

EAST LYME BOARD OF SELECTMEN
REGULAR AND PUBLIC MEETINGS OF MARCH 16, 2022
MINUTES

PRESENT: Kevin Seery, Rose Ann Hardy, Dan Cunningham, Bill Weber, Ann Cicchiello and Anne Santoro
ALSO PRESENT: Finance Director Anna Johnson

Mr. Seery called the meeting to order at 7:00 p.m. and Mr. Cunningham led the Pledge of Allegiance.

Mr. Seery opened the public meeting regarding Riverhead Cemetery and stated that the purpose of this public meeting is to hear from anyone who has an opposition to the Town taking ownership of cemetery. Ms. Mary Cutillo, President of the Riverhead Cemetery Association, was present and reported that the Town currently does maintain the property, and this is a housekeeping item that will allow the Town to continue doing what it is already doing to maintain the property.

As there were no one in attendance to speak in opposition of the matter, Mr. Seery called for a motion to close this public hearing portion of the meeting.

MOTION (1)

Ms. Santoro MOVED to close the public meeting regarding Riverhead Cemetery at 7:03 p.m.

Seconded by Mr. Weber. IN FAVOR; Seery, Santoro, Cunningham, Weber and Cicchiello. ABSTAINED; Ms. Hardy. Motion passed 5-0-1.

Ms. Seery stated that the Town Attorney advised that there is no other action that needs to be taken on this matter. Ms. Hardy stated for the record that she is a member of the Historic Cemetery Association and that is why she abstained, but that she is in favor of the action.

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

1c. Delegations
There were none.

1d. Approval of Minutes

MOTION (2)

Ms. Santoro MOVED to approve the Regular Meeting Minutes of February 16, 2022, as submitted.

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

FILED

March 10, 2022 AT 12:10AM/PM

Burke Johnson ATC
EAST LYME TOWN CLERK

FILED

NOV 20 1950

EAST IN ME

MOTION (3)

Ms. Santoro MOVED to approve the Special Budget Meeting Minutes of February 23, 2022, as submitted.

Seconded by Ms. Cicchiello. Motion passed 6-0.

MOTION (4)

Ms. Santoro MOVED to approve the Special Budget Meeting Minutes of March 2, 2022, as submitted.

Seconded by Ms. Cicchiello. Motion passed 6-0.

MOTION (5)

Ms. Santoro MOVED to approve the Public Hearing Minutes of March 2, 2022, as submitted.

Seconded by Ms. Cicchiello. Motion passed 6-0.

MOTION (6)

Ms. Santoro MOVED to approve the Regular Meeting Minutes of March 2, 2022, as submitted.

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

1e. Consent Calendar

There was no consent calendar for this meeting.

2a. ARP Subcommittee Report

DISCUSSION: Ms. Santoro reviewed the report submitted by the BOS ARP Subcommittee, of which she is the Chairperson. The report is attached hereto as Exhibit #1. She stated that some of the subcommittee members were in attendance tonight and would be speaking briefly at times throughout the presentation. The subcommittee members present to speak were Aileen Cahill, Pandy Wohler, Ann Cicchiello and Rich Steel. Mr. Edwards was also in attendance but did not speak. Ms. Santoro stated that the subcommittee has met weekly through the process, and have received thirty-one small business / non-profit applications, one of which was received after the deadline; and numerous town department head requests, two which were received after the deadline. Ms. Cahill reported that overall, the subcommittee agreed that there was not enough time to properly get the word out into the business community and expect them to gather the information necessary to complete the application thoroughly. Ms. Wohler agreed that the process was rushed, she reported that they devised a good, fair process. Ms. Cicchiello reported that there was not enough money to fund all of the Town Department Heads requests, but that they think they did a good job; the ranking of the applications can be found in Exhibits 9 and 10 in the report. Mr. Steel stated that with all of the talk in the news about the alleged fraud surrounding the usage of ARP funds, our follow up on this process is very important. He also agrees that we could have gotten the

word out better and should find better ways to engage the public on matters such as this.

Ms. Santoro stated that it is difficult to know exactly why more businesses did not apply for these funds, but she knows that quite a few of them received funding from earlier programs such as the CARES act and did not feel as though they were eligible to receive more money because they were all set from the first round of assistance. Ms. Santoro thanked her fellow subcommittee members for their hard work and for working so well together; she thanked the recording secretary, Julie Wilson and Mike Mainz for their hard work and contributions to this process.

Mr. Seery stated that there are four town department head items on the agenda tonight should this Board decide to review them and vote on them tonight as the Town Attorney has had the opportunity to review and approve these items for funding. Mr. Weber congratulated the subcommittee for getting a good deal of work done in a very short amount of time.

Ms. Santoro explained that she was very fortunate to have been connected with the First Selectman in East Windsor, who graciously has shared their forms and memorandums of understanding that they have already devised and are using. Our town attorneys are reviewing this information and will report back as to if we can utilize this documentation for our town. Reporting is a big part of this process, and it will be done properly. Mr. Seery stated that this Board's next regular meeting is three weeks away, so this board and the town attorneys have plenty of time to review all of this information and reconvene at the April 6th meeting.

At 8:03 p.m. the Board took a short break. They returned at 8:14 p.m. and continued the regular meeting.

2b. Zoning FEMA Flood Regulations
This item is tabled to the next meeting.

2c. PW Garbage Pickup Policy

Mr. Bragaw was in attendance and reported that he brought this policy forward for the Board of Selectman to review and ultimately to pass the policy. This item will be discussed further at a future meeting. The draft policy is attached hereto as Exhibit #2; all information regarding trash cans and trash pickup can be found on the town webpage in the section for Public Works.

2d. Pension Item

This matter is being reviewed by the labor attorney and will be on a future meeting agenda if needed.

2e. BOE Budget

The Board of Education is scheduled to present their budget to the Board of Finance on Monday evening. It was agreed that the Board of Selectmen would send their comments/recommendations on the BOE budget to the Recording Secretary to gather

the information into one document to send along to both of those boards for their Monday evening meeting.

Ms. Hardy left the meeting at 8:49 p.m.

2f. Appointments

MOTION (7)

Ms. Santoro MOVED to appoint Nancy Kalal, 80 Grassy Hill Road, East Lyme, as an alternate member on the Inland Wetlands Agency for the Town of East Lyme with a term to expire on January 8, 2024.

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

MOTION (8)

Ms. Santoro MOVED to appoint Diane Garner, 18 South Pine Street, Niantic, as an alternate member on the Inland Wetlands Agency for the Town of East Lyme with a term to expire on January 5, 2026.

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

MOTION (9)

Ms. Santoro MOVED to appoint Carlo Lombardo, 2 Hillcrest Road, Niantic, as an alternate member on the Inland Wetlands Agency for the Town of East Lyme with a term to expire on January 5, 2026.

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

MOTION (10)

Ms. Santoro MOVED to appoint Carol Ann Gordon, 26 Broadway, Niantic, as an alternate member on the Historic Properties Commission for the Town of East Lyme with a term to expire on January 5, 2026.

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

MOTION (11)

Ms. Santoro MOVED to appoint Joe Bragaw, Director of Public Works, as the SCRRRA Representative for the Town of East Lyme with a term to expire on January 5, 2026.

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

MOTION (12)

Ms. Santoro MOVED to appoint Kevin Seery, First Selectman, as the alternate SCRRRA Representative for the Town of East Lyme with a term to expire on December 4, 2023.

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

MOTION (13)

Ms. Santoro MOVED to appoint William Weber and Anne Santoro to meet with the Non-Affiliated Employees group representatives to negotiate the upcoming fiscal year salary and benefits.

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

3a. Old Business

There was no further discussion on the matter of the Riverhead Cemetery.

