

EAST LYME BOARD OF SELECTMEN  
REGULAR MEETING OF JANUARY 3, 2018  
MINUTES

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

Also present were Finance Director Anna Johnson and Town Engineer Bill Scheer

Mr. Nickerson called the meeting to order at 7:30 p.m. and led the Pledge of Allegiance. Mr. Nickerson stated that we are scheduled to have a major snow storm over night tonight, and announced that on Thursday, January 4<sup>th</sup> there will be no trash pickup, no school, and there is a parking ban in place. Please pull your trash cans in before the storm and do not put them back out until Friday.

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

1c. Delegations  
There were none.

1d. Approval of Minutes, Regular Meeting of December 20, 2017  
MOTION (1)

Mr. Seery moved to approve the Board of Selectmen Regular Meeting Minutes of December 20, 2017, as submitted.

Seconded by Mrs. Hardy. Motion passed 6-0.

1e. Consent Calendar  
MOTION (2)

Mr. Seery moved to approve the Consent Calendar for the meeting of January 3, 2018, in the amount of \$958.13.

Seconded by Mr. Salerno. Motion passed 6-0.

2. Old Business  
There was none.

3a. Approve the 2017 Homeland Security Grant  
MOTION (3)

DISCUSSION: Mr. Nickerson reported that this agreement simply confirms our desire to participate in this Grant program, and is not actually a commitment of funds. There is a regional group that shares Homeland Security resources, and the Board of Selectmen are required to give approval for the Town to participate. This agreement is entered into yearly, and there are no changes from previous years' agreements.

Mr. Seery RESOLVED, that the Town of East Lyme may enter into with and deliver to the State of Connecticut Department of Emergency Services and Public Protection, Division of Emergency Management and Homeland Security any and all documents which it deems to be necessary or appropriate; and

FURTHER RESOLVED, that Mark C. Nickerson, as First Selectman of the Town of East Lyme, is authorized and directed to execute and deliver any and all documents on behalf of the Town of East Lyme and to do and perform all acts and things which he/she deems to be necessary or appropriate

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EAST LYME TOWN CLERK

to carry out the terms of such documents, including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

Seconded by Mrs. Hardy. Motion passed 6-0.

3b. Approve an appropriation in the amount of \$500,000 2018 STEAP Grant for Cini Park  
DISCUSSION: Mr. Nickerson stated that this appropriation was already approved, but since that approval, FEMA changed the flood zone regulations forcing a change to the restroom design. Harbor Management has approved the proposed plans for the dingy docks and kayak launch. Items 3b, 3c and 3d have been discussed in detail at a previous meeting. Mr. Nickerson passed the floor to Bill Scheer, and thanked him for all of his hard work on these projects. Mr. Scheer stated that all of the underground pipes that will be needed for the Cini Park bathroom project are already installed; it was done at the same time that the parking lot was paved in anticipation of this project. Since the project was originally approved, FEMA has changed the flood zone which does not allow for permanent structures that close to the water. The proposed portable restrooms will appear permanent and includes outdoor showers. It is proposed to be a seasonal structure that will be moved and stored indoors during the winter months. Current yearly cost for port-o-lets at the site is \$7,000. The proposed dingy docks are 101' floating dock. Parks and Recreation will set the rules. The docks will be ADA accessible; and the ultimate goal is to bring more marine traffic in for the purpose of visiting the boardwalk and Main Street. The third project is the park at 224 Main Street, the former Mobil Station. It will be slightly raised platform to put the view above the railroad tracks. Granite bricks will be sold to the public as a fundraiser. Mr. Nickerson stated that the Rotary clock will be re-located to this site, and that there will be water connections for tending to plants and flowers. The subcommittee working on this over the past months consists of Rotary, EL Public Trust, Niantic Main Street, Parks & Recreation and a landscape architect. Mr. Nickerson recapped the process this project has gone through, and stated that in 2010 73% of the taxpayers voted yes at a town meeting to approve the purchase of and future redevelopment of this land. As part of the project we will install durable, black vinyl fencing on Town property along the railroad, and will then request that Amtrak remove their fencing in that area. Mr. Scheer reported that there is approximately 25' of property that does not belong to the town, and there will be the possibility of five or six parking spots in that area. Mr. Putnam stated that this park will be run in sync with the other parks in town as far as rules and regulations. Mrs. Hardy inquired as to where the water pump would be located, and Mr. Scheer stated that it will be underground with the control panel elsewhere above flood zone with an alarm as a backup in case of flooding. Mr. Putnam anticipates approximately \$3,500 per year in maintenance costs, and will not require additional employees to run and maintain. The height of the "welcome to East Lyme" marker is 2'4" and will be located right in the center of view as you travel down Pennsylvania Avenue. There will be no lighting impact to migratory wildlife as all lights will shine straight down. No additional crosswalks as DOT does not allow new crosswalks within 350' of existing crosswalks. Mrs. Hardy stated for the record that she is not in favor of the portable bathrooms for Cini Park, but she will approve the projects as a whole, as bundled together here.

