

EAST LYME BOARD OF SELECTMEN
REGULAR MEETING OF MAY 20, 2020
Via ZOOM (Instructions Below)
7:30 PM

AGENDA

1. Call Meeting to Order
2. Additional Agenda & Consent Calendar Items
3. Delegations
4. Approval of Minutes – Regular Meeting of May 6, 2020
5. Consent Calendar
6. Presentation - Public Safety Building Plan by the Vision Committee Commission
7. Old Business
 - a. Discussion and Possible Action - SCRRRA Ordinance Amendment
8. New Business
 - a. Discussion and Possible Action - Public Safety Building Plan
 - b. Appointments to Boards and Commissions – Niantic River Watershed Committee
9. Adjourn

East Lyme is inviting you to a scheduled Zoom meeting.

Topic: Selectmen 5/20

Time: May 20, 2020 07:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/82590778763>

Meeting ID: 825 9077 8763

Dial by your location

+1 312 626 6799 US (Chicago)

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Germantown)

Find your local number: <https://us02web.zoom.us/j/82590778763>

FILED

May 15 20 20 AT 2:20 AM/PM
Bruce Storer AIC
EAST LYME TOWN CLERK

EAST LYME BOARD OF SELECTMEN
REGULAR MEETING OF MAY 6, 2020
MINUTES

This meeting was held via Zoom online meeting services and was available for the public to view, listen and participate via videoconference and dial-in options.

PRESENT: Mark Nickerson, Kevin Seery, Rose Ann Hardy, Marc Salerno, Dan Cunningham and Paul Dagle
ALSO PRESENT: Finance Director Anna Johnson and Tax Collector John McCulloch

First Selectman Nickerson called the meeting to order at 7:33 p.m.

FILED

2. Additional Agenda & Consent Calendar Items

There were none.

3. Delegations

There were none.

May 11 2020 AT 12:00 AM (PM)
Kevin Seery
EAST LYME TOWN CLERK

4a. Approval of Minutes - Special Meeting of March 2, 2020

MOTION (1)

Mr. Seery MOVED to approve the Special Meeting minutes of March 2, 2020, as submitted.

Seconded by Mr. Dagle. Motion passed 5-0-1. IN FAVOR; Nickerson, Seery, Hardy, Salerno and Cunningham.
ABSTAINED; Dagle.

MOTION (2)

Mr. Seery MOVED to approve the Special Meeting minutes of March 4, 2020, as submitted.

Seconded by Mr. Salerno. Motion passed 5-0-1. IN FAVOR; Nickerson, Seery, Hardy, Salerno and Cunningham.
ABSTAINED; Dagle.

MOTION (3)

Mr. Seery MOVED to approve the Regular Meeting minutes of March 4, 2020, as submitted.

Seconded by Mrs. Hardy. Motion passed 5-0-1. IN FAVOR; Nickerson, Seery, Hardy, Salerno and Cunningham.
ABSTAINED; Dagle.

MOTION (4)

Mr. Seery MOVED to approve the Special Meeting minutes of March 16, 2020, as submitted.

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

MOTION (5)

Mr. Seery MOVED to approve the Regular Meeting minutes of April 15, 2020, as submitted.

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

MOTION (6)

Mr. Seery MOVED to approve the Special Meeting minutes of April 21, 2020, as submitted.
Seconded by Mrs. Hardy. Motion passed 6-0.

MOTION (7)

Mr. Seery MOVED to approve the Special Meeting minutes of April 27, 2020, as submitted.
Seconded by Mr. Cunningham. Motion passed 6-0.

5. Consent Calendar

MOTION (8)

Mr. Seery MOVED to approve the consent calendar for May 6, 2020, in the amount of \$2,532.99.
Seconded by Mr. Salerno. Motion passed 6-0.