4a. Ex-Officio Reports

The following upcoming dates for local events are:

- March 19th O’Niantic 5K
- April 23rd Niantic Boardwalk 5K
- May 21st Touch a Truck
- June 10th Charlie’s Run
- July 16th Celebrate East Lyme
- July 6th McCook’s – Wednesday Concerts begin
- July 8th Bandshell – Friday Concerts begin

- March 30th Beach passes go on sale.

Mr. Cunningham reported that Mr. Seery has worked with all parties involved regarding the discussions surrounding workers compensation, and this matter has come to a mutually agreement resolution. He reported that there is some current dock work happening on the Waterford side of the river, but no other issues at the moment.

4b. First Selectman’s Report

Mr. Seery reported that the O’Niantic 5K will be held this coming Saturday and is scheduled to begin at 10am. He stated that the construction at 185 Main Street is underway and is scheduled to be complete around July 4th. He noted that there was a recent article in *The Day* regarding the proposed Amtrak fence along the water, and that Senator Blumenthal has written a letter on our behalf to Amtrak asking them to work with us on the aesthetics of the fencing so as to not distribute the views from our Main Street. This year’s Miracle League Gala is being held on April 1st at the Mohegan Sun casino; tickets are on sale. The pool complex at the High School as been dedicated and named in honor of Dr. Tim Hagen, long time Board of Education member and supporter. The pandemic numbers continue to go down. He reported that the construction at exit 74 is scheduled to begin next year, but you will see them out there surveying and doing different things in preparation. We should be prepared for a couple of bridge closures that will significantly impact traffic in our area, and he will communication such information as soon as it reaches him.

5. Communications
There was none.

6. Public Comment
There was none.

7. Selectman's Response
There was none.

8. Adjourn
MOTION (14)

Mr. Cunningham MOVED to adjourn the March 16, 2022, regular meeting of the East Lyme Board of Selectmen at 9:15 p.m.

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

Respectfully Submitted By:



Sandra Anderson
Recording Secretary

Exhibit #1

TOWN OF EAST LYME

ARP AD HOC SUBCOMMITTEE

REPORT TO THE BOARD OF SELECTMEN

MARCH 16, 2022

AD HOC SUBCOMMITTEE MEMBERS

Board of Selectmen Members

Ann Cicchiello
Anne R. Santoro, Chair

Board of Finance Members

Paul Maxfield
Richard Steel, Vice-Chair

Small Business Community Representative

Rita Rivera-Riemer

Nonprofit Organization Representative

Pandy Wohler

Community Members at Large

Aileen Cahill
Lee Edwards

Recording Secretary

Sandra Anderson

Ex-officio

Anna Johnson, Finance Director

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1. INTRODUCTION TO ARP/SLFRF

The Coronavirus State and Local Fiscal Recovery Funds program (SLFRF), one part of the \$1.9 trillion American Rescue Plan (ARP), provides \$350 billion to state, local, and Tribal governments nationwide to support their response and recovery efforts to the COVID-19 pandemic. Connecticut municipalities received \$1.56 billion under SLFRF. Of that, the Town of East Lyme has been allocated \$5,463,839.68, half of which was received in May 2021 and the remainder will be received in May or June of this year.

ARP was enacted in March 2021. In May 2021 the U.S. Treasury Department published its Interim Final Rule to implement the SLFRF program. On January 6 of this year, Treasury issued its Final Rule to provide greater flexibility and to respond to feedback from the comment process under the Interim Rule. The text of the Final Rule and Supplementary Information, as well as Treasury's Overview can be referenced here: <https://home.treasury.gov/news/press-releases/jy0550>. (Treasury Press Release attached as Exhibit 1).

Key requirements of the SLFRF program set forth in Treasury's Final Rule and ARP are as follows:

- (1) Funds must be used for costs incurred on or after March 3, 2021. Further, funds must be obligated (appropriated) by December 31, 2024 and spent by December 31, 2026.
- (2) Funds may be used to (a) replace lost public sector revenue; (b) support the COVID-19 public health and economic response; (c) provide premium pay for eligible workers performing essential work; (d) invest in water, sewer, and broadband infrastructure.
- (3) Funds may **not** be used to (a) offset a reduction in net tax revenue; (b) pay down an accrued unfunded pension liability; (c) pay debt service; (d) replenish financial reserves/rainy day funds; (e) satisfy legal settlements or judgments

It should be noted that in addition to SLFRF funding, Connecticut received \$1.105 billion in other ARP funding for educational purposes. \$995 million of this amount was distributed to local school districts, to be used in accordance with a different set of requirements from those of the SLFRF program. ARP school funding, such as that received by East Lyme's school district, is not the subject of this Subcommittee's work or this report.

2. PREVIOUSLY APPROPRIATED EAST LYME ARP FUNDS

Prior to the publishing of Treasury's Final Rule and the establishment of this Subcommittee, East Lyme, like many municipalities, sought to use its ARP funds to meet

immediate pandemic response needs. Through the usual appropriation process as set forth in the Town Charter (Board of Selectmen, Board of Finance, Town Meeting approvals), \$1,684,002 was appropriated from the Town's ARP allocation beginning on August 4, 2021 through January 5, 2022. (Exhibit 2). This total was recently adjusted to account for the removal of a nonqualifying request of \$12,500 to then equal \$1,671,502. Of this total, 90.8% was appropriated for Town requests, including \$920,000 for the reconstruction of Well 5, and 9.2% was appropriated for nonprofits having operations in Town.

While immediate needs such as food insecurity, mental health, public safety, and failing water infrastructure were addressed through these appropriations, Town officials and the public expressed a desire to better formalize the process of distributing the Town's remaining ARP allocation. In particular, a goal expressed by many was to engage members of the community in the process. The Board of Selectmen, under a new administration, discussed the issue and determined that an ad hoc committee consisting of community members and Town officials could be very effective in determining community needs and contributing to longer range planning, as well as maintaining fairness and openness in the process.

3. ESTABLISHMENT OF SUBCOMMITTEE AND CHARGE FROM BOARD OF SELECTMEN

At its meeting of January 5, 2022, the Board of Selectmen voted to establish the ARP Ad Hoc Subcommittee (referred to throughout as the Subcommittee) to develop a plan of distribution of the \$3,792,337.68 remaining federal funds allocated to the town pursuant to the ARP Act. (Exhibit 3). The Board of Selectmen set the composition of the Subcommittee as follows: 2 Selectmen, 2 Board of Finance members, 1 representative from the Town's small business community, 1 representative from the Town's nonprofit organizations, and 2 community members at large.

The Board of Selectmen charged the Subcommittee with developing a plan of recommended uses allowable under the ARP Act and the governing regulations of the Treasury Department that implement the Act, and that can be completed by December 31, 2026. Importantly, the charge is clear that the role of the Subcommittee is advisory and that its recommendations in no way limit the ability of the Town to appropriate its ARP funding in accordance with the terms of the Act and the Town Charter. As discussed in Section 2. above, the Town has utilized its usual appropriation process so far to appropriate its ARP funding. It will continue to follow this process in appropriating the remainder of its funding.

It should be pointed out that once the Subcommittee was established, members spent considerable time familiarizing themselves with the requirements of the SLFRF program through the primary sources provided by the Treasury Department that are referenced in Section 1. above, as well as with relevant Town data. Members also availed themselves of a

timely and very informative webinar provided by the Connecticut Conference of Municipalities (CCM) on Treasury's Final Rule.

4. TARGETING ELIGIBLE USES

Treasury's Final Rule permits a wide array of uses of SLFRF funding within the four general categories outlined in Section 1. above. In addressing the Subcommittee at our first meeting, Town Finance Director, Anna Johnson, stated that the Town did not utilize ARP funds for premium pay and further, that the Town would not qualify for or seek the lost revenue use as our small loss occurred in the Parks and Recreation revenue account, not in the General Fund. Based on this information, the continuing pandemic related needs of our small businesses and nonprofits, the Town's ongoing needs, as well as the general goal of Town-wide recovery, the Subcommittee directed its efforts to qualifying small businesses and nonprofits with operations in Town as well as qualifying Town projects and services. These uses are consistent with permissible uses outlined in Section 1. above of supporting the COVID-19 public health and economic response as well as investing in water, sewer, and broadband infrastructure.

