

EAST LYME BOARD OF SELECTMEN
REGULAR MEETING MINUTES
OCTOBER 19, 2022

PRESENT: Kevin Seery, Ann Cicchiello, Dan Cunningham and Anne Santoro

EXCUSED: Rose Ann Hardy and Bill Weber

ALSO PRESENT: Parks and Recreation Director Jerry Lokken

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

1b. Additional Agenda & Consent Items

There were none.

1c. Delegations

There were none.

1d. Approval of Minutes

DISCUSSION: Name of an appointed member was spelled incorrectly in two places; Purohik s/b Purohit. Also add that Mr. Jay Ginsberg spoke and showed interest in participating on the Charter Revision Commission.

MOTION (1)

Ms. Santoro MOVED to approve the regular meeting minutes of October 5, 2022, as amended. Seconded by Ms. Cicchiello. Motion passed 3-0-1. IN FAVOR; Seery, Santoro and Cicchiello. ABSTAINED; Cunningham.

1e. Consent Calendar

MOTION (2)

Ms. Santoro MOVED to approve the consent calendar for the regular meeting of October 19, 2022, in the amount of \$27,062.86. Seconded by Ms. Cicchiello. Motion passed 4-0.

2a. Shoreline Traffic Accident Reconstruction Team

DISCUSSION: Mr. Seery stated that the creation of this team has been discussed and approved by the Police Commission, who sent this to the Board of Selectmen for their consideration before sending to the Town Attorney for their review. This is a good opportunity to share resources with Waterford. Upon approval, this document will go to the Town Attorney, who will return to the Board of Selectmen with any comments they might have.

MOTION (3)

Ms. Santoro MOVED to approve forwarding the draft Shoreline Traffic Accident Reconstruction Team document to the Town Attorney for review and comment. Seconded by Mr. Cunningham. Motion passed 4-0.

3a. Darrow Pond

DISCUSSION: Mr. Seery stated that two minor changes were made to this document: second paragraph put a space in between the word approximately and the number 200; and change the wording of Section #2 to be clearer, ". . . shall be subject to the provisions set forth in Ordinance 96.15 . . .". The resolution is attached hereto as Exhibit #1.

FILED

Oct. 26, 2022 AT 2:48 AM (PM)
Brooke Brewer ATC
EAST LYME TOWN CLERK

Board of Selectmen
Regular Meeting of October 19, 2022
1 of 3

MOTION (4)

Ms. Santoro MOVED to approve the Draft Resolution Re Darrow Pond Property, as presented. Seconded by Ms. Cicchiello. Motion passed 4-0.

3b. Charter Revision Update

DISCUSSION: Mr. Seery reported that the appointed Charter Revision commission held their kickoff meeting on October 18th, at which they appointed Marc Salerno as the Chairman and Jeff McNamara as the Vice Chairman. A public hearing is scheduled for November 1st at 7:00 p.m. at the East Lyme Middle School.

4a. Ex-Officio Reports

Ms. Cicchiello Reported:

- Harbor Management Shellfish Commission continues their search for a Harbor Master.
- Commission received information from Moorings Inc. to switch the mooring registration process to an electronic process. They will hear a public presentation on November 2nd, and they are seeking additional bids from similar companies for this service.

Mr. Cunningham Reported:

- Parks & Recreation Commission has a reported fund balance of approximately \$41,000. They will continue to review what makes up this account, as well as scheduling an audit for said account.
- The new tent at McCook's was destroyed in a recent storm; the Town is seeking a full refund and the Commission is investigating what type of structure should replace said tent keeping in mind the deed restrictions in place.
- There is still a high demand by the public for pickleball courts.
- The Commission is developing a revised vision statement and set of goals.
- Discussion was started regarding branding of the department.

4b. First Selectman's Report

- Sift Bakery opened on Saturday with little to no traffic issues.
- Charter Revision Committee will hold a public hearing on November 1st at 7:00 p.m. at the Middle School.
- State DOT will hold a public information session on their Route 161 Corridor Study; this event will take place on October 27th at 6:00 p.m. at the East Lyme High School.
- The sidewalk that was planned to go in from Flanders to Dollar General is being postponed corresponding with the senior housing project that is planned.
- Lots of interest in pickleball.
- Fall sports are underway.
- BOE was able to irrigate the baseball field.
- Well 6 is not performing at the flow expected; Well 2 project will be coming up

5. Communications

There were none.

6. Public Comment

There was none.

7. Selectman's Response

There was none.

8. Executive Session

MOTION (5)

Ms. Santoro MOVED to enter into executive session for the purpose of discussing contract negotiations for fire fighter and police unions.

Seconded by Ms. Cicchiello. Motion passed 4-0.

The Board entered into executive session at 7:29 p.m. They returned at 7:57 and Ms. Santoro stated that no formal votes were taken in executive session.

9. FF Union Agreement

MOTION (6)

Ms. Santoro MOVED to approve the contract extension between the East Lyme Fire Fighters union and the Town of East Lyme for the period July 1, 2022 through June 30, 2023, as presented.

Seconded by Ms. Cicchiello. Motion passed 4-0.

