

EAST LYME BOARD OF SELECTMEN
MEETING OF MAY 1, 2013

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

Mr. Wilson was excused.

ALSO PRESENT: Attorney Ed O'Connell, Attorney Tracy Collins.

Mr. Formica called the meeting to order at 7:30 p.m. and led the Pledge.

FILED IN EAST LYME
CONNECTICUT
May 1, 2013 AT 10:00 AM PM
Brooke D. Seery ATC
EAST LYME TOWN CLERK

1b. Additional Agenda & Consent Calendar Items
There were none.

1c. Delegations

Ed Riozzi of 22 North Pine Street said that the federally regulated channel signage posting a 6 mph speed limit on the river had been removed when the bridge construction started. He said that this signage had to be replaced immediately. He also suggested having a dinghy dock established for travelers coming to town by boat – they could tie up and enjoy what we have to offer.

1d1. Approval of Minutes, Special Meeting of April 3, 2013

MOTION (1)

Mr. Nickerson moved to approve the minutes of the Special Meeting of April 3, 2013 as submitted.

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

1d2. Approval of Minutes, Regular Meeting of April 3, 2013

Ms. Hardy noted a correction necessary on page 6, the name should read "Mike" Shultz not Bob.

MOTION (2)

Mr. Nickerson moved to approve the minutes of the regular meeting of April 3, 2013 as corrected.

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

1e. Consent Calendar

MOTION (3)

Mr. Nickerson moved to approve the Consent Calendar in the amount of \$18,391.63 for the meeting of May 1, 2013.

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

East Lyme Board of Selectmen 5/1/13 minutes

2a. Appointments

MOTION (4)

Zoning Board of Appeals

Mr. Nickerson moved to appoint Joshua Chapps of 83 Roxbury Road, Niantic, CT 06357 to serve on the Zoning Board of Appeals through January 4, 2016.

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

Ledge Light Health District – Board of Directors

MOTION (5)

Mr. Nickerson moved to appoint F. Kent Sistare of 22 Westchester Road, East Lyme, CT to serve as a member of the Board of Directors for Ledge Light Health District through May 1, 2016.

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

2b. Discussion – Mandatory Water Conservation Measures

Mr. Formica noted that this would probably be the last year that this action was necessary due to the water interconnection project.

2c. Sign Call – Public Hearing – Mandatory Water Conservation Measures

MOTION (6)

Mr. Nickerson moved the following:

TOWN OF EAST LYME
BOARD OF SELECTMEN
NOTICE OF PUBLIC HEARING

The East Lyme Board of Selectmen will hold a public hearing at 7:00 p.m. on May 15, 2013 at the East Lyme Town Hall, 108 Pennsylvania Avenue, Niantic, Connecticut, to consider water conservation measures proposed to be imposed pursuant to the East Lyme Water Supply Emergency Ordinance, as follows:

Water restrictions will be in effect from 9:00 a.m. on Friday through noon on Monday of each week until further notice.

The following restrictions will apply to all customers of the East Lyme Water System:

- 1) Prohibiting the sprinkling, watering or irrigation of lawns.
- 2) Prohibiting washing of motor vehicles and the outdoor surfaces of all buildings and structures, sidewalks and driveways.
- 3) Prohibiting the filling or cleaning of swimming and wading pools.

East Lyme Board of Selectmen 5/1/13 minutes

- 4) Prohibiting the service of water to customers of public restaurants except at the specific request of customers.

Persons found violating any provision of the restrictions imposed by the Board of Selectmen shall be fined not more than ninety-nine dollars (\$99.00). In the case of a continuing violation, each day's continuance thereof shall be deemed to be a separate and distinct offense. These restrictions are effective June 28, 2013 and will remain in effect until further notice.

Interested persons are invited to attend and be heard.

Dated at East Lyme, Connecticut on this 1st day of May 2013

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

2d. Sign Call – Annual Town Meeting

MOTION (7)

Mr. Nickerson moved the following:

TOWN OF EAST LYME
NOTICE OF ANNUAL TOWN MEETING

Notice is hereby given of the Annual Town Meeting to be held on Monday, May 13, 2013 at the East Lyme High School Auditorium at 7:00 p.m. to act on the following:

1. To review and discuss the budget for the fiscal year beginning July 1, 2013 as recommended by the Board of Finance.
- 1.a. In accordance with Chapter 7.3 of the Town Charter, the moderator shall adjourn the annual budget meeting to a referendum on the voting machines. The budget resolution will be submitted to the persons qualified to vote in a town meeting by referendum by machine vote, which referendum shall take place on Thursday, May 23, 2013 at the East Lyme Community Center from 6 AM to 8 PM.
2. To adopt a Five Year Capital Plan.
3. To conduct such other business as may properly come before the meeting.

Dated at East Lyme, CT this 1st day of May, 2013.

