

**TOWN OF DARIEN
BOARD OF SELECTMEN
REGULAR MEETING
MONDAY, JANUARY 4, 2010**

ATTENDANCE: 1st Selectman David Campbell; David Bayne; Jayme Stevenson;
Gerald Nielsen, Jr.; Callie Sullivan

STAFF: Karl Kilduff, Administrative Officer

OTHERS: Police Chief Duane Lovello;
Amy Allen, Executive Director Darien Arts Center;
Susan Swiatek, Director of Parks & Recreation

CALL TO ORDER

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

PUBLIC COMMENT

There were no public comments.

NEW BUSINESS

- a) Discuss and Take Action on Request from Darien Arts Center to Waive the Facility Fee Increase until September 2010

Ms. Amy Allen, Executive Director of the Darien Arts Center, said that the new increase in the fees affects the Darien Arts Center because they rent space at the Senior Center for arts and dance classes. She said that the cost would be triple what they are paying now. She asked that they be allowed to continue to work with the Town with the deferred fees.

Mr. Bayne asked if they had advertised their winter programs yet. Ms. Allen said the program catalog just came out, and the fees were stated at the old rates. She said they could not increase the rates now.

Ms. Stevenson asked how many programs they offer, and how many hours they rent at the Senior Center. Ms. Allen said they rent 20 hours a week for 32 weeks of the year, and offer programs to approximately 300 students at the Senior Center. They do not rent space at the Senior Center during the summer. They run programs after 3:00 p.m. from Monday-Friday, and on Saturdays. They are currently paying \$5.50 per hour; the new rate is \$10.00 per hour.

**** MR. NIELSEN MOVED TO APPROVE DELAYING THE IMPLEMENTATION OF INCREASED TOWN FACILITY USE FEES FOR THE DARIEN ARTS CENTER UNTIL SEPTEMBER 2010, AT WHICH TIME THE THEN PREVAILING FEE WILL BE APPLIED.**

Some discussion took place about the timing and notification of the rate increase, with Ms. Allen saying that she knew of the potential increase one day before the meeting was held to discuss and approve it. Ms. Swiatek said that she had discussed the potential rate increase with Mr. Kilduff, and that the groups involved were notified informally of the pending rate increase.

Mr. Bayne expressed concern that if they waive the fees for the Darien Arts Center, that in these troubling times, every group will want the fees waived for them. Ms. Swiatek said that the Darien Arts Center is the only group renting space at the Senior Center.

**** MS. STEVENSON SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

**** 1ST SELECTMAN CAMPBELL MOVED TO AMEND THE AGENDA ORDER FOR ITEM E, TRANSFERS, POLICE DEPARTMENT, TO BE DISCUSSED AND ACTED UPON PRIOR TO ITEM B.**

**** MS. SULLIVAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

e) Transfers

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>
21033213-43308	JAG Revenue	\$30,000
	TOTAL	\$30,000

To:

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
21033213-89308	JAG Expense	\$30,000
	TOTAL	\$30,000

Police Chief Duane Lovello explained this is a pass-through grant that is given in certain blocks. This would be for public safety, in the amount of \$30,000. They identified the project as the purchase of video production equipment to allow them to produce in-house training videos. In time, he hoped that a library would be built to house all the training videos produced. They had started doing the videos at the high school; the equipment they intend to purchase is similar to the equipment used at the high school. This is considered to be an efficient way to deliver training to the police force. The equipment would consist of cameras, software programs, editing equipment, and a teleprompter. An on-site inspection would be conducted to ensure that the equipment is being properly used, then reimbursement would be made. There is a 3-member training committee that would review the training procedures. There wouldn't be a need for anymore money for training or materials. Chief Lovello confirmed that this would be the highest and best use to provide efficiency of training at off-times.

**** MR. BAYNE MOVED TO APPROVE THE TRANSFER OF \$30,000 FROM THE JAG REVENUE ACCOUNT TO THE JAG EXPENSE ACCOUNT.**

**** MR. NIELSEN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

b) Discuss Disposition of 35 Leroy Avenue

1st Selectman Campbell said that they have created a Facilities Study Task Force, to consist of Jamye Stevenson and Callie Sullivan from the Board of Selectmen as Co-Chairs; Joe Duwan from the Board of Finance; Betsy Haggerty-Ross from the Board of Education; Amy Squires from the Commission on Aging; Norm Guimond, neighbor, RTM PZ&H, Commission on Aging; Debra Hertz, Social Services Commission Chair; David Genovese, Developer; Karl Kilduff, Town Administrator; and Paul Engemann, Board of Education Director of Facilities and Construction. The charge would be to study 35 Leroy Avenue, Town Hall and the Senior Center regarding space allocation for the Senior Center and the Board of Education in the next three or four weeks. 1st Selectman Campbell said that exploring senior affordable housing at 35 Leroy Avenue will be part of the study.

Some discussion took place regarding affordable housing and the best interests of the Town related to relocating the Seniors from the Senior Center to a different facility.