10. Police Union Agreement

MOTION (7)

Ms. Santoro MOVED to approve the contract extension between the East Lyme Police union and the Town of East Lyme for the period of July 1, 2022 through June 30, 2023, as presented.

Seconded by Mr. Cunningham. Motion passed 4-0.

11. Adjourn

MOTION (8)

Ms. Santoro MOVED to adjourn the regular meeting of October 19, 2022, at 7:58 p.m.

Seconded by Mr. Cunningham. Motion passed 4-0.

Respectfully Submitted By:



Sandra Anderson
Recording Secretary

DRAFT RESOLUTION RE DARROW POND PROPERTY

WHEREAS, the Town of East Lyme owns approximately 300 acres of real property adjacent to Darrow Pond located at 16 Mostowy Road (the "Darrow Pond Property"); and

WHEREAS, approximately 200 acres of the Darrow Pond Property are dedicated to a permanent conservation easement recorded at Volume 924, Page 697 of the East Lyme land records; and

WHEREAS, pursuant to the "Ordinance Concerning Areas Under Jurisdiction of Parks and Recreation Commission" the Board of Selectmen desires to designate the remaining portion of the Darrow Pond Property, consisting of approximately 100 acres, as under the control of the Parks and Recreation Commission;

IT IS RESOLVED:

1. The remaining 100 acres, more or less, of the Darrow Pond Property, depicted on a map or plan entitled "Proposed Conservation Area on Property of Town of East Lyme Mostowy Rd. East Lyme CT 06333 Town of East Lyme Engineering Dept.", is designated as under the control of the Parks and Recreation Department.

2. Persons entering upon or making use of the designated portion of the Darrow Pond Property shall be subject to the provisions set forth in Ordinance 96.15 (Ordinance Concerning Areas Under Jurisdiction of Parks and Recreation Commission).

3. In addition to the ordinary and usual activities conducted by the Parks and Recreation Commission, the following activities and uses may be conducted on the designated portion of the Darrow Pond Property (the "Designated Property"):

3.1 Recreational and Education Uses. The Designated Property may be used for hiking, walking, snowshoeing, cross-country skiing, running, horseback

riding, camping, bird watching, nature observation or study, educational activities, and other similar low impact recreational and educational programs or activities.

Biking shall be allowed on the Designated Property on designated trails that are designed to prevent erosion.

Minor rustic structures such as footbridges, trail barriers, and benches may be placed on the Designated Property in conjunction with these activities. The Designated Property may not be used for more than minimal commercial recreation purposes.

- 3.2. Habitat. The Designated Property may be used to maintain, restore or enhance habitat for wildlife and native biological communities. Agricultural activities for the purpose of maintaining the ecosystem and/or habitat shall be permitted. Incidental revenues from agricultural activities to maintain the ecosystem and/or habitat shall be permitted.
- 3.3. Hunting. The Designated Property may be used for hunting only when recommended by the Connecticut Department of Energy and Environmental Protection (or its successor), and by express permission of the Board of Selectmen.
- 3.4. Trail Building. Trails on the Designated Property may be created and maintained by the Board of Selectmen or its designee.

4. If the Commission desires to conduct activities which result in an alteration or destruction of the existing topography or any of the natural resources or natural habitat on the designated portion of the Darrow Pond Property, it shall first notify the Board of Selectmen of the proposed activity and receive the Board's consent to conduct such activity.

5. If the Commission desires to construct structures or facilities or improvements of any kind on the designated portion of the Darrow Pond Property, it shall first notify the Board of Selectmen of the proposed work and receive the Board's consent to construct such a structure.

*AREAS UNDER JURISDICTION OF PARKS AND RECREATION COMMISSION***§ 96.15 REGULATIONS.**

(A) This section shall apply to McCook Point Park and Beach, Veterans Memorial Park, Boardwalk, Cini Park, Samuel Peretz areas and all other areas within the town designated as under the control of the Parks and Recreation Commission by vote of the Board of Selectmen.

(B) No person shall enter any area which is close to the public as plainly designated by signs.

(C) No person shall kindle, build, maintain or use a fire except either in fireplaces provided for that purpose, or in portable fireplaces in areas plainly designated for that use.

(D) No person shall possess or have under his or her control any alcoholic beverages in areas where it is prohibited as plainly designated by signs.

(E) No person shall park any motor vehicle except in areas plainly designated by sign or other marking as parking areas.

(F) No person shall discard or abandon any refuse, rubbish or garbage except in containers provided for that purpose.

(G) No person shall possess or have under his or her control any glass bottle or crockery in areas where it is prohibited as plainly designated by sign.

(H) No person shall bring any dog (other than certified service dogs) on to the Niantic Bay Boardwalk.

(I) No person shall bring any dog (other than certified service dogs) onto any town-owned beach and McCook Point Park from Memorial Day to Labor Day.
(Ord. effective 6-19-1971; Ord. passed 12-21-2005; Ord. passed 4-20-2017) Penalty, see § 95.99

Editor's note:

TM Volume 10, page 369, Amended

§ 96.99 PENALTY.

(A) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 10.99.

(B) Any person who shall violate any provision of § 96.15 shall be fined not more than \$50.
(Ord. effective 6-19-1971; Ord. passed 12-21-2005; Ord. passed 4-20-2017)