

**BOARD OF SELECTMEN REGULAR MEETING**  
**Tuesday November 21, 2017 7:00pm**

A meeting of the Board of Selectmen was held on Tuesday, November 21, 2017 in the selectmen's conference room.

Members present: First Selectman Michael Criss, Selectman Evan Brunetti, Selectman Rick Fowler - Absent,

Attendees: Peter Thierry – Board of Finance, Attorney Bill Tracy, Terri Christenson – Recycling Coordinator, Josie Albertson Grove – Republican American

**Call to Order**

Mr. Criss called the meeting to order at 7:00 pm.

**Minutes of the Previous Meeting**

Mr. Brunetti made a motion to approve the minutes. Mr. Criss seconded. All in favor.

Mr. Criss asked to add to the Agenda to approve the Library capital Project. Mr. Brunetti made a motion to add the approval of the Library Capital Project to the Agenda.

**Appointments and Resignations**

Motion made by Mr. Brunetti to accept Appointments and Resignations. Mr. Criss Seconded. Motion carries.

**Public Participation** – See New Business.

**New Business**

**Request for Tax Refunds** – Mr. Brunetti made a motion to accept tax refunds except for one, which has to be held for the next BOS meeting with Mr. Fowler in attendance. Mr. Criss abstained from voting on the one due to a conflict.

**Equestrian Estate Bond Extension** – The Planning Commission held a meeting on November 8<sup>th</sup>, 2017 at 7pm and approved a motion to the BOS for a sub-division extension for five years to complete Equestrian Estates public improvements to expire on December 1, 2022. Atty Bill Tracy, is present representing Equestrian Estates and is asking for an extension on the performance agreement and the agreement not to sell or transfer the mortgages that are the security for this section to be extended as well. Attorney Tracy is asking the Board of Selectman to extend the subdivision completion right to December 1<sup>st</sup>, 2020 and to authorize Mr. Criss and Ms. Russo to sign the extension. Attorney Rybak has reviewed it and is comfortable with it and recommends the BOS vote in favor of the extension. Mr. Brunetti made a motion to extend it to December 1, 2022 and for Mr. Criss and Ms. Russo to sign it. Mr. Criss seconded. Motion carries.

**Simple Recycling Presentation** – Ms. Christenson presented a recycling option for the Town of Harwinton. Attorney Rybak looked over the contract and questioned some of

the context and confirmed that after Ms. Christenson addressed the concerns it didn't interfere with the recycling Ordinance #137 already in effect. It is a soft recycling (textiles) start up that collects clothes, toys, household goods, books; this allows for people to put the pink bags provided curbside as an alternate option of having to go to a Goodwill or drop off location. There is no cost to the Town. It is a voluntary program that does not interfere with Charities of Hope drop off in town. They give a penny a pound that can be donated to the different charities in town, which in turn will reduce the town's rubbish tonnage, in effect reducing trash costs. Ms. Christenson will get more information about: the potential plowing of a bag by a plow truck, what do we do with a tagged bag that has damaged goods and is not picked up– do they get rid of them, put them in garbage etc.? What kind of trucks are they using? Mr. Criss asked Ms. Christenson to please come back to the December 5<sup>th</sup> meeting to answer the questions once she talks to the company.

**Shingle Mill Bridge** – The State has asked for WMC to put a scope of work together in order to perform a State 710 study. This is all covered under the Federal Bridge Program. It's an additional study to see if there are hazardous materials in the soil or ground from lead. The objective of the test is to identify the condition and types of lead base paint on the bridge. DOT reviewed the scope of work and the fee summary and have approved the scope and additional costs. If there are lead findings it would need to be remediated by the company that puts the bid in to do the work. \$1,600 indirect cost in addition to the \$3,400. Line 9150 was the Shingle Mill Bridge. This is above the set amount that the Town approved at Town meeting. 80% is reimbursed by the Federal Bridge Program. Work on the bridge cannot go any further without this state required study and approval from the BOF for \$5,000 for the 710 L test required by the DOT to come from line 9150, or another line they would like to suggest, for a one time supplemental. Mr. Brunetti made a motion to get approval from the Board of Finance for \$5,000 one time supplemental. Mr. Thierry mentioned that the supplemental will have to come from a capital account because it has rolled off the budget line because it is not during this year. This may have to go to Town Meeting. Mr. Criss will ask Attorney Rybak how to go about this.

**Wilcox Appraisal** – DEEP required an appraisal and A-2 for the Thierry property and Wilcox; Still waiting on the A-2 for Thierry. Wilcox did come back. Came back assessed at \$80,000; Still waiting the A-2 for the Thierry Property. We do have approval to sell Wilcox from a Town Meeting. Already have approval to sell it under seal bid. We have approval to sell it rather than tear it down.

**Town Meeting** – The Library Project and the proposal of exchanging the Wilcox & Thierry Properties (using the sale of the Wilcox Property for the purchase of the Thierry Property). Also, we have the Corey Rewenko BOE opening. Waiting to schedule the Annual Town Meeting for the auditors to finish up the audit, including the legal letters to the lawyers. By December 5<sup>th</sup> BOS meeting, we should be able to set the date; Possible date for the Annual Town Meeting, Tuesday December 19<sup>th</sup>. John Fredsall sent a letter on September 7<sup>th</sup> that Mr. Criss brought to the Board of Finance. The letter discussed the Library Project on a whole; The Total was \$58,788, that was approved at the Board of Finance on September 14<sup>th</sup>, but there was no BOS approval. This item was not officially approved by the Board of Selectman and the BOF minutes made no mention that they approved it without Selectmen's approval. Mr. Brunetti made a motion to accept the Board of Finance's decision to put on the Call \$58,788 for the Library capital project. Mr. Criss seconded. Motion carries.

**Executive Session** – Mr. Brunetti made a motion to go into Executive Session at 7:40. Motion made by Mr. Brunetti to come out of Executive Session at 7:45. Mr. Brunetti made a motion to sign agreement as discussed in Executive Session. Mr. Criss seconded. Motion carries. Mr. Brunetti made a motion to engage outside counsel regarding the Thierry Property. Mr. Criss Seconded. Motion carries.

**First Selectman's Report** – Welcome Rick Fowler, farewell to Nancy Schnyer. State Budget already cut \$219,000 from Harwinton. After Moody conversation today, it is anticipated another \$219,000 cut will come. We need to be prepared for the worst, have to watch this budget closely and be ready to make changes and cuts as necessary. In February there will be a short session and they are also trying to pull together a special session in between. We are in a 7.5% cut already. Harwinton House update: BOF did approve the refund of the donations, those checks were cut today. The people that have donated outside of the Historical Society will have letters sent to them regarding the refund. On November 9<sup>th</sup> BOF meeting, it was decided that all supplemental appropriations that BOS has agreed to will be in writing in a formal request letter so that there is no more confusion moving forward. Formal memo will be drafted by the BOS going forward.

**Correspondence** – Board of Selectman bins have a list of all the Boards and Commissions. The Fire Marshall report.

**Adjournment** – Mr. Brunetti made a motion to adjourn at 7:55pm. Mr. Criss seconded. Motion carries.

Minutes submitted by \_\_\_\_\_  
Jen Minery

RECEIVED FOR RECORD AT HARWINTON CT  
ON 11/23/17 AT 12:09 PM  
ATTEST NANCY E. ELDRIDGE TOWN CLERK