A suggestion was made to have the Committee look at the type and the size of the potential playing field that had been mentioned in previous discussions for the Edgerton Street site, as things have changed since the last study was done in 2006.

Another suggestion was made to contact the former members of the Senior Center Task Force for supportive material, if necessary.

- c) Discuss and Take Action on Proposed Amendment to Town Plan of Conservation and Development

1st Selectman Campbell said this item would have to be tabled until further notice.

**** MR. NIELSEN MOVED TO TABLE THIS ITEM.**

**** MR. BAYNE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Bayne asked that if this is put back on the agenda, would they have to hold a public hearing. 1st Selectman Campbell said he would let them know.

- d) Discuss and Take Action on a Resolution Regarding the Acquisition of Property Known as Parcel 10218 on Goodwives River Road

1st Selectman Campbell said the Darien Sewer Commission is planning to buy a vacant ½ acre parcel of land from Mrs. Tweedy.

Mr. Kilduff said the prior administration voted the referral to Planning and Zoning. It was confirmed that the Town will be reimbursed for the purchase costs through the assessment process.

**** MS. SULLIVAN MOVED TO APPROVE THE FOLLOWING RESOLUTION REGARDING PROPERTY KNOWN AS PARCEL 10218 ON GOODWIVES RIVER ROAD, DARIEN, CONNECTICUT.**

WHEREAS, THE TOWN OF DARIEN HAS THE OPPORTUNITY TO PURCHASE AND IS DESIROUS OF PURCHASING A VACANT 0.5 ACRE PARCEL OF LAND LOCATED BETWEEN GOODWIVES RIVER ROAD AND THE GOODWIVES RIVER IN DARIEN, CONNECTICUT, FOR THE GOODWIVES SEWER EXTENSION PROJECT. A DESCRIPTION OF THE PROPERTY IS ATTACHED HERETO AS SCHEDULE A; AND

WHEREAS, THE RECORD OWNER OF THE PROPERTY IS ONE, LUCY RICHARDS TWEEDY; AND

WHEREAS, THE DARIEN SEWER AUTHORITY WOULD USE THIS STRIP OF LAND ADJACENT TO THE SMALL BRIDGE OVER THE GOODWIVES RIVER FOR THE CONSTRUCTION OF A SEWER LINE AS PART OF THE GOODWIVES SEWER EXTENSION PROJECT; AND

WHEREAS, THE AGREED UPON PURCHASE PRICE FOR THE ACQUISITION OF THE PROPERTY IS THIRTY-NINE THOUSAND AND ONE HUNDRED AND NO 00/100 DOLLARS (\$39,100.00); AND

WHEREAS, THE TOWN'S OCTOBER 1, 2008 REVALUATION AT 100% VALUE IS \$39,100.00 FOR THE PARCEL; AND

WHEREAS, AN APPRAISAL DONE BY CHRYS-ANN YOUNG ON BEHALF OF THE DARIEN SEWER AUTHORITY ESTIMATED THE CURRENT MARKET VALUE OF THE SUBJECT PROPERTY AS OF MAY 4, 2009, TO BE \$36,500.000; AND

WHEREAS, THE DARIEN SEWER AUTHORITY WILL INCLUDE THE COST OF PURCHASING THIS PARCEL OF LAND IN THE GOODWIVES SEWER EXTENSION PROJECT BUDGET, WHICH MEANS THAT THE PROPERTY OWNERS WHO WILL BENEFIT FROM THIS SEWER EXTENSION PROJECT WILL REIMBURSE THE DARIEN SEWER AUTHORITY FOR THE COST OF PURCHASING THIS PARCEL THROUGH THE ASSESSMENT PROCESS; AND

WHEREAS, A REQUEST WILL BE SUBMITTED TO THE PLANNING AND ZONING COMMISSION AS REQUIRED BY 8-24 OF THE CONNECTICUT GENERAL STATUTES FOR A REPORT FROM SAID COMMISSION; AND

BE AND IT IS HEREBY RESOLVED THAT THE BOARD OF SELECTMEN REQUEST THE REPRESENTATIVE TOWN MEETING OF THE TOWN OF DARIEN TO AUTHORIZE THE EXECUTION OF A CONTRACT IN CONJUNCTION WITH THE ACQUISITION OF SAID PROPERTY, THE PURCHASE OF SAID PROPERTY AND THE FIRST SELECTMAN TO ENTER INTO ALL AGREEMENTS NECESSARY, APPROPRIATE AND DESIRABLE TO EFFECTUATE SAID PURCHASE.

**** MR. BAYNE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

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e) Transfers (Cont'd)

**** MS. SULLIVAN MOVED TO AMEND THE AGENDA TO ADD THE FOLLOWING ITEM.**

**** MR. BAYNE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Noroton Fire 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>
10303425-82018	Med. Services	\$1,000
10303425-83004	Motor Fuel	\$1,000
10303425-83005	Heating Fuel	\$1,000
10303425-83014	Tires	\$1,000
	TOTAL	\$4,000

To:

<u>Acct. No</u>	<u>Account</u>	<u>Amount</u>
10303425-82040	Equip Repair	\$4,000
	TOTAL	\$4,000

**** MR. NIELSEN MOVED TO APPROVE THE TRANSFER OF \$4,000 FROM MEDICAL SERVICES, MOTOR FUEL, HEATING FUEL, AND TIRES TO EQUIPMENT REPAIR.**

**** MS. STEVENSON SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

1st SELECTMAN'S REPORT

1st Selectman Campbell thanked Mr. Bayne for being Acting 1st Selectman at a recent meeting.