EAST LYME BOARD OF SELECTMEN

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

2e. Resolution – for Agriculture Viability Grant

Mr. Formica noted that Ms. Teri Smith had applied for the up to \$5000 grant which would enable the farmer's market group to hire a marketing director to increase

awareness of the market. He said that as part of the grant application, the Board needed to endorse this resolution.

MOTION (8)

Mr. Nickerson moved the following:

RESOLVED that it is in the best interest of the Town of East Lyme to enter into contracts with the Department of Agriculture.

IN FURTHERANCE OF THIS RESOLUTION, the First Selectman is duly authorized to enter into and sign said contracts on behalf of the Town of East Lyme. The First Selectman is further authorized to provide such additional information and execute such other documents as may be required by the State of Connecticut in connection with said contracts and to execute any amendments, rescission, and revisions thereto.

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

2f. Discussion – Darrow Pond Open Space Committee Conservation Easement
The consensus of the Board was to revisit this matter in the future.

2g. Authorize First Selectman to Enter into lease agreements with Commercial Fishermen

Mr. Formica noted that the rental rate had increased 5% and that there was an annual increase clause. He added that some repairs had been done on the Black Hawk dock and the southerly section of this dock had been reserved for the town. He said that the parking lot was being re-worked and that there were 6 parking spaces for fishermen only.

MOTION (9)

Mr. Nickerson moved to authorize the First Selectman to enter into lease agreements with the commercial fishermen for the term beginning January 2013 and ending December 31, 2015.

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

2h. Resolution Authorizing First Selectman to Execute a Preservation Easement for Samuel Smith House

Mr. Formica noted that the town closed on the Samuel Smith house last Thursday. He said that this resolution was needed by the State.

MOTION (10)

Mr. Nickerson moved the following:

RESOLVED, the First Selectman is duly authorized to execute the “Easements Declaration of Covenants and Declarations of Preservation Restriction” in favor of the State of Connecticut for the Samuel Smith House property at 82 Plants Dam Road, East Lyme, CT.

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

East Lyme Board of Selectmen 5/1/13 minutes

Ms. Cheeseman noted that there would be a fundraiser on May 10th at the Sportsmen's Club – a pot luck dinner – and she encouraged everyone to attend.

5a. Ex-Officio Reports

Mr. Seery attended the Harbor Management meeting and they had discussed signage. He said he would talk to the Board about the potential of a dinghy dock at the next meeting.

Ms. Hardy attended the Conservation of Natural Resources meeting and said that they were in the process of signing paperwork with Yale that would enable people to cross Yale's property from Darrow Pond, to the State Forest and on to Salem.

Ms. Cheeseman attended the Zoning Commission meeting and noted numerous CAM applications were on the agenda due to the storms. There was also a discussion about the expansion of Crescent Point on Main Street.

Mr. Nickerson had no report.

5b. First Selectman's Report

Mr. Formica noted that his time had been tied up with budget matters. He had attended some meetings in Hartford to hear discussions about the state's possible revenues to the towns.

He attended a Donate Life student award event in Hartford and two of the top three receiving awards were from East Lyme.

He attended the Flanders Fire House banquet.

He attended the 90th birthday party of Mary Cahill of Black Point.

He continued to have meetings about regional animal control and regional dispatching.

He said that the town was in the midst of a change of carriers for town employee health insurance which would have sizeable reductions in cost for the town and the employees.

He participated on a panel regarding affordable housing.

He spoke at two State of East Lyme events and would be speaking at the East Lyme Business Organizations in the near future.

He said that the Employee Safety Fair would be on May 17th from 9-3 at the field services building and that he had invited Salem, Old Lyme, Waterford and Montville to attend. He added that there would be a dedication ceremony at 2:00 p.m. on that day to honor Michael Giannattasio and name the building for him.

He attended an Eagle award ceremony for Andrew Bernard.

East Lyme Board of Selectmen 5/1/13 minutes

He attended the opening of the East Lyme Little League.

He attended the Council of Beaches meeting.

He noted that the Amtrak beach opening would be on June 7th.

He urged everyone to vote for Niantic as their fan-favorite town – on the town's website.

He attended wakes for members of the Heath and Carlson family.

He announced that on May 4th at the Senior Center there would be a shred day from 9:00 am – noon.

He attended the retirement ceremony for Ron Samuels.

6. Public Discussion

Mr. Riozzi said that a pair of eagles has been seen at Smith Cove and they believe might be nesting in Oswegatchie Hills.

MOTION (11)

Mr. Seery moved to adjourn the May 1, 2013 meeting of the East Lyme Board of Selectmen at 8:21 p.m.

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

Respectfully submitted,

A handwritten signature in cursive script that reads "Darlene C. Stevens". The signature is written in black ink and is positioned above the typed name.

Darlene C. Stevens, Recording Secretary