5. METHODOLOGY

The Subcommittee held eight consecutive public meetings, on Thursday nights from January 20-March 10, 2022. During these meetings, a process to develop recommendations was established and completed in time to report to the Board of Selectmen on March 16, 2022, as set forth in the Selectmen's charge to the Subcommittee.

The Subcommittee agreed that an application should be required of all small businesses and nonprofits requesting ARP assistance. The details of an application form were discussed extensively, and a concise form was created, using the Town of East Windsor's ARP application form as an example. East Windsor's program (named E.R.A.S.E.) and related documents had recently been shared at CCM's Annual Convention as one model for other municipalities to consider following. By January 30, 2022, our application form, together with a summary of information for applicants, was made available on the Town's website. (Attached here as Exhibits 4 and 5 respectively). Applicants could email, mail, or drop their applications to the First Selectman's Office. The deadline for applying was February 22, 2022 at 2. p.m. The Town's website posting and accompanying application was readily available to read on the first page of the website, under the heading "Latest News".

To further alert small businesses and nonprofits to the availability of the application and the program, the Town maintained a public service announcement on the

Government/Education channels. Additionally, a similar, but briefer message was maintained on the electronic bulletin board outside Town Hall. A separate effort was made by the business community, through the Niantic Main Street Organization, to inform both businesses and nonprofits of the opportunity to apply for assistance. This effort was made through social media, with an email sent (“eblast”) to all those listed on the Organization’s contact list.

To keep the process as fair as possible, the Subcommittee decided that small business and nonprofit applications would not be read by members until after the deadline for submissions had passed. Accordingly, Sandi Anderson, Administrative Assistant to the First Selectman, was the keeper of the applications and informed the Subcommittee only as to the number of applications received.

During the application period for small businesses and nonprofits, the Subcommittee focused its work on Town Department requests for ARP funding. Department Heads were asked on January 18, 2022 by First Selectman Seery to forward their requests and accompanying documentation to his office by February 2, 2022. (Exhibit 6). The Subcommittee read the relevant documentation and listened to presentations of department requests at its meetings of February 3, 10, and 17, 2022. A question-answer period followed each presentation. The presentations and follow up discussion were very helpful, especially with requests of a particularly technical nature. The Subcommittee decided that it would not hear presentations by small businesses and nonprofits, as these could take place, if need be, before the Board of Selectmen.

The Subcommittee discussed in detail and then created evaluation worksheets, one for small businesses and nonprofits, and one for Town departments. (Exhibits 7 and 8 respectively). These were written to conform with the requirements and language set forth in Treasury’s Final rule as well as the purposes of the ARP Act. Included on the evaluation worksheets are verbal anchors to assist members in their task of numerically rating applications and Town requests.

On February 24, 2022 the Subcommittee met to evaluate the small business and nonprofit applications. All applications were first given a rating that represented the average of members’ individual ratings. Each application was then discussed and deliberated upon by the Subcommittee and a vote was taken to recommend in full, recommend in part, not to recommend, or to request required but missing information. It was agreed that Ms. Anderson would contact those applicants needing to furnish missing information ahead of our next meeting on March 3, 2022 for reevaluation if the information was provided.

Town Department requests were evaluated on March 3, 2022. These too were first given a rating that represented the average of members’ individual ratings. Following the rating tabulation, each request was discussed and deliberated upon and the Subcommittee voted to recommend in full, recommend in part, or not to recommend. The evaluation of these requests required prioritization and the consideration of alternative funding sources, as the total amount requested exceeded the balance of ARP funds available.

6. RESULTS AND RECOMMENDATIONS

A. SMALL BUSINESSES AND NONPROFITS (Exhibits 9A, 9B, 11)

Thirty applications for assistance were received by the February 22, 2022 deadline. One other application was late, having been received by email on February 24, and because of its lateness, not evaluated by the Subcommittee. Eight of the applications were determined to have been incomplete but were evaluated. Ms. Anderson was able to contact 7 of the 8 applicants who were missing required information. Three of these supplied the necessary information, were reevaluated at the Subcommittee's March 3, 2022 meeting, and were recommended for assistance. Village Bake House of Niantic was the one applicant not responsive to Ms. Anderson's follow up email and phone calls.

Small business and nonprofit requests for assistance total \$1,559,579. After members' ratings were tallied and each application was fully discussed and evaluated, the total recommended appropriation for this group is \$461,945. This represents 12% of the Town's ARP allocation balance. It should be pointed out that the requests of 8 organizations, totaling \$1,017,000, were not recommended for assistance. Five of these applications had insufficient information, despite Ms. Anderson's outreach, while the remainder were not recommended for the reasons summarized on the list provided (Exhibits 9A, 9B). Further, 4 applications were recommended in part, not in full, for the reasons summarized. It should be noted that 3 of the organizations recommended for assistance are small businesses and the remainder are nonprofits.

B. TOWN DEPARTMENTS (Exhibits 10, 11)

Town Department requests for ARP funding total \$5,454,131.24. Multiple requests from a department are listed in order of the department's own determined priority. All timely requests were rated by members before each request was fully discussed and evaluated. Two requests were made on March 3 and March 10, 2022 respectively and were not evaluated because of their lateness. As the Subcommittee determined that all Town department requests consist of eligible and/or enumerated uses under the ARP Act and the Final Rule, the task remained to keep the requests within the Town's remaining available ARP funding. To this end, the Subcommittee considered department expressed priorities; priorities for public safety; the need for mental health and social services; priority for water and sewer infrastructure; as well as the availability of other funding resources such as grants, CNRE, and bonding. Applying these considerations, the Subcommittee recommended a total of \$3,225,186.24 in Town department requests.

Added to this sum for the Town is a contingency appropriation of \$100,000 recommended by the Subcommittee and consisting of (1) \$75,000 for Emergency Management pandemic needs and (2) \$25,000 for ARP attorney's fees and administrative costs. Both of these amounts were requested by First Selectman Seery and are for eligible uses under the Final Rule. The total recommended for the Town then is \$3,325,186.24 (Exhibit 10). Taken together, recommended Town department requests and contingency amount to 88% of the ARP allocation balance (85% and 3% respectively).

Of note--if the recommended small business and nonprofit total is combined with the recommended Town total, \$5,206.44 remains unappropriated from the ARP allocation balance.

7. THOUGHTS ON FOLLOW UP AND PROCESS

Treasury's Final Rule requires East Lyme to complete an annual Project and Expenditure Report. This reporting, however, does not address concerns of possible misuse of assistance granted. The Subcommittee is therefore recommending that the Town execute an agreement with each organizational recipient. Such an agreement would help to insure, among other things, that the funding appropriated is used only for its stated purpose. An example of such an agreement from the Town of East Windsor has been shared with our Town Counsel for their review and modification for East Lyme.

Another suggestion the Subcommittee would like to convey is a follow up with the four organizations who previously received East Lyme ARP funding and have applied and been recommended for additional funding. A letter from each of these organizations explaining the status of previously funded projects or purchases, and to the satisfaction of the Board of Selectmen, would seem to be in order before additional ARP funding is distributed.

Concerning process, the subcommittee suggests that additional outreach such as an information session or workshop to the business community may be helpful in implementing any future similar programs.

8. CONCLUSION

The Subcommittee has completed much work in its two-month timeline. Through a uniform and fair application process, the Town has been able to better identify the pandemic related needs of small businesses and nonprofits. Further, by prioritizing ARP eligible Town projects and services, significant planning is accomplished and all Town residents can benefit. It is hoped that our work and recommendations will assist the Board of Selectmen in making its many upcoming decisions on ARP appropriations.