6a. Approve Transfer - \$1,000 from Contingency – Tax Programming

MOTION (9)

DISCUSSION: Tax Collector John McCulloch stated that the current tax collection program that the Town uses requires a software update to accommodate the 90-day deferment program that the Board of Selectmen put into effect in response to the COVID-19 pandemic. Mr. Nickerson stated that this is a necessary expense and reiterated that the 90-day deferment of tax payments is not automatic and that taxpayers need to fill out an application by July 1, 2020. For more information and to download the form, please go to the eltoownhall.com. Mr. Seery MOVED to appropriate and transfer \$1,000 from account 01-01-120-200-500 (Contingency) to account 01-01-103-200-216 (Service Contracts) for special programming for implementation of Executive Order 7S – Deferment Program and forward to the Board of Finance for approval.
Seconded by Mrs. Hardy. Motion passed 6-0.

6b. Update on Public Safety Building project

Mr. Nickerson stated that the Vision Committee continues to work hard to move this project forward, and had met tonight, adjourning just as this meeting was starting. The Committee will meet again on Tuesday of next week, and hopefully will be ready to present a plan to the Board of Selectmen soon. Mr. Dagle agreed that the Committee continues to have productive discussions and that they are just about ready to wrap up and finalize a plan to bring to the Board of Selectmen.

6c. Point and Pay Agreement

MOTION (10)

DISCUSSION: Ms. Johnson stated that this application will allow multiple town departments to accept debit and credit card payments online and in person. Currently the Tax office utilizes a basic online only program, and it is time to upgrade this system and will also include the Town Clerk and Building/Planning/Zoning offices. She stated that they are also considering providing this service at the Senior Center. Mr. Seery inquired if the Parks & Recreation department would also be using this new application, and Ms. Johnson stated that currently they will continue to use their existing vendor. She stated that this service is provided at no additional cost to the Town, and that fees are paid by the users to choose to utilize the service. Fees are as

follows: \$3.50 for debit cards; \$2.00 for eCheck; 2.5% charge on credit cards; and there is a \$2.00 minimum fee. Ms. Johnson stated that this agreement has been reviewed and approved by the Town Attorney. Mr. Seery MOVED to authorize the First Selectman to execute, in the name and on behalf of the Town, a contract and application form with Point and Pay, Inc., and to execute and deliver all other documents and perform all other acts necessary or desirable to implement said contract. Seconded by Mrs. Hardy. Motion passed 6-0.

7a. Ex-Officio Reports

Mr. Nickerson reported that each commission is making the decision to hold a Zoom meeting or not based on their pressing business. He anticipates most commissions to begin meeting again in June, either by Zoom meeting services, or in-person if that is possible. He stated that all pressing business is being addressed as deemed necessary via Zoom meeting services, and that will continue if it is needed.

Mrs. Hardy inquired as to the status of a former agenda item that was pending, specifically the ordinance modification for SCRRRA. Mr. Nickerson stated that a town meeting would be required for this matter, and as such we are going to wait as long as possible to get this done within the time limits as holding a town meeting right now in person is not permissible. He confirmed that the Town has time and that it has not been forgotten. Mrs. Hardy inquired if the Town has looked into taking advantage of the decreased oil prices, and Mr. Nickerson stated that the Director of Public Works is working on this. Mrs. Hardy concluded by thanking the First Selectman for taking a pay cut to his salary to help reduce the budget.

Mr. Salerno stated that the Town Building Committee met and primarily did so to review and pay some outstanding invoices due for the schools' project.

7b. First Selectman's Report

Mr. Nickerson reported that the Board of Finance is meeting on Thursday night to review the Board of Education budget. They have scheduled meetings with department heads, as noted on filed agendas, on Saturday and Monday and will have a regular meeting on Wednesday to accommodate any carryover items. They anticipate having a final budget and mil rate by end of May. He reported that he has been attending online meetings of COG and CCM and that we have not really been given a lot of clear information from the State on a lot of issues that are important to our community, such as what reopening will look like, how youth services and sports are going to work for the summer, how social distancing will look in the parks once the weather turns. He stated that they have been working with the DEEP on how to continue to maintain social distancing and reminded everyone that this is new to everyone and we are all learning as we go. He reported that in East Lyme, they have made the decision to start selling beach passes to East Lyme residents only for access to the beaches beginning on Memorial Day. He reminded everyone that this is a temporary situation and that we will open it up to the general public as soon as it is possible; but for now, passes will only be sold to town residents.

