguration and the kids did a great job.

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He attended a farewell lunch for Kathy Barry who was retiring.

He said that they are starting up the process for the Capital Improvement Plan.

He attended a Ledge Light meeting with Ms. Hardy and Mr. Nickerson where Ledge Light discussed the process going forward. He said he is also working with the Council of Governments and they are looking into either starting a regional health district or bringing the other towns to Ledge Light and lowering the cost.

He attended the East Lyme Public Trust Annual Meeting.

He said that we are still waiting on FEMA funding for the final repair of our side of the Boardwalk.

Ms. Cheeseman said the Inauguration was great and the kids were wonderful. She said her husband was extremely complimentary about the students and congratulated Ms. Hardy on the caliber of her students.

6. Public Discussion

There was none.

MOTION (10)

Mr. Nickerson moved to adjourn the December 7, 2011 meeting of the East Lyme Board of Selectmen at 8:34 p.m.

Seconded by Ms. Cheeseman. Motion passed 5-0.

Respectfully submitted,

Darlene C. Stevens, Recording Secretary