U.S. DEPARTMENT OF THE TREASURY
Treasury Issues Final Rule For
State and Local Fiscal
Recovery Funds Program
to Support the Ongoing
COVID Response

January 6, 2022

The final rule enables state and local governments to meet immediate pandemic response needs and promote long-term recovery.

WASHINGTON — Today, the U.S. Department of the Treasury issued the Final Rule for the State and Local Fiscal Recovery Funds (SLFRF) program, enacted as a part of the American Rescue Plan, which delivers \$350 billion to state, local, and Tribal governments to support their response to and recovery from the COVID-19 pandemic.

The SLFRF program ensures governments have the resources needed to respond to the pandemic, including providing health and vaccine services, supporting families and businesses struggling with the pandemic's economic impacts, maintaining vital public services, and building a strong and equitable recovery.

To date, Treasury has distributed more than \$245 billion to state, local, and Tribal governments as a part of the SLFRF program, accounting for over 99% of funds eligible to be disbursed in 2021 - including funds to many communities that had not received federal assistance since the onset of the pandemic.

Recipients of funds were encouraged to begin using funds under the interim final rule, which was released in May 2021.

Governments have been spending these

funds to address the COVID-19 pandemic and its economic effects, including by expanding access to testing, vaccines, and taking other steps to protect their communities including those that are high-risk and underserved* A recent analysis by the Center on Budget and Policy Priorities found that state governments have appropriated nearly 70% of their available funds as of November 2021.

"Through the State and Local Fiscal Recovery Funds, the American Rescue Plan has provided state and local governments with the support they need to respond to the ongoing pandemic and plan for an equitable recovery," said Deputy Secretary of the Treasury Wally Adeyemo. "As the Delta and Omicron variants have illustrated, pandemic response needs will continue to evolve. These funds ensure that governments across the country have the flexibility they need to vaccinate their communities, keep schools open, support small businesses, prevent layoffs, and ensure a long-term recovery."

The final rule - which takes effect on April 1, 2022 - provides state and local governments with increased flexibility to pursue a wider range of uses, as well as greater simplicity so governments can focus on responding to the crisis in their communities and maximizing the impact of their funds.

The State and Local Fiscal Recovery Funds Program final rule provides additional clarity and flexibility for recipient governments, including:

- o First, Treasury has expanded the non-exhaustive list of uses that recipients can use to respond to COVID-19 and its economic impacts ensuring states and localities can adapt quickly and nimbly to changing public health and economic needs. This includes clarifying that recipients can use funds for certain capital

expenditures to respond to public health and economic impacts and making services like childcare, early education, addressing learning loss, and affordable housing development available to all communities impacted by the pandemic.

Second, Treasury has expanded support for public sector hiring and capacity, which is critical for the economic recovery and in maintaining vital public services for communities.

- o Third, Treasury has streamlined options to provide premium pay for essential workers, who bear the greatest health risks because of their service in critical sectors.
- o Fourth, Treasury has broadened eligible water, sewer, and broadband infrastructure projects - understanding the unique challenges facing each state and locality in delivering clean water and high-speed broadband to their communities.
- o In addition to these expansions, Treasury has greatly simplified the program for small localities -- many of whom have received a historic federal investment in their communities through this program including through the option to elect a standard allowance for revenue loss rather than calculating revenue loss through the full formula.

EXHIBIT 2

LIST OF EAST LYME ARP APPROPRIATIONS AS OF 1/5/22

1. Town Meeting 1/5/22—\$67,392: NOVAtime time and attendance system

2. Town Meeting 12/1/21—\$1,010,000: \$920,000 Water & Sewer—Well 5 Reconstruction; \$30,000 Niantic Main Street (Charette study); \$60,000 Town Clerk Digitizing of Land Records

3. Town Meeting 10/6/21—\$126,053: \$54,638 Ledge Light Health District; \$25,000 East Lyme Giving Garden; \$8,965 SECT Council of Governments; \$12,500 Save the River/ Save the Hills (pump out boat—amount to be re-allocated); \$13,950 American Legion; \$9,000 V.F.W.; \$2,000 New London Homeless Hospitality Center

4. Town Meeting 9/1/21—\$280,557: \$5,129 WIFI improvements at Town Hall; \$14,428 Virtual Meeting Package at Town Hall; \$132,000 Microwave Dishes for Emergency Management; \$44,000 Security Cameras at various Town locations; \$55,000 Wellness/ Prevention/Mentoring Coordinator for East Lyme Youth Services; \$20,000 Clinical Therapist/Counselor for East Lyme Youth Services; \$10,000 Shoreline Kitchen and Food Pantry (regional refrigerated truck)

5. Town Meeting 8/4/21—\$200,000: Public Safety Building (roof replacement)

\$1,684,002.00 total appropriated as of 1/5/22

\$5,463,839.68 total ARP allocation for East Lyme

\$3,779,837.68 remaining balance, adjusted to add
12,500.00 restored to balance (removal of pump-out boat appropriation) =

\$3,792,337.68 total remaining ARP allocation balance

3b. BOS Rules and Regulations

DISCUSSION: The Board decided that this would be discussed at a future meeting, but in the meantime Ms. Santoro and Mr. Weber will begin reviewing the existing document and will be prepared to begin the discussion at the next meeting.

30. ARP Ad-Hoc Committee Appointment

DISCUSSION: The Board discussed that an ad-hoc committee will be formed to begin the process of gathering requests for the ARP funds; there is approximately \$3.7 million left in the fund. It was generally decided that this committee would focus on infrastructure first, then the community members requests, Mr. Seery noted that the Department Heads are working on prioritizing items to submit to this committee for consideration. Ms. Hardy expressed her concern with appointing members of the community to participate on the committee so soon in this process and feels that this Board should concentrate on infrastructure before bringing the community into the process.

MOTION (20)

Ms. Santoro MOVED to (1) to establish an ad-hoc committee to be known as the ARP Ad-Hoc Committee (the "Committee") to develop a plan of distribution of federal funds allocated to the Town of East Lyme pursuant to the American Rescue Plan Act of 2021 (ARP or Act); (2) to appoint the following individuals to this Committee:

Anne Santoro, Board of Selectmen

Ann Cicchiello, Board of Selectmen

(2) Members of the Board of Finance, as selected by that Board

Pandy Wohler, Representative, Local Nonprofit Organizations

Rita Rivera, Representative, Local Small Businesses

Lee Edwards, Community Member At Large

Aileen Cahill} Community Member At Large

(3) to charge the Committee as follows: In order to help mitigate the negative impacts of COVID-19, the Committee shall develop and recommend to the Board of Selectmen a plan to distribute \$3,792,337.68 remaining in federal ARP funds allocated to the Town. The recommended plan must be consistent with the provisions of the American Rescue Plan Act as well as the current governing regulations of the U.S. Treasury Department that implement the Act. In particular, the plan must recommend uses of the allocated funds that are allowable under the Act, and that can be completed by December 31, 2026, and that take into consideration ARP funds thus far appropriated and distributed by the Town. The plan shall be completed and delivered to the Board of Selectmen on or before March 8, 2022 for their review and consideration as well as submittal to Town Counsel. It is expected that the Committee will present its plan to the Board of Selectmen at the Selectmen's regular meeting of March 16, 2022. The term of the Committee shall end on April 7, 2022 or as otherwise determined by the Board of Selectmen. As the role of the Committee is advisory, nothing in this charge shall limit the ability of the Town to address COVID related impacts independently from the plan,

particularly those that may be pressing or immediate, by appropriating ARP funds in accordance with the terms of the Act and the Town Charter.

Seconded by Mr. Cunningham. IN FAVOR; Seery, Santoro, Cunningham, Cicchiello and Weber. OPPOSED; Ms. Hardy, Motion passed 5-1.

