



BOARD OF SELECTMEN EXECUTIVE SESSION & REGULAR MEETING

Monday, October 03, 2022

Darien Town Hall - Room 206

loleary@darienct.gov | 203-656-7338

AGENDA

REGULAR MEETING

7:00 PM

CALL TO ORDER

PLEDGE OF ALLEGIANCE

PRESENTATIONS

1. Presentation on Emergency Preparedness & Response

BOARD LIASION REPORTS

PUBLIC COMMENTS*

NEW BUSINESS

2. Discuss and Take Action on Request for a Bonding Authorization of \$169,530 for the Hanson Road Bridge Repairs

MINUTES

3. Review and Approve Minutes of September 22, 2022 Special Meeting
4. Review and Approve Minutes of the September 12, 2022 Regular Meeting

AGENDA REVIEW

ADJOURNMENT

UPCOMING MEETINGS:

Tuesday, October 18, 2022. 8:30 am Joint Department Heads Meeting

*Public Comment is limited in duration at the discretion of the Chair and is intended to allow members of the community an opportunity to voice their opinions and/or concerns. There should be no expectation for dialogue.

**RESOLUTION APPROPRIATING \$169,530
FOR DESIGN SERVICES RELATED TO THE REPLACEMENT OF THE HANSON
ROAD BRIDGE AND AUTHORIZING THE ISSUANCE OF BONDS AND
NOTES IN THE AMOUNT OF \$169,530 TO MEET SAID APPROPRIATION**

RESOLVED:

Section 1. The sum of \$169,530 is appropriated for design services related to the replacement of the Hanson Road Bridge located in the Town of Darien (the “Town”), as well as, contingency, administrative, printing, legal and financing costs related thereto (the “Project”), said appropriation to be inclusive of any and all state and federal grants-in-aid thereof.

Section 2. To meet said appropriation, and in lieu of a tax therefor, \$169,530 bonds of the Town or so much thereof as shall be necessary for such purpose, may be issued, maturing not later than as legally allowed. Said bonds may be issued in one or more series as determined by the Board of Finance, or any Town official designated by the Board of Finance, and the amount of bonds of each series to be issued shall be fixed by the Board of Finance, or any Town official designated by the Board of Finance, in the amount necessary to meet the Town’s share of the cost of the Project determined after considering the estimated amount of the state and federal grants-in-aid on the Project, and the anticipated times of the receipt of the proceeds thereof. The bonds shall be in the denomination of \$5,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the First Selectman and the Town Treasurer, bear the Town seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be approved as to their legality by Pullman & Comley, LLC of Hartford, Connecticut. The bonds shall be general obligations of the Town and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town is pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, the certifying, registrar and transfer agent, and the paying agent, the date, time of issue and sale and other terms, details and particulars of

such bonds, including the approval of the rate or rates of interest, shall be determined by the Board of Finance, or any Town official designated by the Board of Finance, in accordance with the General Statutes of the State of Connecticut, as amended (the “General Statutes”).

Section 3. Said bonds shall be sold by the Board of Finance, or any Town official designated by the Board of Finance, and the Town Treasurer, in a competitive offering or by negotiation, in their discretion. If sold in a competitive offering, the bonds shall be sold at not less than par and accrued interest on the basis of the lowest true interest cost to the Town. If the bonds are sold by negotiation, provisions of the purchase agreement shall be subject to the approval of the Board of Finance, or any Town official designated by the Board of Finance.

Section 4. The Board of Finance, or any Town official designated by the Board of Finance, is authorized to issue and sell temporary notes in anticipation of the receipt of the proceeds of any series of said bonds and to determine the amount, date, date of maturity, interest rate, form and other details of such notes pursuant to the General Statutes. Notes evidencing such borrowings shall be signed by the First Selectman and the Town Treasurer, have the seal of the Town affixed, be payable at a bank or trust company designated by the Board of Finance, or any Town official designated by the Board of Finance, be approved as to their legality by Pullman & Comley, LLC of Hartford, Connecticut and be certified by a bank or trust company designated by the Board of Finance, or any Town official designated by the Board of Finance. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town is pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the Project. Upon the sale of said bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. The Town hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the “Regulations”), to reimburse expenditures paid sixty days prior to and anytime after the date of passage of this resolution in the maximum amount authorized hereby and for the Project defined herein with the proceeds of bonds, notes, or other obligations authorized to be issued by the Town. Such bonds, notes or other obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date the Regulations may authorize. The Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Board of Finance, or any Town official designated by the Board of Finance, is authorized to pay Project expenses in accordance herewith pending the issuance of reimbursement bonds and to amend this declaration.

