

EAST LYME BOARD OF SELECTMEN
MEETING OF MARCH 15, 2017
MINUTES

PRESENT: Mark Nickerson, Kevin Seery, Rose Ann Hardy, Dan Cunningham and Paul Dagle

ALSO PRESENT: Anna Johnson, Finance Director, Town Attorney, Edward O'Connell and Sgt. Mike Macek

EXCUSED: Mark Salerno

Mr. Nickerson called the meeting to order at 7:19 p.m. and led the Pledge of Allegiance.

1b. Additional Agenda & Consent Calendar Items

MOTION (1)

Mr. Seery moved to add Agenda Item 2c. – Sign Call for a Special Town Meeting on March 21, 2017, Elementary Schools Renovation Plan.

Seconded by Ms. Hardy. Motion 5-0.

1c. Delegations

There were none.

1d1. Approval of Minutes, Special Budget Review Meeting, March 1, 2017

MOTION (2)

Mr. Seery moved to approve the Board of Selectmen Special Budget Review Meeting Minutes of March 1, 2017, as submitted.

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

1d2. Approval of Minutes, Regular Meeting of the BOS, March 1, 2017

MOTION (3)

Mr. Seery moved to approve the Board of Selectmen Regular Meeting Minutes of March 1, 2017, as amended.

DISCUSSION: Mr. Dagle noted that he was in attendance at the meeting; however he noted that his name is not listed under "in attendance". Item #2C – all six Selectmen were in favor of this agenda item, so the Motion Passed 6-0. All Board members were in agreement with these amendments.

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

FILED

Mar 17 2017 AT 3:35 AM/PM
Karen Gullino, at
EAST LYME TOWN CLERK

1e. Consent Calendar

MOTION (4)

Mr. Seery moved to approve the Consent Calendar for the meeting of March 15, 2017, in the amount of \$24,786.99.

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

2a. Schedule a Public Hearing regarding the proposed construction of a communication tower on the Mostowy Road site

MOTION (5)

Mr. Seery moved to schedule a Public Hearing for Wednesday, April 5, 2017, at 7:00 p.m. for the purpose of hearing public comment regarding the proposed Site Lease with Option between the Town of East Lyme and Marcus Communications, LLC.

DISCUSSION: Mr. Nickerson explained that any time Town property is leased there needs to be a public hearing in order for the public to have an opportunity to speak on the matter.

Ms. Hardy inquired as to if there is an option for Marcus Communications to sub lease and can the price be re-negotiated. Mr. Nickerson explained that there is a clause in the lease that should they sub lease, the rent paid will be shared 50/50 between Marcus Communications and the Town of East Lyme.

Ms. Hardy inquired as to #14 Quiet Enjoyment and asked if this tower will emit any noise, vibration, humming, etc.; and Mr. Nickerson explained that there is a chance of mechanical noise during monthly testing of the generator, but that this will be primarily solar powered. Mr. Nickerson reported that there will be representatives available during the Public Hearing on April 5th to answer any and all such questions from the public.

Ms. Hardy asked if the document had been reviewed by the Town Attorney, and Mr. Nickerson responded affirmative.

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

2b. Authorize the First Selectman to sign an Interim MOU between East Lyme and Waterford to share services related to the Independent Police Department

MOTION (6)

Mr. Seery RESOLVED, to authorize the First Selectman, in the name and on behalf of the Town, to execute and deliver on Interim Memorandum of Understanding between the towns of East Lyme and Waterford the for detention of persons arrested by the East Lyme Police Department, and to do all things necessary or desirable to implement said Memorandum of Understanding.

DISCUSSION: Mr. Nickerson stated that as we move into our Independent Police Department and away from the Resident State Trooper program, we will need to make arrangements for prisoner processing, holding, etc., as we currently utilize the State barracks. We have been in communication with the Waterford Police Department and their First Selectman and have come up with a mutually beneficial arrangement for sharing space and resources. Mr. Nickerson noted that this agreement is fair to both towns, and specifically they made sure to be fair to the taxpayers in Waterford. Chief Brett Mahoney addressed the Board and agreed that he has taken great care to make sure that this agreement is fair to all parties including Waterford taxpayers.