Board of Selectmen Special Meeting
January 5, 2022



THE AMERICAN RESCUE PLAN

EXHIBIT 4

CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS SMALL BUSINESS OR NONPROFIT APPLICATION FOR ASSISTANCE

Date of Application: _____

Applying as a: Small Business or Nonprofit

Organization Name: _____

Primary Contact Name: _____

Primary Contact Phone: _____

Primary Contact Email: _____

Amount of Request: _____

Brief description (limit of 500 characters) of how funds would be used:

ELIGIBILITY: Funding will be allocated in accordance with the provisions of the American Rescue Plan Act and the governing regulations of the U.S. Treasury Department that implement the Act (31 C.F.R. Part 35). A small business and a

nonprofit organization are defined in Subpart A Section 35.3 of Treasury's Final Rule, and for this application, must have operations in East Lyme, CT.

For more information please see <https://home.treasury.gov/news/press-releases/jy0550>

1/28/2022 ARP SLFRF

Supporting Documentation Required:

- Evidence/certificate of good standing with the Connecticut Secretary of State's Office
- Proof of 501(c)(3) or 501(c)(19) status (i.e., IRS determination letter)—nonprofits only
- Verification of the number of employees—small businesses only
- List of any federal, state, and local pandemic assistance applied for and/or received (i.e., PPP loans)
- A detailed written statement by the applicant that (1) identifies a negative economic impact to the organization caused by the pandemic and (2) specifies how the assistance requested will respond to that impact

DEADLINE FOR SUBMISSION:

All applications and supporting documentation must be received by the First Selectman's Office no later than Tuesday, February 22, 2022, at 2 p.m.

Applications can be emailed to: ARPSubcommittee@eltownhall.org

or mailed to: Town of East Lyme
First Selectman's Office
P.O. Box 519
Niantic, CT 06357

PLEASE NOTE: The Town may require (a) brief presentation(s) of an applicant's request for assistance as part of the application evaluation and/or appropriation approval process.

TOWN OF EAST LYME

108 Pennsylvania Ave.
Niantic, CT 06357
t: 860-739-6931

Home » Town News » Small Businesses and Nonprofits—Required Application Form for ARP Assistance Now Available

Town News

Small Businesses and Nonprofits—Required Application Form for ARP Assistance Now Available

Applications for assistance are CLOSED as of February 22, 2022 at 2:00PM as specified in the application document.

Small businesses and nonprofit organizations with operations in East Lyme may apply to the Town for pandemic related assistance through the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) program of the federal American Rescue Plan Act (ARPA).

Eligibility

To receive assistance, small businesses and nonprofits must meet eligibility requirements under provisions of ARPA and the governing regulations of the U.S. Treasury Department. An eligible organization must identify a negative economic impact caused by the pandemic and specify how the requested assistance from the Town will respond to that impact. For more information, please see home.treasury.gov/news/press-releases/jy0550.

Supporting Documentation Required

- Evidence/certificate of good standing with the Connecticut Secretary of State's Office
- Proof of 501 (c)(3) or 501 (c)(19) status (i.e., IRS determination letter)—nonprofits only
- Verification of the number of employees—small businesses only
- List of any federal, state, and local pandemic assistance applied for and/or received (i.e., PPP loans)
- A detailed written statement by the applicant that
 - (1) identifies a negative economic impact to the organization caused by the pandemic and
 - (2) specifies how the assistance requested will respond to that impact

Submission Deadline

Requests for assistance must be made using the Application Form found below. All applications and supporting documentation must be received by the First Selectman's Office no later than Tuesday, February 22, 2022, at 2:00PM.

Applications can be emailed to: ARPSubcommittee@eltownhall.org or mailed to:

Town of East Lyme
First Selectman's Office
P.O. Box 519
Niantic, CT 06357

Adobe PDF Reader is required to complete the Application Form.

Downloads:

[ARP SLFRF Application Form \(Fillable\) \(pdf\)](#)

EXHIBIT 6

Sandra Anderson

From: Kevin Seery
Sent: Tuesday, January 18, 2022 10:04 AM
Dept Heads; Flanders Chief; Jim Barone
Subject: ARP Funds Request

Good morning, everyone

The Board of Selectmen (BOS) appointed an ARP Ad-Hoc Committee at its 01/05/2022 meeting. That Committee's first meeting is scheduled for Thursday, January 20th. This Committee is advisory to the BOS and it was made clear in the charge to this group that addressing the Town's critical infrastructure needs was very important.

If your Department has any needs that would qualify for ARP funds, and you would like these needs considered for funding, please submit the request to the First Selectman's office no later than February 2, 2022. Please include the following in the request:

- The project for which the funds are being requested
- Specification as to why the project qualifies for ARP funding
- The benefit of the project for which the funding is being requested
- As much documentation and specificity regarding the cost of the project as possible
- Prioritization of projects if there is more than one request

The ARP Ad-Hoc Committee will likely adopt some other requirements for submission and/or create a document to be filled out when requesting funding. As soon as any information is available it will be passed on to everyone. Give me or call or send an email if you have any questions.

Thank you and have a great day.

Regards,
Kevin

EXHIBIT 7

TOWN OF EAST LYME--AMERICAN RESCUE PLAN (ARP)
CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS (SLFRF)

ARP AD HOC SUBCOMMITTEE MEMBER EVALUATION WORKSHEET
FOR SMALL BUSINESS OR NONPROFIT REQUEST FOR ASSISTANCE

Date of Evaluation: _____ Organization Name: _____
\$ Amount /Request: _____

REQUIREMENTS

YES/NO/NA

- | | |
|--|-------|
| 1. Qualifies as small business | _____ |
| 2. Qualifies as nonprofit | _____ |
| 3. Eligible use under ARPA and Final Rule | _____ |
| 4. Application form complete and submitted on time | _____ |
| 5. Supporting documentation complete and submitted on time | _____ |

CRITERIA

RATING (1-10)

(1=Not at All, 3=Somewhat, 7= Considerable, 10=Extraordinary)

- | | |
|---|-------|
| 1. Negative economic impact experienced | _____ |
| 2. Response will reduce negative impact described | _____ |
| 3. Request is proportional to negative impact | _____ |
| 4. Response promotes organization's recovery and long-term growth | _____ |

RATING TOTAL
(40 pts. max.)

NOTES

Previously granted East Lyme ARP funding: \$_____ on _____ (date of
Town Meeting)

Rev. 2/22/22

TOWN OF EAST LYME—AMERICAN RESCUE PLAN (ARP)
 CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS (SLFRF)
 ARP AD HOC SUBCOMMITTEE MEMBER EVALUATION WORKSHEET
 FOR TOWN DEPARTMENT REQUEST FOR FUNDING

Date of Evaluation: _____ Department: _____
 \$Amount/Request: _____

<u>REQUIREMENTS</u>	<u>YES/NO</u>
1. Eligible use under ARPA and Final Rule	_____
2. Detailed memorandum submitted by Department Head	_____
3. Supporting documentation complete	_____

<u>CRITERIA (1)</u>	<u>RATING (1-10)</u>
(1=Not at All, 3=Somewhat, 7=Considerable, 10=Extraordinary)	
1. Public health need or negative economic impact	_____
2. Funding will address need or negative impact	_____
3. Request is proportional to need or negative impact	_____
4. Response promotes recovery and Town-wide benefit	_____

<u>OR CRITERIA (2)</u>	<u>RATING (1-10) X 2</u>
(1=Not at All, 3=Somewhat, 7=Considerable, 10=Extraordinary)	
1. Request addresses necessary investment in water and sewer infrastructure	_____
2. Response promotes recovery and Town-wide benefits	_____

RATING TOTAL
(40 pts. Max.)

