

BOARD OF SELECTMEN REGULAR MEETING
September 1, 2010

A regular meeting of the Board of Selectmen was held on Wednesday, September 1, 2010 in the Selectmen's Conference Room.

Members present at the meeting were First Selectman Frank J. Chiaramonte and Selectman Christina Emery. Absent: Selectman Michael Criss.

Attendees: Attorney Michael Rybak

Call to Order

Mr. Chiaramonte called the meeting to order at 7:11 p.m.

Minutes of the Previous Meeting

Ms. Emery made a motion to approve the minutes from August 18, 2010. Mr. Chiaramonte seconded. All in favor.

Public Participation

None

Appointments and Resignations

None

New Business

Approve Purchase of Highway Truck with Snow Plow: Mr. Chiaramonte stated the Capitol Equipment Committee recommends the purchase of a highway truck with snow plow from Marola Motor Sales and body and plow from W.H. Rose Company for \$121,298. In a letter read from Highway Supervisor and Committee member, John Fredsall, he stated the budget for this purchase is \$150,000 which will leave enough money to purchase a roll plow truck a little later on. Based on the recommendation of the Capitol Equipment Committee Ms. Emery made a motion to approve the purchase of the highway truck from Marola Motor Sales and body and plow from W.H. Rose Company for a purchase price of \$121,298. Mr. Chiaramonte seconded. All in favor.

Establish Lake Harwinton Committee: Mr. Chiaramonte explained that the Town has an ordinance that allows the Town to establish a committee and feels it is time to do so. The committee would advise the Board of Selectmen as to the terms and conditions of any sales the Town may make. Mr. Chiaramonte would like for the Lake Association to take responsibility of the lots if the committee recommends it. Ms. Emery said the ordinance states the committee must be made up of a member of the Planning Commission, a member of the Zoning Commission, a member of the Conservation Commission, a member of the Recreation Commission, member of the Inland Wetlands, and a member from

the Board of Assessors. She asked that each commission chairmen recommend a member to serve from their commissions. Attorney Rybak stated that since the Town no longer has a Board of Assessors, the Town's Assessor could serve as ex officio but not a voting member if the ordinance requires electors. Ms. Emery asked that the Tax Collector also serve as an ex officio member. Ms. Emery made a motion to appoint a Lake Lot Committee made up of members from Planning, Zoning, Conservation, Recreation, Inland Wetlands and Tax Assessor and Tax Collector as ex officio members. Mr. Chiaramonte seconded. All in favor.

Ms. Emery moved to add the following to the agenda: Bristol Water Company vs. Town of Harwinton, Tax Appeal. Mr. Chiaramonte seconded. All in favor.

Bristol Water Company vs. Town of Harwinton, Tax Appeal: Attorney Rybak said that it has been agreed between counsel in front of Judge Aronson at the last pretrial subject to the approval of the Board of Selectmen in Harwinton and the Water Board and City Council in Bristol that the case be settled on the following basis: 1) On the grand list of 10/1/08 and 10/1/09 the City of Bristol Watershed land shall be assessed as improved farmland at the value of \$6,000 per acre which will be assessed at 70% for tax purposes. 2) The tax credit generated by the three installments that the City of Bristol has already paid, will be in the form of a credit against the taxes due on January 1, 2011 and July 1, 2011. 3) No costs of suit or interest will be awarded and each side will pay their attorneys fees. 4) Commencing on the list of October 1, 2010 and for the remainder of the five year revaluation time the City of Bristol Watershed land will be assessed as three large parcels at \$6,000 per acre. The three large parcels are Cooks Dam, north of Route 4 and Route 72 east side and Route 72 west side. Ms. Emery made a motion to accept agreement. Mr. Chiaramonte seconded. All in favor.

The Selectmen and Attorney Rybak agreed to amend the Economic Development Commission ordinance at the next Town Meeting.

Ms. Emery made a motion to add the following to the agenda: Nancy LaGanga, Tax Claim. Mr. Chiaramonte seconded. All in favor. Ms. Emery moved to enter into Executive Session at 7:30 p.m. Mr. Chiaramonte seconded. All in favor. Attorney Michael Rybak was in attendance. Ms. Emery moved to end Executive Session at 7:42 p.m. Mr. Chiaramonte seconded. All in favor. No action taken.

Attorney Rybak stated that Attorney Bill Tracy had sent him a notice of discontinuance, motions, a drainage easement, and a deed for the turnaround. The Planning Commission will meet September 8th to make their report and from there it will be ready for a Town Meeting. He said the roadbed belongs to Attorney Tracy's client but the use of the road is still in doubt because there may have been sporadic use by the public.

Attorney Rybak will be speaking with Jeff Walker of Drake Petroleum regarding a contract for the gas station.

Request for Refund of Property Taxes: Ms. Emery moved to accept the following tax refunds. Mr. Chiaramonte seconded. Nissan Infiniti LT, \$85.22. Cynthia Orefice, \$211.19. Cindy Orefice, \$19.74. Honda Lease Trust, \$67.14.

Correspondence

The Selectmen reviewed the Animal Control Officer's reports for June and July, 2010.

First Selectman's Report

Mr. Chiaramonte said the Request for Proposals received for Ambulance Services will be reviewed at the next Board of Selectmen meeting to be held on September 15th.

Adjournment

Ms. Emery made motion to adjourn at 7:54 p.m. Mr. Chiaramonte seconded. All were in favor.

Minutes Submitted by:

Melissa Santoro

Approved by:

Francis J. Chiaramonte, First Selectman

Christina Emery, Selectman

Michael Criss, Selectman