Section 6. The First Selectman, Town Treasurer and Finance Officer or any one of them are hereby authorized, on behalf of the Town, to enter into any agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to nationally recognized municipal securities information repositories or state based information repositories (the “Repositories”) and to provide notices to the Repositories of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution and to perform all acts which are necessary or appropriate to issue and deliver the bonds or notes. If the bonds or notes authorized by this resolution are issued on a tax-exempt basis, the First Selectman, the Town Treasurer and the Finance Officer, or any one of them, are authorized to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes, including covenants to pay rebates of investment earnings to the United States in future years. Should such bonds or notes issues in anticipation of such bonds be issued in such form and manner that the interest on such bonds or notes is includable in the gross income of the holders thereof under the Internal Revenue Code of 1986, as amended, then it is hereby determined that the issuance of such taxable bonds or notes is in the public interest.

Minutes for the
Board of Selectmen Special Meeting
September 22, 2022

ATTENDANCE: Monica McNally; Michael Burke, Jon Zagrodzky

STAFF: Kathleen Buch, Town Administrator

OTHERS: Town Attorneys Wayne Fox and Patti Gaug, Todd McClutchy

CALL TO ORDER

The meeting was called to order at 5:31 pm.

Adjourn to Executive Session for Personnel Pursuant to CGS 1-200 (6) (A)

MOTION to Adjourn to Executive Session for Personnel Pursuant to CGS 1-200 (6) (A)

Attendance was limited to the Selectmen.

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

ADJOURN TO OPEN SESSION

MOTION to return to open session.

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

NEW BUSINESS

1. Discuss and Take Action on Request to Authorize the First Selectman to Execute Agreements Related to Darien Housing Authority Financing

Ms. Buch and Ms. Gaug explained the request. The members discussed the request.

MOTION to Authorize the First Selectman to Execute Agreements Related to Darien Housing Authority Financing

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

APPOINTMENTS

2. Appoint a member to the Advisory Committee on Sustainability for a term expiring on 12/31/22

MOTION to Appoint Amanda Craig to the Advisory Committee on Sustainability for a term expiring on 12/31/22

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

3. Appoint a member to the Youth Commission with a term expiring on 3/31/23 and a subsequent term expiring on 3/31/26

MOTION to Appoint Krista Carnes to the Youth Commission with a term expiring on 3/31/23 and a subsequent term expiring on 3/31/26

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

4. Appoint a member to the Youth Commission for a term expiring on 3/31/25

MOTION to Appoint Christina (Kruez) Dugan to the Youth Commission for a term expiring on 3/31/25

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

5. Appoint a member to the Beautification Commission for a term expiring on 11/30/24

MOTION to Appoint Sarah Schwarz to the Beautification Commission for a term expiring on 11/30/24

Motion made by Selectman Zagrodzky, Seconded by Selectman Burke.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

6. Appoint a member to the Town Pension Board for a term expiring on 6/30/23 and a subsequent term expiring on 6/30/26

MOTION to Appoint Eric Baurmeister to the Town Pension Board for a term expiring on 6/30/23 and a subsequent term expiring on 6/30/26

Motion made by Selectman Zagrodzky, Seconded by Selectman Burke.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

7. Appoint a member to the Zoning Board of Appeals with a term expiring on 6/30/24

MOTION to Appoint Barbara Hazelton to the Zoning Board of Appeals as a full member with a term expiring on 6/30/24

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

ADJOURNMENT

MOTION to adjourn at 6:31 pm

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Zagrodzky

DRAFT

Minutes for the
Board of Selectmen Regular Meeting

September 12, 2022

Darien Town Hall - Room 206 at 7:00 PM

REGULAR MEETING

7:00 PM

CALL TO ORDER

PLEDGE OF ALLEGIANCE

Ms. McNally led those present in the pledge of allegiance.

EXECUTIVE SESSION

1. Adjourn to Executive Session for Discussion of the Purchase of Real Estate Pursuant to CGS 1-200 (6) (D)

MOTION to Adjourn to Executive Session for Discussion of the Purchase of Real Estate Pursuant to CGS 1-200 (6) (D)

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

2. Return to Open Session

MOTION to return to Open Session

Motion made by Selectman Burke, Seconded by Selectman Neumann.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

PRESENTATIONS

3. PUBLIC HEARING ON PROPOSED CHANGES TO TRANSFER STATION FEES

Ms. McNally opened the Public Hearing.

Ed Gentile, Director of Public Works, spoke on the request.

Kathy Finnegan, 22 Patricia Lane spoke regarding the proposed changes and issues regarding solid waste..

Rolf Obin, 9 Archer Lane spoke regarding the proposed changes.

With no further speakers, Ms. McNally closed the Public Hearing.

FIRST SELECTMAN'S REPORT

Ms. McNally updated the board on various topics including COVID, the proposed Aquarion rate hike, and the drought conditions.

TOWN ADMINISTRATOR'S REPORT

Ms. Buch reported on current activities in Town Hall.

BOARD LIASION REPORTS

Mr. Burke reported that Blight would be meeting on Wednesday.

Ms. Neumann reported on the HHR Building Committee. She also reported on the Thriving Youth Task Force.

Mr. Zagrodzky reported that the IT Committee would be meeting on Thursday

Ms. Minnick reported on Ox Ridge and Mental Health Task Force.

PUBLIC COMMENTS*

There was no public comment.