NOTES

Other grant or CNRE resources available: _____

**TOWN OF EAST LYME
ARP/SLFRF RECOVERY FUNDS**

**SMALL BUSINESS AND NONPROFIT REQUESTS FOR ASSISTANCE as of 2/22/22
ARP SUBCOMMITTEE RECOMMENDATIONS (VOTED 2/24/22 and 3/3/22) ORDERED ALPHABETICALLY**

<u>ORGANIZATION</u>	<u>AMOUNT REQUESTED</u>	<u>RATING</u>	<u>RECOMMENDATION</u>	<u>COMMENT</u>
Brian Dagle Foundation	\$60,000	30.2	\$30,000 (In part)	For therapy services, not renovations
C & Z Properties, LLC	\$150,000	1.6	Not recommended	Insufficient information
Care and Share	\$21,000	30.4	\$21,000 (In full)	
East Coast Taco	\$20,000	27.9	\$20,000 (In full)	
East Lyme Giving Garden	\$15,000	26.7	\$15,000 (In full)	Previously granted \$25,000 EL ARP funds on 10/6/21
East Lyme Historical Society	\$27,127	27.5	\$27,127 (In full)	
East Lyme Historical Society/ East Lyme Public Library	\$22,000	29.2	\$22,000 (In full)	
East Lyme Police Cadets, Inc.	\$15,000	28.6	\$15,000 (In full)	
East Lyme Pollinator Pathway, Inc.	\$3,000	22	\$3,000 (In full)	
East Lyme Puppetry Project, Inc.	\$17,189	26.2	\$12,000 (In part)	Keeps request proportional to need/recovery

East Lyme Veterans Council	\$5,000	30.9	\$5,000 (In full)	
Eastern Connecticut Ballet	\$15,000	31.5	\$15,000 (In full)	
Eastsun Properties, LLC	\$200,000	1.9	Not recommended	Insufficient information
Friends of Samuel Smith House and Property, Inc.	\$19,950	26.7	\$19,950 (In full)	Chimney
Friends of Samuel Smith House and Property, Inc.	\$68,722	25.6	\$68,722 (In full)	Roof
Ignatiadis Realty, LLC	\$80,000	1.9	Not recommended	Insufficient information
LAN, LLC	\$100,000	2.6	Not recommended	Insufficient information
Main Street Grille	\$200,000	10.9	Not recommended	Significant Federal grants + loans received
New Great Wall, Inc.	\$150,000	9	Not recommended	Need not demonstrated; Federal PPP loan + forgiveness
Niantic American Legion Post 128	\$34,646	27.6	\$34,646 (In full)	Previously granted \$13,950 EL ARP funds on 10/6/21
Niantic Community Church	\$29,445	20.5	\$20,000 (In part)	Keeps request proportional to need
Niantic Main Street Organization	\$75,000	27.9	\$39,000 (In part)	\$22,000 to enhance arts in Flanders and Niantic; \$12,000 for streetscape improvements in Flanders; \$5,000 for signs. Previously granted \$30,000 EL ARP funds on 12/1/21

Safe Futures, Inc.	\$50,000	31.2	\$50,000 (In full)	
Serendipthriftly, LLC	\$8,000	23.7	\$8,000 (In full)	
Stars to Stem, Inc.	\$107,000	19.3	Not recommended	Build out not an eligible use/recovery
The Arc Eastern Connecticut	\$2,000	30.2	\$2,000 (In full)	
TVCCA	\$20,000	29.7	\$20,000 (In full)	
VFW Post 5949	\$9,500	28.6	\$9,500 (In full)	Previously granted \$9,000 EL ARP funds on 10/6/21
Village Bake House of Niantic	\$30,000	19.2	Not recommended	Insufficient information
Zen & Now, LLC	\$5,000	29.7	\$5,000 (In full)	

\$1,559,579.00 Total Requested

\$461,945.00 Total Recommended

TOWN OF EAST LYME
 ARP/SLFRF RECOVERY FUNDS

SMALL BUSINESS AND NONPROFIT REQUESTS FOR ASSISTANCE as of 2/22/22
 ARP SUBCOMMITTEE RECOMMENDATIONS (VOTED 2/24/22 and 3/3/22) ORDERED BY RATING

ORGANIZATION	AMOUNT REQUESTED	RATING	RECOMMENDATION	COMMENT
Eastern Connecticut Ballet	\$15,000	31.5	\$15,000 (In full)	
Safe Futures, Inc.	\$50,000	31.2	\$50,000 (In full)	
East Lyme Veterans Council	\$5,000	30.9	\$5,000 (In full)	
Care and Share	\$21,000	30.4	\$21,000 (In full)	
Brian Dagle Foundation	\$60,000	30.2	\$30,000 (In part)	For therapy services, not renovations
The Arc Eastern Connecticut	\$2,000	30.2	\$2,000 (In full)	
TVCCA	\$20,000	29.7	\$20,000 (In full)	
Zen & Now, LLC	\$5,000	29.7	\$5,000 (In full)	
East Lyme Historical Society/ East Lyme Public Library	\$22,000	29.2	\$22,000 (In full)	
East Lyme Police Cadets, Inc.	\$15,000	28.6	\$15,000 (In full)	
VFW Post 5949	\$9,500	28.6	\$9,500 (In full)	Previously granted \$9,000 EL ARP funds on 10/6/21

East Coast Taco	\$20,000	27.9	\$20,000 (In full)	
Niantic Main Street Organization	\$75,000	27.9	\$39,000 (In part)	\$22,000 to enhance arts in Flanders and Niantic; \$12,000 for streetscape improvements in Flanders; \$5,000 for signs. Previously granted \$30,000 EL ARP funds on 12/1/21
Niantic American Legion Post 128	\$34,646	27.6	\$34,646 (In full)	Previously granted \$13,950 EL ARP funds on 10/6/21
East Lyme Historical Society	\$27,127	27.5	\$27,127 (In full)	
East Lyme Giving Garden	\$15,000	26.7	\$15,000 (In full)	Previously granted \$25,000 EL ARP funds on 10/6/21
Friends of Samuel Smith House and Property, Inc.	\$19,950	26.7	\$19,950 (In full)	Chimney
East Lyme Puppetry Project, Inc.	\$17,189	26.2	\$12,000 (In part)	Keeps request proportional to need/recovery
Friends of Samuel Smith House and Property, Inc.	\$68,722	25.6	\$68,722 (In full)	Roof
Serendipthriftly, LLC	\$8,000	23.7	\$8,000 (In full)	
East Lyme Pollinator Pathway, Inc.	\$3,000	22	\$3,000 (In full)	
Niantic Community Church	\$29,445	20.5	\$20,000 (In part)	Keeps request proportional to need
Stars to Stem, Inc.	\$107,000	19.3	Not recommended	Build out not an eligible use/recovery

Village Bake House of Niantic	\$30,000	19.2	Not recommended	Insufficient information
Main Street Grille	\$200,000	10.9	Not recommended	Significant Federal grants + loans received
New Great Wall, Inc.	\$150,000	9	Not recommended	Need not demonstrated; Federal PPP loan + forgiveness
LAN, LLC	\$100,000	2.6	Not recommended	Insufficient information
Eastsun Properties, LLC	\$200,000	1.9	Not recommended	Insufficient information
Ignatiadis Realty, LLC	\$80,000	1.9	Not recommended	Insufficient information
C & Z Properties, LLC	\$150,000	1.6	Not recommended	Insufficient information

\$1,559,579.00 Total Requested

\$461,945.00 Total Recommended

TOWN OF EAST LYME
 ARP/SLFRF RECOVERY FUNDS

TOWN DEPARTMENT REQUESTS FOR FUNDING as of 2/17/22
 ARP SUBCOMMITTEE RECOMMENDATIONS (VOTED 3/3/22 and 3/7/22)

