

**TOWN OF DARIEN  
BOARD OF SELECTMEN  
REGULAR MEETING  
MONDAY, FEBRUARY 28, 2011**

**ATTENDANCE:** 1<sup>st</sup> Selectman David Campbell; Jayme Stevenson;  
Gerald Nielsen, Jr.; Callie Sullivan; David Bayne

**STAFF:** Karl Kilduff, Administrative Officer

**OTHERS:** Joe Pankowski; Holly Schulz; Walter Casey; Tom Bell;  
Nancy Coughlin; Norm Guimond

**7:30 PM – EXECUTIVE SESSION for Personnel, Pursuant to CGS 1-200 (6)(A)**

**CALL TO ORDER**

1st Selectman Campbell called the meeting to order at 7:45 p.m.

**REPORT FROM THE COMMISSION ON AGING COMMITTEE**

Mr. Joe Pankowski said the Commission had been asked in 2009 to come up with a vision to match the purpose of the Town Code. He said the Commission's primary goal is to increase awareness by Darien seniors of what services are currently available to them, and to increase awareness by Town officials of citizens with additional needs that may exist for our Seniors. There must be two ways of communication between the various organizations and agencies. He said that The Parks & Recreation Commission has been extremely helpful in overseeing the Senior Center on Edgerton Street on a daily basis, working with Ms. Parris. He felt the time is now to get a new Senior Center. He said the existing building is a disgrace to the community. Research done on the amount of people using the facility showed that over the past two months, 439 residents of Darien are members of the center, and 137 non-Darien residents are members of the center. He felt that the numbers would grow. The 2010 Census showed that Darien is a significant aging population, and the programs should be expanded, not contracted. He said the "shuffle" is in the best interest of the seniors. The "shuffle" involves moving the Board of Education from its current location at Town Hall to the Leroy Avenue space previously occupied by the library, and then having the senior center move to the space at Town Hall. The Edgerton facility would then be torn down and rebuilt with 20 units of affordable housing. The apartments that were designated within the library facility have to be made up for.

Ms. Sullivan thanked Mr. Pankowski for his time, and Mr. Pankowski clarified that there is no differentiation in fees for residents vs. non-residents at the Senior Center.

## **FIRST SELECTMAN'S REPORT**

1<sup>st</sup> Selectman Campbell said he was recently in Hartford with Mr. Fox and a lobbyist from the Legal Resource Assistance Center to testify on changes to 8-30G. He said the lobbyist likes the status quo and felt that any change to the law would open the floodgates for Fairfield County and many other areas. He said he and Mr. Fox are meeting again this week to give suggestion to the lobbyist and the legislators. In response to Ms. Sullivan's question, he said there was nothing new regarding the Department of Justice.

## **ADMINISTRATIVE OFFICER'S REPORT**

Mr. Kilduff said they are now gearing up for another reverse auction. The Darien Fire Department will participate in the process. He is waiting to hear from Noroton Heights Fire Department.

Mr. Kilduff said a positive and productive meeting was held in Hartford recently regarding the STEAP grant for the dredging of Gorham's Pond. They are awaiting the approval of the paperwork. The awarding of the grant will result in improvements to Gorham's Pond.

## **PUBLIC COMMENT**

Ms. Holly Schulz, of 543 Hoyt Street, spoke on the sidewalk project and survey results (see attachment).

Ms. Stevenson added that she met with Ms. Sullivan and Mr. Ginsberg to review what the Planning & Zoning Department has done regarding the proposed sidewalk that Ms. Schulz had outlined. She said they are in the process of drafting their own survey which will go to approximately 83 homes in that area regarding train ridership. She said it would be in the best interest of Darien to actively pursue state funding for this project.

Mr. Walter Casey, 8 Webster Valley Road, spoke on the Post 53 issue and the Emergency Medical Review Committee (EMRC) (see attachment).

Ms. Stevenson added that the discussion regarding the EMRC is non-partisan, and she took exception with the posturing of it being a partisan issue.

## **NEW BUSINESS**

a) Discuss and Take Action on Assessment Appeals

i. Rodger Smith v. Town of Darien

**\*\* MS. SULLIVAN MOVED TO APPROVE THE DARIEN BOARD OF SELECTMEN HEREBY SETTLE THE CASE OF RODGER F. SMITH V.**

**TOWN OF DARIEN TO SET THE FAIR MARKET VALUE FOR THE PROPERTY BY YEAR TO \$9,000,000 FOR 2008, \$8,600,000 FOR 2009, \$8,300,000 FOR 2010, \$8,300,000 FOR 2011, AND \$8,300,000 FOR 2012 FROM \$9,425,700.**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

ii. Richard and Vera Orsi v. Town of Darien

**\*\* MS. STEVENSON MOVED TO APPROVE THE DARIEN BOARD OF SELECTMEN HEREBY SETTLE THE CASE OF RICHARD AND VERA ORSI V. TOWN OF DARIEN TO SET THE FAIR MARKET VALUE FOR THE PROPERTY TO \$819,000 FROM \$919,000.**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

b) Discuss and Take Action on Approval of Mooring Standards in Darien Harbors as Recommended by the Harbor Master