Mr. Nickerson reported that he has been speaking with members of the Historic Properties Commission regarding the recent situation with the "Flowers House" on Boston Post Road. He stated that it has been discussed that although this house cannot be saved from becoming a Dollar General, maybe the concerned citizens can rally together and support the other Historic Properties in Town. He stated that the Historic Properties Commission are very concerned about the current state of the existing town owned historic properties, and they believe that if these concerned residents would direct their energy toward these properties it would be a win-win for everyone. Mrs. Hardy agreed that this is a great solution and noted that the "Flowers House" is very visible to the community and the Samuel Smith House is not, which could be a reason why it does not get as much attention.

It was noted that the sidewalks are currently being done across from the high school, as well as in front of Ron's Guns.

Mr. Nickerson reported that they are actively considering canceling this year's Celebrate East Lyme, and to be on the lookout for that definitive announcement after the Governor makes his report on May 20th. He stated that he is hopeful that this year's Oysterfest will still happen, but that remains to be seen.

8. Public Comment

There was none.

9. Selectman's Response

There was none.

MOTION (11)

Mr. Seery MOVED to adjourn the May 6, 2020, regular meeting of the East Lyme Board of Selectmen at 8:13 p.m.

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

Respectfully Submitted By:

Sandra Anderson

Recording Secretary

TAX REFUNDS
for
CONSENT CALENDAR
For Meeting May 20, 2020

Name	Reason for Refund	Posting Date	Refund Amount	Date Paid by Fin.
Geraldine Tom	Overpayment on Real Estate	5/8/2020	\$2,206.15	
Skander I Rana	Overpayment on Motor Vehicle	5/8/2020	\$1,677.16	
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John H. McCulloch, CCMC East	Lyme Tax Collector		\$3,883.31	

Board of
Selectmen

MAY 20 20

Agenda Item
5

John H. McCulloch MAY 14 2020

1. EAST LYME SOLID WASTE ORDINANCE

[Note: The Proposed Amendments below are the technical amendments to be inserted in the applicable ordinance, together with relevant ordinance and section references and other legislative formalities. The Current Primary Relevant Provisions are for reference only.]

An Ordinance Regulating the Storage, Collection and Disposal of Solid Waste and Providing For a System of Refuse Collection and Disposal and the Administration Thereof

CURRENT PRIMARY RELEVANT PROVISIONS

Section 1. Declaration of Policy.

Section 8. Disposal of Refuse.

- (a) Each Refuse Collector who disposes of refuse collected within the town at the Southeastern Connecticut Regional Resource Recovery Authority Facility (the SCRRA Facility) in Preston, Connecticut shall, except as provided in paragraph (b) of this Section, pay the Town promptly when billed a per-ton fee to be set by the Board of Selectmen from time to time.
- (b) The Town may, from time to time, in accordance with procedures set by the Board of Selectmen or the Director, offer for sale to licensed Refuse Collectors the right to dispose of Refuse collected within the Town at the SCRRA Facility at a price and on terms set by the Board of Selectmen. Any refuse collector who purchases the right to dispose of Refuse pursuant to this paragraph (b) shall not be liable for payment of any fee pursuant to paragraph (a) of this Section for any refuse disposed of at the SCRRA Facility of which the right to dispose was purchased pursuant to this paragraph (b).

PROPOSED EAST LYME AMENDMENTS:

1. A new clause "(e)" is added at the end of Section 1 as follows:

This municipality has executed a Municipal Solid Waste Management Services Contract with Southeastern Connecticut Regional Resources Recovery Authority (SCRRA), including an Amendment No. 5 to such Municipal Solid Waste Management Services Contract (collectively with such Amendment No. 5, the MSA). The MSA defines the System (the SCRRA System) to include the solid waste disposal and resource recovery facility located in Lisbon, Connecticut and operated by Wheelabrator Lisbon Inc. or its successors or assigns (the SCRRA Facility) pursuant to a Solid Waste Disposal Agreement between SCRRA and Wheelabrator Lisbon Inc. (the Wheelabrator Agreement), and designates the SCRRA Facility as the "Facility" within the SCRRA System. Pursuant to the MSA, this municipality has agreed to deliver or cause to be delivered all Solid Waste (as defined in the MSA) generated within the corporate boundaries of this municipality to the SCRRA System as directed

by SCRARRA for ultimate delivery to the SCRARRA Facility for disposal, subject to and in accordance with the Wheelabrator Agreement.