<u>DEPARTMENT</u>	<u>REQUEST</u>	<u>AMOUNT</u>	<u>RATING</u>	<u>RECOMMENDATION</u>	<u>COMMENT</u>
Public Works	Replace/upgrade Town Hall air handler	\$150,000	31.3	\$150,000 (In full)	
Public Works	New garbage truck	\$340,000	34.0	\$340,000 (In full)	
Public Works	Upgrades to HVAC at Field Services Building(FSB)	\$270,000	25.8	\$270,000 (In full)	
Public Works	Roof replacement at NFD-Station 1	\$205,000	21.5	Not recommended	Option to bond w/ other roof projects
Public Works	Roof replacement at NFD-Station 2	\$135,000	22.4	Not recommended	Option to bond w/ other roof projects
Public Works	Town-wide drainage pipe rehabilitation project	\$400,000	22.6	Not recommended	Possible Infra-structure grant
Public Works	Clean all catch basins				

	in Town	\$70,000	25.3	Not recommended	Ongoing PW service
Public Works	Building access/security -Town Hall, ELCC, FSB, Transfer Station, other	\$100,000	21.5	Not recommended	PW lower priority; Limited ARP funds
	<u>PW \$1,670,000 total requested</u>			<u>PW \$760,000 total recommended</u>	
Police Dept.	Switch to State Radio Communications system	\$466,161.34	28.9	\$466,161.34 (In full) (\$441,293.90)	Motorola (Harris)
Emergency Management	Software for emergency planning, resource manage- ment, scheduling, etc. (VEOCI Core Solutions)	\$12,800 (year 1)	31.3	\$12,800 (In full)	\$8,250/yr. for subsequent yrs.
Parks and Rec	Continue PT Prevention/ Mentoring Coordinator position-began 10/21	\$55,000	34.5	\$55,000 (In full)	
Parks and Rec	Continue PT Counselor Position at Youth Services- begins 2/22	\$20,000	33.8	\$20,000 (In full)	
Parks and Rec	Conversion of former police building to year round				

	restrooms	\$ unknown	None	None	Dominion owned building
Parks and Rec	Darrow Pond recreation area master plan	\$25,000	27	\$25,000 (In full)	
Parks and Rec	Roxbury Road Park (pickleball courts, dog park, walking path, gaga pit)	\$500,000	20.6	Not recommended	More need for new park in north end of Town
Parks and Rec	Playscape improvements to McCook Point Park and Peretz Park	\$500,000	21.6	\$150,000 (In part)	Keeps request proportional to need; \$CNRE possible
Parks and Rec	Replace all water fountains in parks with or add bottle fillers and pet bowl stations	\$75,000	27.4	\$75,000 (In full)	
Parks and Rec	Restroom enhancements In parks	\$200,000	30.8	\$200,000 (In full)	
	<u>P&R \$1,375,000 total requested</u>			<u>P&R \$525,000 total recommended</u>	
T Hall/Build. Main.	Town Hall Drop Box	\$2,659.90	35.6	\$2,659.90 (In full)	
Fire Marshal	3 NEBO Lights \$55 ea.	\$165	32.1	\$165 (In full)	
Fire Marshal	1 Gas Detection Meter	\$3,200	32.1	\$3,200 (In full)	

Fire Marshal	Electrical Safety Invest. Kit	\$55	32.1	\$55 (In full)
Fire Marshal	IR Thermometer	\$40	32.1	\$40 (In full)
Fire Marshal	Surface Tablet w/Case	\$1,500	32.1	\$1,500 (In full)
Fire Marshal	Decibel Meter	\$265	32.1	\$265 (In full)

FM \$5,225 total requested

FM \$5,225 total recommended

Sen. Ctr./COA	FT Social Worker	\$59,475	32.6	\$59,475 (In full)	\$24,375 PT alternative
Lib./Sen. Ctr./P&R	Feasibility Study	\$38,000	31.9	\$38,000 (In full)	Tecton's fee range: \$30,000-\$38,000
Lib./Sen. Ctr./P&R	Sat./Sun. Custodial Hrs.	\$14,945	17.6	Not recommended	Coverage now provided; department budget issue
Lib./Sen. Ctr./P&R	Recycling/Trash Compactor	\$4,000	3.7	Not recommended	Service provided; emptying issue
Library	Glass Doors-Zoom Rm.	\$4,665	30.6	\$4,665 (In full)	
Library	Owl Camera-Zoom Rm.	\$1,200	32.7	\$1,200 (Infull)	

Lib \$5,865 total requested

Lib. \$5,865 total recommended

Water & Sewer Upgrade Niantic

	Sewer Pump Station	\$600,000	29.9	\$600,000 (In full)	
Water & Sewer	Recoat Boston Post Rd. Water Tank	\$750,000	31.9	\$750,000 (In full)	
Water & Sewer	Upgrade Pattagansett Sewer Pump Station	\$450,000	28.9	Not recommended	Limited ARP funds; lower W&S priority

W&S \$1,800,000 total requested

W&S \$1,350,000 total recommended

\$5,454,131.24 Total Requested

\$3,225,186.24 Total Recommended

**+\$75,000 Contingency for Emergency
Management pandemic needs
+\$25,000 Contingency for ARP Attorney's
Fees and Administrative Costs**

