

**BOARD OF SELECTMEN SPECIAL MEETING  
February 23, 2011**

A special meeting of the Board of Selectmen was held on Wednesday, February 23, 2011 in the Selectmen's Conference Room.

Members present: First Selectman Frank Chiaramonte and Selectman Christina Emery. Absent: Selectman Michael Criss.

Also in attendance: Attorney Michael Rybak and Ambulance Committee Chair Jason Emery

In attendance via Conference Call: Amy Lopez with the Department of Economic and Community Development, Don Friday- Environmental Analyst with DECD, Nelson Tereso- Engineer with DECD, Jeff Walker with Warren Equities, Gary W. Stegina with Cohen and Acampora, and Bill Gordon- Chief of Harwinton Ambulance.

**New Business:**

Negotiate terms of contract for purchase of 166 Burlington Road:

Officials from Drake, DECD and the Town of Harwinton discussed the general contractual terms for the purchase of 166 Burlington Road.

One point of discussion was the contractual language to ensure the Town does not take ownership of the site until it is completely remediated. DECD officials inquired the plan for achieving environmental compliance; either by entering a voluntary DEP program or obtaining documentation from the LEP. DECD will check protocols to ensure that a certification by an LEP is sufficient for the release of grant funds.

The issue of who can hold the escrow was discussed. Town Attorney Michael Rybak explained that since the escrow is funded by town tax funds, not grant funds, the escrow must be held by the town agent per state statutes. He will research whether a title company such as CATIC can hold the escrow.

Drake will respond by the end of the week with a purchase agreement. Drake also will provide documentation to DECD that property is exempt from the Transfer Act.

All parties agree on the need to move this project forward and will act accordingly. With no further discussion, the meeting was adjourned at 1:25 p.m.

Minutes submitted by:

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Melissa Santoro

Approved by:

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Francis J. Chiaramonte, First Selectman

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Christina Emery, Selectman

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Michael Criss, Selectman