MOTION (4)

Mr. Seery MOVED to approve a Special Appropriation of \$500,000 STEAP Grant for Cini Park in Fund 57 Capital Projects that includes: 1) the installation of seasonal water and sewer utilities from Niantic River Transmissions; 2) the construction of infrastructure necessary to serve a portable restroom trailer; 3) if funding permits the construction and installation of some or all of a transient dock including an EZ Kayak / Canoe Launch in Cini Park; and 4) a portion of the construction cost for a Public Park at 224 Main Street. And forward to the Board of Finance for Approval. Note: This requires a town meeting.

Seconded by Mr. Salerno. Motion passed 6-0.

3c. Approve the re-Allocation of \$70,227.67 STEAP grant for 224 Main Street (former Mobil Station property)

MOTION (5)

Mr. Seery MOVED to approve the re-allocation of \$70,227.67 STEAP Grant from the Streetscape Phase III for the construction of a public park at 224 Main Street (former Mobil Station property), Niantic and to forward to the Board of Finance for approval. Note: This requires a town meeting.

Seconded by Mr. Salerno. Motion passed 6-0.

3d. Approve appropriation in the amount of \$139,522 for Brownfield Remediation and construction of park improvements

MOTION (6)

Mr. Seery RESOLVED that the resolution entitled “Resolution Making An Appropriation In The Amount Of \$139,522 For Brownfield Remediation And Construction Of Park Improvements And Authorizing The Issuance Of \$139,522 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose”, a copy of which is attached hereto, is hereby adopted and recommended for approval by the Board of Finance and the legal voters of the Town at Town Meeting.

Seconded by Mr. Salerno. Motion passed 6-0.

3e. Authorize First Selectman to accept a parcel of land on Walnut Hill Road

DISCUSSION: Mr. Scheer stated that this approval has already been given by the Board of Selectman, but needs to be done again to reflect the new term of the First Selectman.

MOTION (7)

Mr. Seery RESOLVED, that Mark Nickerson, acting in his capacity as First Selectman of the Town of East Lyme, may take any and all actions (including the execution, delivery, or acceptance of contracts, deeds, and other legal documents) necessary to effectuate a Boundary Line Agreement between the State of Connecticut, Department of Energy and Environmental Protection and the Town of East Lyme, shown on a map entitled, “Boundary Line Agreement Plan, Between the State of Connecticut and the Town of East Lyme, CT – Prepared for the Department of Energy and Environmental Protection, State of Connecticut – Dated 12/22/16,” to be filed in the Town of East Lyme land records.

BE IT FURTHER KNOWN that Mark Nickerson as First Selectman of the Town of East Lyme is authorized to enter into agreements on behalf of the Town of East Lyme and is authorized to execute any and all deeds and documents necessary to consummate the transaction above contemplated.

Seconded by Mrs. Hardy. Motion passed 6-0.

3f. Appointments to Boards and Commissions

MOTION (8)

Mr. Seery MOVED to appoint Todd Bellucci, 10 Overbrook Road, East Lyme to serve on the Inland Wetlands Agency as an alternate member with a term to expire on January 3, 2022.

Seconded by Mr. Salerno. Motion passed 6-0.

3g. Sign Call – Town Meeting January 17, 2017

DISCUSSION:

MOTION (9)

Motion by Mr. Seery to add the following sentence to item #4 of the call: Copies of the proposed bond resolution are on file and open to public inspection at the office of the Town Clerk.

Seconded by Mr. Salerno. Motion passed 6-0.