2. Clause (a) of Section 8 of the Ordinance is amended and restated as follows:

Section 8. Disposal of Refuse.

- (a) Each Refuse Collector who disposes of Refuse collected within the town at the SCRARRA Facility shall, except as provided in paragraph (b) of this Section, pay the Town promptly when billed a per-ton fee to be set by the Board of Selectmen from time to time.
- (b) [The Town may, from time to time, in accordance with procedures set by the Board of Selectmen or the Director, offer for sale to licensed Refuse Collectors the right to dispose of Refuse collected within the Town at the SCRARRA Facility at a price and on terms set by the Board of Selectmen. Any refuse collector who purchases the right to dispose of Refuse pursuant to this paragraph (b) shall not be liable for payment of any fee pursuant to paragraph (a) of this Section for any refuse disposed of at the SCRARRA Facility of which the right to dispose was purchased pursuant to this paragraph (b).] [NOTE: Consider the function of this paragraph and how to handle it.]

3. A new clause (c) is added to Section 8 of the Ordinance as follows:

(c) All Refuse generated in this municipality shall be delivered or caused to be delivered to the SCRARRA System for so long as the MSA remains in effect, as directed by SCRARRA and for ultimate delivery to the SCRARRA Facility. To the extent any such Refuse is not acceptable for disposal at the SCRARRA Facility, such unacceptable Refuse shall be delivered or caused to be delivered to such other facility designated by SCRARRA. After the MSA is no longer in effect, the Board of Selectmen shall designate the facility for the delivery of Refuse generated in this municipality. The person delivering Refuse to the SCRARRA Facility or other designated place shall pay any applicable disposal charge. All regulations of the Town and any direction or designation by the Board of Selectmen or the Director about the disposal of Refuse generated in this municipality shall be consistent with this Section 8(c).

Susan A. Gonzalez

44 Heritage Road ~ East Lyme, CT 06333

W: (860) 447-1791 ext. 5051 ~ H: (860) 884-6349 ~ susan.alicia@gmail.com

SUMMARY OF SKILLS

- Knowledge of a broad range of biological field sampling techniques, laboratory protocols, and analytical instrumentation.
- Proficient in taxonomic identification of various life stages of marine fish and invertebrates.
- Analysis of biological data and writing/editing of results for scientific publications and presentations.
- Training and mentoring interns and volunteers.

EDUCATION

B.S., Marine Biology and Marine Sciences (dual major), 1995
Texas A&M University at Galveston, Galveston, TX

WORK EXPERIENCE

BIOLOGIST

Millstone Environmental Laboratory, Dominion Resources Services (2005-present)

- Support marine ecological monitoring programs by assisting with field sampling and laboratory processing in accordance with the NPDES permit for Millstone station.
- Experienced in use of otter and beam trawls, seines, plankton sampling, and lobster and eelgrass collection techniques.
- Taxonomic identification of adult fish and invertebrates, ichthyoplankton, zooplankton, and benthic infauna.
- Analysis of data using SAS and PRIMER and preparation of Fish Ecology and Benthic Infauna sections for the Millstone Annual Ecological Monitoring Report.
- Knowledge of industrial stormwater monitoring and best management practices.
- Certified small boat operator and SCUBA diver.

PROFESSIONAL AFFILIATIONS

Friends of the Oswegatchie Hills Nature Preserve

- Board of Directors (Membership Chair), 2012-2015
- Member, Stewardship Committee, 2016-present

Member, American Fisheries Society