Chief Mahoney stated that their facility in Waterford is a state of the art facility with plenty of space and resources to share, including the services of their Community Service Officer. This person currently works evenings and on Saturday, and picks up prisoner processing after the arresting officer has completed his or her mandatory processing, which frees up the officers to be back out on the road in the community as soon as possible. He reported that they have checked with all governing agencies, such as the State's Attorney's Office, and we have received the go ahead from all. Although processing will physically take place in Waterford, our prisoners will be processed using the East Lyme Police Department computer system, which will be installed at Waterford.

Mr. Seery stated that he is pleased with this agreement and the services that will be available to our police officers. He inquired if the members of the Board of Selectman could tour the facility if they so choose; and Chief Mahoney said that they could arrange that any time.

Ms. Hardy inquired as to what would happen if the Waterford Police Department ran out of space and didn't have the room for one of our prisoners. Mr. Nickerson explained that there is something called a Mutual Aid Compact that we have with surrounding towns in which we are free to utilize each others' facilities should the need arise. Regarding Schedule B, paragraph 9, Sgt. Macek explained that this clause is standard and applies generally to a prisoner that may require medical treatment.

Mr. Dagle inquired as to Schedule B, paragraph 8, and asked if the Waterford Police Department General Orders and Operating Procedures had been fully reviewed by someone in East Lyme, and Sgt. Macek responded affirmatively.

Ms. Hardy inquired about computer technical support, and Sgt. Macek responded that we will need to install a computer and necessary hardware at the Waterford Police Department in order to be able to access our processing system. He stated that the Waterford officers that will be assisting in processing prisoners will receive training on our system.

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

2c. Sign Call – Special Town Meeting March 21, 2017 – Elementary Schools Renovation Plan

MOTION (7)

Mr. Seery moved that the First Selectman be authorized and directed to call a Special Town Meeting to be held at the East Lyme Town Hall on March 21, 2017 at 7:00 P.M., to consider the resolution entitled "Resolution Making An Appropriation In The Amount Of \$37,500,000 For The Planning, Design, Acquisition, Construction, Equipping and Furnishing Of Alterations And Upgrades Of The Lillie B. Haynes, Flanders and Niantic Center Elementary Schools And Authorizing The Issuance Of \$37,500,000 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", and to submit said resolution to a referendum vote at an Adjourned Town Meeting to take place on March 28, 2017, at the hours to be determined by the Town Meeting in accordance with the Connecticut General Statutes Section 7-7, as amended, and the Notice of said Adjourned Town Meeting and referendum state the question to be voted upon as follows:

1. "Shall the resolution entitled 'Resolution Making An Appropriation In The Amount Of \$37,500,000 For The Planning, Design, Acquisition, Construction, Equipping and Furnishing Of Alterations And Upgrades Of The Lillie B. Haynes, Flanders and Niantic Center

Elementary Schools And Authorizing The Issuance Of \$37,500,000 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose' as introduced and read at a Special Town Meeting held March 21, 2017, be approved?"

The form of the ballot label on the voting machine shall read as follows:

2. "Shall the resolution appropriating and authorizing bonds in the amount of \$37,500,000 for the planning, design, acquisition, construction, equipping and furnishing of alterations and upgrades of the Lillie B. Haynes, Flanders and Niantic Center Elementary Schools, be approved? YES/NO"

The vote will be by optical scan voting machine. Those in favor of the resolution referred to in the question shall fill in the oval "YES" under such question. Those not in favor of the resolution referred to in the question shall fill in the oval "NO" under such question. Absentee ballots will be available at the office of the Town Clerk as provided by law.

The warning of the Adjourned Town Meeting and referendum shall state that the full text of the resolution is on file open to public inspection at the office of the Town Clerk.