Mr. Tom Bell, Darien Harbor Master, presented information on mooring standards. He said the first step is to permit by sticker every mooring in town waters for the purpose of identifying improperly registered boats. He said he currently has registrations for 35 boats in Ziegler's cover, but there are 42 buoys there. Currently there is no registration fee for mooring. The second step is to ask residents to pay a fee for an on-line registration service. Some discussion took place about proof of insurance, and it was decided that they will look into the Darien Boat Club fees to decide how to proceed. The registration fees go to the General Fund. Discussion took place regarding the definition of the boating season for recreational boaters beginning April 1 and ending November 30. Any change to this regulation/requires RTM approval. It was decided to approve the two mooring standards above, get more information regarding proof of insurance, and list the fees in the Definitions section.

**\*\* MR. BAYNE MOVED TO APPROVE THAT THE MOORING BUOYS MUST BEAR THE TOWN OF DARIEN MOORING PERMIT DECAL AS PROOF OF A VALID PERMITTED MOORING.**

**\*\* MR. NIELSEN SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

**\*\* MR. BAYNE MOVED TO APPROVE THAT THE MOORING RENEWALS ARE REQUIRED TO BE SUBMITTED ANNUALLY NO LATER THAN MAY 1<sup>ST</sup>. AN ANNUAL ON-LINE REGISTRATION FEE OF \$10.000 PER MOORING MAY BE USED TO FACILITATE THIS PROCESS.**

**\*\* MR. NIELSEN SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

- c) Discuss and Take Action on Granting Permission to the YWCA of Darien/Norwalk to Hold the 7<sup>th</sup> Annual Push-n-Pull Parade on July 4, 2011

Ms. Nancy Coughlin of the YWCA said this is the 7<sup>th</sup> year this event has been held. It will go on rain or shine.

**\*\* MS. SULLIVAN MOVED TO APPROVE THE BOARD OF SELECTMEN OF THE TOWN OF DARIEN HEREBY GRANTS PERMISSION TO THE YWCA OF DARIEN/NORWALK TO HOLD THE 7<sup>TH</sup> ANNUAL PUSH-N-PULL PARADE ON JULY 4, 2011 SUBJECT TO THE REQUIREMENTS OF THE DARIEN POLICE AND PARKS & RECREATION DEPARTMENTS.**

**\*\* MS. STEVENSON SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

- d) Discuss Board of Selectmen Priorities

1<sup>st</sup> Selectman Campbell and the Board of Selectmen reviewed the priorities, making changes to the document.

On the cover page, in the 2<sup>nd</sup> paragraph, the 2<sup>nd</sup> sentence should read “During these financially challenging times the Board of Selectmen will strive to do so by limiting additional burdens on Darien’s taxpayers”.

On page 1, under ENVIRONMENT, under the 1<sup>st</sup> bullet point, the 1<sup>st</sup> sub-bullet point should read “Review Heights Road drainage and work on improvements”. Under the 2<sup>nd</sup> bullet point, the 1<sup>st</sup> sub-bullet point should be eliminated.

On page 1, under OPEN AND COMMUNITY SPACE, the last bullet point should read “Further develop plans to meet space needs for the Darien Senior Center”.

On page 2, under TRAFFIC AND TRANSPORTATION, eliminate the 1<sup>st</sup> bullet point. The 2<sup>nd</sup> bullet point should read “Work with the Police Department, Police Commission, and CDOT on traffic and pedestrian safety within Darien”.

On page 2, under AFFORDABLE HOUSING, eliminate the 1<sup>st</sup> bullet point.

On page 3, under COMMUNICATIONS, the 4<sup>th</sup> bullet point should read “Maintain the Town’s website as a primary public communication portal.

On page 3, under HEALTH AND SAFETY, eliminate the 2<sup>nd</sup> bullet point.

On page 3, under PROTECT COMMUNITY INTERESTS, add a 5<sup>th</sup> sub-bullet point under the 1<sup>st</sup> bullet point to read “Improved Mooring Management”.