Mr. Bayne said that Mr. Steeger had mentioned at the last meeting that there would be money left over from the Baker Field remediation project. Mr. Bayne asked if 1st Selectman Campbell knew how much there would be to spend on alternative projects. 1st Selectmen Campbell said he would let Mr. Bayne know as soon as he hears from Mr. Steeger.

ADMINISTRATIVE OFFICER'S REPORT

Mr. Kilduff said the Town has closed on 33 Cherry Street and the Town is now prepping the property for demolition. They have 60 days to demolish and restore the site.

He reviewed the upcoming budget review schedule. He said on January 25, 2010, which is a regularly scheduled Board of Selectmen meeting, there are only 2 budget items on the agenda. In keeping with last year's schedule, there will be an additional two days for review.

It was confirmed that the meeting scheduled for Saturday, January 23, 2010 would start at 9:00 a.m. and go through early afternoon.

Mr. Kilduff provided three reports to add to the quarterlies for the Joint Department Heads meeting – one from Social Services, one from the Senior Center, and one from IT.

He said he had one request from the Town Clerk, asking for the Board of Selectmen to sign off on the appointment of three individuals to be Sub-Registrars of Vital Statistics who work at Lawrence Funeral Home.

AGENDA REVIEW

Ms. Sullivan asked to invite the Legislative delegation to an upcoming meeting.

She also asked for Mr. Steeger to talk to the Board of Selectmen about the sidewalk project along Route 106 towards New Canaan. Some discussion took place about this, and it was mentioned that this is not a high priority project because of State funding shortages.

Mr. Bayne suggested a Joint Board of Selectmen meeting with the New Canaan Board of Selectmen, after the Budget meetings, possibly in early Spring.

It was confirmed that Mr. Larry Kleutch will make a presentation at a meeting after the Facilities Study Task Force is completed.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Executive Session of December 8, 2009

**** MR. BAYNE MOVED TO APPROVE THE MINUTES OF THE DECEMBER 8, 2009 EXECUTIVE SESSION MEETING.**

**** MR. NIELSEN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Regular Meeting of December 8, 2009

**** MR. BAYNE MOVED TO TABLE APPROVAL OF THE MINUTES OF THE DECEMBER 8, 2009 REGULAR MEETING.**

**** MS. STEVENSON SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Regular Meeting of December 14, 2009

**** MR. BAYNE MOVED TO APPROVE THE MINUTES OF THE DECEMBER 14, 2009 REGULAR MEETING AS AMENDED.**

The changes to the minutes of the December 14, 2009 regular meeting are as follows:

On page 2, under NEW BUSINESS, 3rd paragraph, the 1st sentence should read: "Ms. Sullivan said that she and 1st Selectman Campbell met with Mr. Larry Kleutch and he gave them an indication of two years for the project, one to commence and one to build."

On page 3, 2nd paragraph, the 1st sentence should read: "1st Selectman Campbell said the most important thing right now are the Seniors, and he suggested that the Town could rent space for the Board of Education, and 35 Leroy Avenue could become Senior Affordable Housing".

On page 3, 4th paragraph, the 3rd sentence should read: "Ms. Sullivan asked to have a joint meeting with the Planning & Zoning Commission regarding the Garden Homes Development and the affordable housing plan."

On page 5, under 1st SELECTMAN'S REPORT, 4th sentence, change "Washington" to "Hartford".

On page 5, under AGENDA REVIEW, change "email" to "Executive Session".

**** MR. NIELSEN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Executive Session of December 22, 2009

**** MS. SULLIVAN MOVED TO APPROVE THE MINUTES OF THE
DECEMBER 22, 2009 EXECUTIVE SESSION.**

**** MR. BAYNE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Special Meeting of December 22, 2009

**** MR. NIELSEN MOVED TO APPROVE THE MINUTES OF THE
DECEMBER 22, 2009 SPECIAL MEETING.**

**** MS. SULLIVAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

FORTHCOMING MEETINGS

January 5, 2010	Joint Town Department Heads Meeting at 8:30 a.m.
January 5, 2010	Planning & Zoning Commission Planning Meeting 8:00 p.m.
January 12, 2010	Board of Education Regular Meeting at 7:30 p.m.
January 19, 2010	Board of Finance Regular Meeting at 6:30 p.m.
January 20, 2010	Park & Recreation Commission Meeting at 7:30 p.m.
January 25, 2010	Board of Selectmen Regular Meeting at 7:45 p.m.

OTHER BUSINESS

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

ADJOURNMENT

**** MR. BAYNE MOVED TO ADJOURN.**

**** MS. STEVENSON SECONDED.**

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**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 8.45 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services