=\$3,325,186.24 Total Recommended for Town

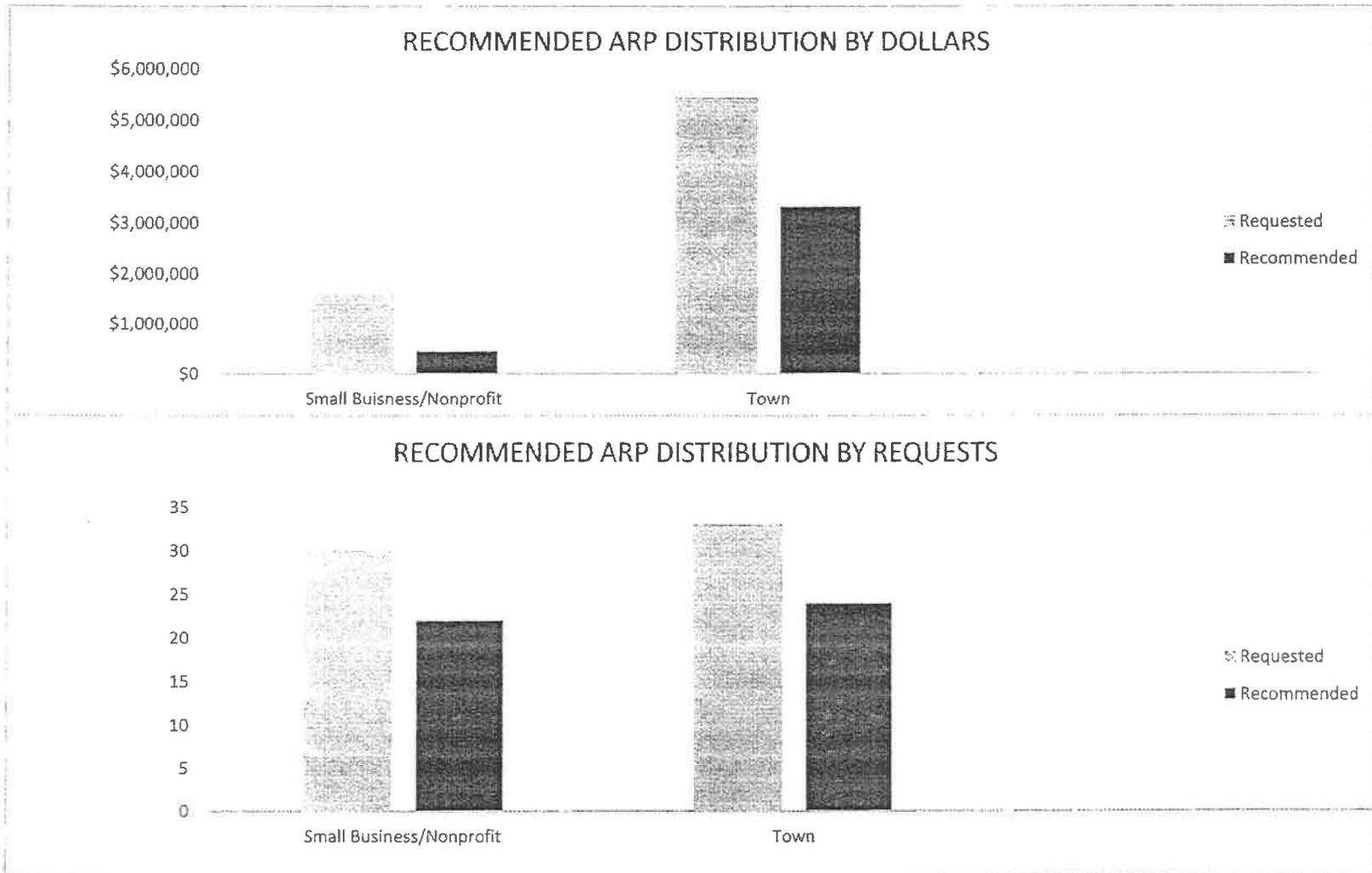


EXHIBIT 13

Exhibit #2

Request for Board of Selectmen Action

TO: Board of Selectmen
FROM: Joe Bragaw – Director of Public Works
CC: Kevin Seery – First Selectman
Justin Porter – Highway Superintendent
DATE: February 23, 2022
SUBJECT: Proposed Town Policy on Curbside Garbage & Recycling Collection

Selectmen's Agenda
Item No. 2c
Date: 03/16/2022

Summary of Agenda Item:

The most calls that we receive to the Highway Department regard garbage and recycling collection. Some of the calls are as follows;

- The resident didn't realize the cans need to be out by 7am so we already went by
- We didn't pick up their garbage because the garbage and recycling cans were next to each other or next to a parked car so we couldn't grab it
- Residents wanting additional garbage and/or recycling cans

The Town does not have a policy at the present time with regards to what the general requirements are so residents can get mad at office staff when we give the answers that we do. By creating a policy that is approved by the Board of Selectman, then we would be referencing to a policy that is not just decided upon by staff but by the governing policy board of the Town. Additionally, because of past practice, our garbage trucks drive on a lot of private roads in Town to collect garbage and recycling. Once you have been doing it for years, it is hard to stop the service. One thing the Department does not want to do is continue to grow curbside collection on private roads and properties. Recently we refused curbside collection for the new Rocky Neck Village and Gateway Phase 2 townhome developments and made them get dumpster or other private service. Some of the private roads that we still collect on at the present time are as follows;

Sea Spray Condominiums, Chapman Woods, Chapman Farms, Sleepy Hollow Estates, Briarwood Estates, Faylor Apartments, Spinnaker, Whitings Farm, Peggy Lane Apartments & Clarks Hollow to name a few.

If the BOS approves this policy, then we would like to start approaching each of these private associations and get agreements with them as identified on the second page of the draft policy. This is very important because the only association in this entire list above that we have an agreement with is Sea Spray Condominiums. At that location, they have dumpsters but at some point years ago a few residents got garbage and recycling and the service has grown. Recently, they requested an additional 20 garbage and recycling cans, and we refused this request as it was not our intention to grow this service in a private condo complex. They didn't like this answer. If we keep adding private roads and developments, there will be a cost implication to the SCRRRA disposal line item in the Highway Department 317 budget. It is my opinion the time is right to adopt the draft policy so we can clearly identify our requirements and expectations to our residents, businesses and any future developers.

Action Needed: *Approval of the Draft Policy*

Attachments: Draft Town Policy on Curbside Garbage & Recycling Collection

TOWN POLICY ON CURBSIDE GARBAGE & RECYCLING COLLECTION

Approved by the Board of Selectman on (Month) xx, 2022

The Town of East Lyme Sanitation Department (referred to hereafter as “the Department”) provides curbside garbage and recycling collection on Town approved roads. In order to be eligible for this service, the Department requires the following;

1. Residents and businesses need to put out the garbage and/or recycling cans on the day that the Department determines for that location. The garbage and recycling collection calendar is posted on the Town’s website under the Public Works page. Residents and businesses can also call the Department at 860-691-4118 for the schedule.
2. All cans need to be out by 7am. If the cans are not out at the time we go through, the Department can’t guarantee that we can come back until the next regularly scheduled visit. Residents can always bring their garbage and recycling to the Town’s transfer station free of charge during the Transfer Station’s regular hours.
3. All cans have to be 4 ft from any other object (another can, a car, utility pole, wall, etc.), as the automated arms of our trucks need clearance to pick up the can. If the driver can’t pick up the can for this reason, the Department can’t guarantee that we can come back until the next regularly scheduled visit.
4. Only cans provided by the Department are picked up. The Town started our automated collection approximately 20 years ago. At that time, all residents were issued a garbage and recycling can. Those original cans are now beyond their warranty. It is the responsibility of the property owner to keep their can in acceptable condition. Unless the Department damages the can and/or drops it into the hopper of the truck, the resident or business would be responsible for paying the cost of replacing a damaged can. If a resident and/or business is looking to replace a damaged can, one that has gone missing, or wants an additional can, they need to fill out a departmental request form that is also on the Town’s website under the Public Works page. At the present time due to supplies, we are only allowing requests of up to 2 garbage and 2 recycling cans per property regardless of whether it is a business or residence.
5. The Department is also not responsible if a can goes missing. All cans have a serial number, so we highly recommend that residents or businesses take a picture of your can serial numbers to keep track of them. The serial number is in large white lettering on the front of the can. The Town has to pay for all new cans so the cost to replace a missing can is used to help pay for the new can.

6. The State of Connecticut requires Towns to recycle. Only approved recycling materials can go in the recycling cans. The Department inspects recycling cans on a regular basis. If non- recycling materials are found in the can, the can will be flagged to not be picked up and a form will be taped to the can letting the resident know why the can will not be picked up. For a listing of what can and can't go in the recycling can, refer to the Town's website under the Public Works page.
7. We get complaints from time to time from neighbors that people leave out their cans all the time. This is not allowed. There is a Town ordinance "Regulating the storage, collection and disposal of solid waste," dated January 18, 1995 which states that cans should not be put out earlier than 12 hours before the scheduled collection time nor later than 7am on the scheduled collection days, in such a manner that said containers do not constitute a travel or health hazard or nuisance, and after said containers have been emptied, the containers should be removed from the side of the road within 12 hours after the garbage and/or recycling have been picked up

If the Town's Sanitation Department has been performing curbside collection on private roads or in locations other than town approved roads, we will continue picking up in these locations provided the following;

1. The owner of the private road and/or property needs to sign an agreement put together by the Town's legal counsel. The agreement should include at a minimum the following:
 - a. Permission for the Town to enter onto that private property
 - b. If there are ever any changes to the ownership of the private road or property, it is the responsibility of the current owner to let the Town know in writing.
 - c. Any particular requirements for that specific location
 - d. To indemnify and hold the Town harmless against any and all damages to property or injuries to or death of any person or persons, including property and employees or agents of the Town and shall defend suits, actions or proceedings of any kind or nature.
 - e. To upkeep all the paved areas including plowing and de-icing all the roads and trimming trees that stretch into the paved area when needed. Since the Owner is responsible for maintenance of the private road or property, if our drivers feel that the roads are not passable, they may refuse to pick up the garbage and/or recycling until the hazard is addressed. This includes if the private road and/or property has not been properly plowed and/or salted, if there are potholes are any other road deficiencies.
2. There needs to be an acceptable surface course of asphalt on the private road or property.
3. The Town needs an acceptable area to turn their trucks around. Determination of an acceptable area to turn their trucks around will be made by the Town.
4. The Department has no intention of growing our curbside collection service on private roads that we have been collecting for up to this point. All new private roads and/or private developments need to line up a private contractor or dumpsters to address their garage and recycling needs.