On page 3, under COMMUNITY INVOLVEMENT, the 1<sup>st</sup> bullet point should read “Continue to expand opportunities for resident participation, including Darien youth, in Town projects and issues.

e) Transfers

**Elections**

**RESOLVED:**

That the following transfer of appropriations is approved for referral to the Board of Finance:

**From:**

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
10107661-82007	Professional Services	\$ 500
	<b>TOTAL</b>	<b>\$ 500</b>

**To:**

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
10107661-82008	Printing	\$ 500
	<b>TOTAL</b>	<b>\$ 500</b>

**\*\* MR. NIELSEN MOVED TO APPROVE THE TRANSFER OF \$500 FROM THE PROFESSIONAL SERVICES ACCOUNT (10107661-82007) TO THE PRINTING ACCOUNT (10107661-82008).**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

**Police Department**

**RESOLVED:**

That the following transfer of appropriations is approved for referral to the Board of Finance:

**From:**

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
10302233-81001	Patrol-Full Time	\$ 8,350
10302323-81002	Station Op-Part Time	\$10,306
	<b>TOTAL</b>	<b>\$18,656</b>

**To:**

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
10302323-81001	Station Op-Full Time	\$18,656
	<b>TOTAL</b>	<b>\$18,656</b>

- \*\* MS. STEVENSON MOVED TO APPROVE THE TRANSFER OF \$8,350 FROM THE PATROL-FULL TIME ACCOUNT (10302233-81001) AND \$10,306 FROM THE STATION OP-PART TIME ACCOUNT (10302323-81002) (TOTAL \$18,656) TO THE STATION OP-FULL TIME ACCOUNT (10302323-81001).**
- \*\* MR. BAYNE SECONDED.**
- \*\* MOTION PASSED UANIMOUSLY.**

**Town Hall  
RESOLVED:**

That the following transfer of appropriations is approved for referral to the Board of Finance:

**From:**

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
30441014-908600	BoF Contingency	\$325,806
	<b>TOTAL</b>	<b>\$325,806</b>

**To:**

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
TBD	Senior Center/BOE	\$325,806
	Central Ofc Project	
	<b>TOTAL</b>	<b>\$325,806</b>

Mr. Norm Guimond, Chairman of the Board of Education Central Office/Mather Center Building Committee, said he is asking the Board of Selectmen to approve the transfer of \$325,806 for Beinfield Architects for the scope of work and fees. He said 6 ½% is very aggressive. It is typically 8-10%. There is no site work or engineering involved.

Some discussion took place regarding the Board of Finance wanting the money in a lump sum, not piecemeal. Mr. Bayne had a question on the architect's work, and he stated his reasons for not voting on this transfer of funds. (See attachment). Ms. Sullivan was also opposed.

- \*\* MS. STEVENSON MOVED TO APPROVE THE TRANSFER OF \$325,806 FROM THE BOF CONTINGENCY ACCOUNT (30441014-908600) TO THE SENIOR CENTER/BOE AND CENTRAL OFC PROJECT ACCOUNT (#TBD).**
- \*\* MR. NIELSEN SECONDED.**
- \*\* MOTION PASSED WITH THREE (3) VOTES IN FAVOR (CAMPBELL, NIELSEN, STEVENSON) AND TWO (2) VOTES OPPOSED (BAYNE, SULLIVAN).**

## AGENDA REVIEW

The Choose to Reuse Group will be on the agenda for the April 11, 2011 meeting.

Mr. Bayne asked that a discussion take place during a future meeting regarding the daily vouchers for spaces in the commuter lots.

## APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Regular Meeting of February 7, 2011

The changes to the minutes of the regular meeting of February 7, 2011 are as follows:

On page 1, under PRESENTATION ON JULY 4<sup>th</sup> FIREWORKS, the 7<sup>th</sup> sentence should read "He has met with the Police Department to review "traffic" circulation and control, and he said the Board of Education is supportive of the idea".

On page 2, under FIRST SELECTMAN'S REPORT, add the following as the last sentence "He said he would email a copy of his statement to the Selectmen".

On page 5, under AGENDA REVIEW, the last sentence should read "Ms. Jenny Streeter will be on the agenda for a Board of Selectmen meeting in the near future to discuss the proposal to put affordable housing at Edgerton Street".

- \*\* MR. NIELSEN MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 7, 2011.**
- \*\* MR. BAYNE SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

Special Meeting of February 9, 2011

- \*\* MS. SULLIVAN MOVED TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF FEBRUARY 9, 2011.**
- \*\* MR. BAYNE SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

## FORTHCOMING MEETINGS

March 1, 2011	Board of Finance Receive BOS Budget at 7:30 p.m.
March 1, 2011	Planning & Zoning Commission Planning Meeting at 8:00 p.m.
March 8, 2011	Board of Finance Budget Hearing at 7:30 p.m.
March 8, 2011	Planning & Zoning Commission General Meeting at 8:00 p.m.
March 9, 2011	Board of Education Regular Meeting at 7:30 p.m.

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March 14, 2011

Board of Selectmen Regular Meeting at 7:45 p.m.

**OTHER BUSINESS**

(Any items added to the agenda require a two-thirds vote)

**ADJOURNMENT**

- \*\* MS. SULLIVAN MOVED TO ADJOURN.**
- \*\* MR. NIELSEN SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 9:40 p.m.

Respectfully submitted,

Carolyn Marr  
Telesco Secretarial Services