MOTION (10)

Mr. Seery moved the following call, as amended:

TOWN OF EAST LYME

## NOTICE OF SPECIAL TOWN MEETING

Notice is hereby given of a Special Town Meeting of the Town of East Lyme to be held on Wednesday, January 17, 2018 at 7:00 P.M. (E.D.T.) at the East Lyme Town Hall Upper Meeting Room for the following purposes:

1. To approve a Special Appropriation of \$500,000 STEAP Grant for Cini Park in Fund 57 Capital Projects that includes:
    - a. the installation of seasonal water and sewer utilities from Niantic River Transmissions;
    - b. the construction of infrastructure necessary to serve a portable restroom trailer;
    - c. if funding permits the construction and installation of some or all of a transient dock including an EZ Kayak / Canoe Launch in Cini Park; and
    - d. a portion of the construction cost for a Public Park at 224 Main Street
  2. To approve the re-allocation of \$70,227.67 STEAP Grant from the Streetscape Phase III for the construction of a public park at 224 Main Street (former Mobil Station property), Niantic.
  3. 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 \$139,522 For Brownfield Remediation And Construction Of Park Improvements And Authorizing The Issuance Of \$139,522 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose".
  4. To consider and act upon a resolution entitled "Resolution Making An Appropriation In The Amount Of \$139,522 For Brownfield Remediation And Construction Of Park Improvements And Authorizing The Issuance Of \$139,522 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose". Copies of the proposed bond resolution are on file and open to public inspection at the office of the Town Clerk.
  5. To transact any other business proper to come before the meeting
- Dated at East Lyme, Connecticut, this 3rd day of January 2018. East Lyme Board of Selectmen.  
Seconded by Mr. Salerno. Motion passed 6-0.

### 4. Future Business

Mrs. Hardy asked that the tours of some of our town buildings by the Board of Selectmen be set up soon.

### 5. Communications

- a. Darrow Pond Easement – Annual Inspection. Mr. Nickerson thanked everyone for their hard work on this project.

### 6. Information and Reports

#### 7a. Ex-Officio

Mr. Cunningham reported that the Historic Properties Commission is looking into purchasing software for \$300 that will help them organize the archiving of items between the three houses and store all of the information in one common database.

Mr. Salerno reported that the architect and engineer reviewed the project and reported that expenses are coming in higher than expected. New regulations require that windows need to be hurricane proof, which increased the cost. Nothing has gone out to bid yet but is anticipated to go for bid in February.

Mrs. Hardy reported that the BOE received a report from the consultants regarding re-districting. Zoning cancelled their meeting and will be scheduling a special meeting for next week. Natural Resources continues their studies of water samples, and will be taking the final report to Planning and Zoning.

7b. First Selectman's Report

Mr. Nickerson reported that a parking ban is in place for tomorrow's storm. Schools will be closed. There is a concern for power outages because of anticipated wind, and we will be on alert and staying ahead of the situation in case the need arises to open a shelter. Please do not put your trash cans out until Friday when there will be a double pickup. He reported that the budget process has begun and will come before the Board at the first meeting in February.

8. Public Comment

Mr. Wes Firmin, 178 Boston Post Road stated that the town should consider keeping the bathrooms open year round as people walk on the boardwalk and the Black Hawk operates all year round and needs the rest rooms and would like running water.

Mr. Steve Frischling, 3 Ocean Avenue, stated that he would like to set up a meeting to speak with the First Selectman to discuss the recent incident which transpired over social media.

9. Selectman's Response

Mr. Nickerson asked Mr. Frischling to call into the office during business hours and work with the Executive Assistant to set up a meeting any time. Regarding the portable bathrooms, they will definitely be removed in the event of inclement weather, and he will speak with the Director of Parks and Recreation about the implication of keeping the bathrooms open year round. As far as water to the Blackhawk, Mr. Nickerson stated that there currently is no branch off in the pipes to allow for that, and that it is being discussed with the State.

MOTION (11)

Mr. Seery moved to adjourn the January 3, 2018, regular meeting of the East Lyme Board of Selectmen at 8:37 p.m.

Seconded by Mr. Salerno. Motion passed 6-0.

Respectfully submitted,



Sandra Anderson  
Recording Secretary