The Town Clerk is directed to publish as provided by law notice of said Special Town Meeting in the following form:

TOWN OF EAST LYME
NOTICE OF SPECIAL TOWN MEETING

Electors and persons qualified to vote at Town Meetings of the Town of East Lyme are hereby duly notified and warned that a Special Town Meeting will be held at the East Lyme Town Hall Upper Meeting Room in East Lyme on March 21, 2017 at 7:00 P.M. for the following purposes:

1. To receive communications from the Board of Selectmen and the Board of Finance with respect to a resolution entitled "Resolution Making An Appropriation In The Amount Of \$37,500,000 For The Planning, Design, Acquisition, Construction, Equipping and Furnishing Of Alterations And Upgrades Of The Lillie B. Haynes, Flanders and Niantic Center Elementary Schools And Authorizing The Issuance Of \$37,500,000 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose".

2. To discuss the resolution entitled "Resolution Making An Appropriation In The Amount Of \$37,500,000 For The Planning, Design, Acquisition, Construction, Equipping and Furnishing Of Alterations And Upgrades Of The Lillie B. Haynes, Flanders and Niantic Center Elementary Schools And Authorizing The Issuance Of \$37,500,000 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose".

At its meeting held on March 15, 2017, the Board of Selectmen voted to submit Item 2 of the call of the Special Town Meeting to a referendum vote at an Adjourned Town Meeting to take place at the East Lyme Community Center, Society Road, on March 28, 2017, at the hours to be determined by the Town Meeting.

3. To set the hours of voting of the above referendum.

4. To transact any other business proper to come before the meeting.

Copies of the proposed bond resolution is on file and open to public inspection at the office of the Town Clerk.

Dated at East Lyme, Connecticut, this 16th day of March, 2017.
Seconded by Ms. Hardy. Motion Passed 5-0.

3. Old Business

There was none.

4. Communications

There was none.

5. Information and Reports.

There was none.

6a. Ex-Officio

Ms. Hardy stated that the Commission on Aging reviewed and discussed the recently authorized grant for a new minibus, and reported that they are waiting for some information from the State of Connecticut.

Mr. Seery reported on the Board of Education meeting from Monday the 13th. He advised that they discussed the referendum cancellation and next steps. He reported that Mr. Jeffrey Provost has been appointed the permanent Principal for the Niantic Center School; and also that Dr. Judy Deleeuw, Principal of the Middle School, will be retiring soon.

6b. First Selectman's Report

Mr. Nickerson reported that the Police Commission will be holding the first round of interviews on Thursday the 16th for the Police Chief position. They were originally scheduled for March 10th, but were postponed due to inclement weather. He praised the Department Heads and Public Works employees for their hard work during these past two storms. After tomorrow's interviews, the selected candidates will come back for one additional interview next week and then he expects that we will offer the position to one of them.

He attended the high school performance of Urinetown The Musical, and reported that the kids put on a fantastic show.

At a meeting of the Library Board of Trustees, he reports that they had a lot of discussion on the budget and other financial matters.

He reported that Mr. Salerno and Mr. Cunningham have begun working on reviewing and updating the purchasing policies for the Town.

He attended the United Way celebration at Foxwood's High Rollers Lounge, and noted that East Lyme town employees contribute a good deal to the United Way through payroll deduction.

Advantage Personal Training has moved to Freedom Way and recently had a Grand Opening at the new location, and he reports that the new facilities are beautiful.

He attended Clayton Cushing's Court of Honor on Sunday, March 12th. Clayton recently made Eagle Scout, and many people were in attendance to congratulate him on this huge success. Congratulations Clayton Cushing!

Mr. Nickerson reported that he had recently sent out a letter to several Department Heads preparing everyone for the possibility that services may need to be cut dependent upon how the Governor's budget ends up. He reports that all of our department budgets are efficient and bare boned; we will just have to wait and see what happens in Hartford. We all need to be prepared to figure out how to make it work with less people and less services.

7. Public Comment

There was none.

8. Selectman's Response

There was none.

MOTION (8)

Mr. Seery moved to adjourn the March 15, 2017, meeting of the East Lyme Board of Selectmen at 8:13 p.m.

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

Respectfully submitted,

Sandra A. Anderson, Recording Secretary