NEW BUSINESS

4. Discuss and Take Action on Request for Increase in Transfer Station Fees

The Board discussed the proposed increases.

MOTION to approve the following changes to Transfer Station fees:

Commercial tipping fees for haulers will increase from \$94/ton to \$118/ton.

Residential permit fees for residents without a hauler increase from \$120 to \$150.

Residential permit fees for residents with a hauler increase from \$40 to \$50.

The cost of a second residential permit will remain free, the third residential permit sticker will increase from \$40 to \$50.

The cost of the first Permit for seniors will remain free, 2nd and 3rd permits will increase from \$40 to \$50.

Motion made by Selectman Zagrodzky, Seconded by Selectman Minnick.

Voting Yea: First Selectman McNally, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

Voting Nay: Selectman Burke

5. Discuss and Take Action on a Request for a Special Appropriation of \$169,000 for Engineering Services for the Hanson Road Bridge

Ed Gentile presented the request.

MOTION to Approve a Request for a Special Appropriation of \$169,000 for Engineering Services for the Hanson Road Bridge

Motion made by Selectman Burke, Seconded by Selectman Neumann.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

TRANSFERS

6. Discuss and Take Action on a Request to Transfer \$9,877 to DFD Motorized Equipment Repair

Ms. Buch presented the request

MOTION to Approve a Request to Transfer \$9,877 to DFD Motorized Equipment Repair

Motion made by Selectman Zagrodzky, Seconded by Selectman Burke.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

7. Discuss and Take Action on a Request to Transfer \$3,576 to NHFD Heating Fuel

Ms. Buch presented the request.

MOTION to Approve a Request to Transfer \$3,576 to NHFD Heating Fuel

Motion made by Selectman Burke, Seconded by Selectman Neumann.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

8. Discuss and Take Action on a Request to Transfer \$34,951 to DPW Electricity

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$34,951 to DPW Electricity

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

9. Discuss and Take Action on a Request to Transfer \$6,950 to Roads - Electricity

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$6,590 to Roads - Electricity

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

10. Discuss and Take Action on a Request to Transfer \$16,555 to DPW Motor Fuel & Lubricants

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$16,555 to DPW Motor Fuel & Lubricants

Motion made by Selectman Neumann, Seconded by Selectman Burke.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

11. Discuss and Take Action on a Request to Transfer \$6,553 to Facilities - Heating Fuel

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$6,553 to Facilities - Heating Fuel

Motion made by Selectman Burke, Seconded by Selectman Neumann.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

12. Discuss and Take Action on a Request to Transfer \$6,225 to DPW Motorized Equipment Repair

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$6,225 to DPW Motorized Equipment Repair

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

13. Discuss and Take Action on a Request to Transfer \$8,165 to Paving Services

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$8,165 to Paving Services

Motion made by Selectman Burke, Seconded by Selectman Minnick.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

14. Discuss and Take Action on a Request to Transfer \$6,120 to DPW Professional Services

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$6,120 to DPW Professional Services

Motion made by Selectman Zagrodzky, Seconded by Selectman Burke.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann,

Selectman Zagrodzky

15. Discuss and Take Action on a Request to Transfer \$178,911 to Solid Waste Disposal

Ed Gentile presented the transfer request.

MOTION to Approve a Request to Transfer \$178,911 to Solid Waste Disposal

Motion made by Selectman Minnick, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

16. Discuss and Take Action on a Request to Transfer \$205,972 to Accrued Leave Redemption

Ms. Buch presented the request.

MOTION to Approve a Request to Transfer \$205,972 to Accrued Leave Redemption

Motion made by Selectman Minnick, Seconded by Selectman Burke.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

17. Discuss and Take Action on a Request to Transfer \$157,727 to Legal Fees

Ms. Buch presented the request.

MOTION to Approve a Request to Transfer \$157,727 to Legal Fees

Motion made by Selectman Burke, Seconded by Selectman Zagrodzky.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

18. Discuss and Take Action on a Request to Transfer \$4,576 to Paramedic Services

Ms. Buch presented the request.

MOTION to Approve a Request to Transfer \$4,576 to Paramedic Services

Motion made by Selectman Zagrodzky, Seconded by Selectman Burke.

Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann, Selectman Zagrodzky

19. Discuss and Take Action on a Request to Transfer \$111 to Treasurer Salary

Ms. Buch presented the request.

MOTION to Approve a Request to Transfer \$111 to Treasurer Salary

Motion made by Selectman Zagrodzky, Seconded by Selectman Burke.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann,
Selectman Zagrodzky

MINUTES

20. Review and Approve the Minutes of the August 22, 2022 Regular Meeting

MOTION to Approve the Minutes of the August 22, 2022 Regular Meeting as presented.

Motion made by Selectman Burke, Seconded by Selectman Neumann.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann,
Selectman Zagrodzky

AGENDA REVIEW

No new topics raised.

ADJOURNMENT

MOTION to adjourn 9:04 pm

Motion made by Selectman Burke, Seconded by Selectman Neumann.
Voting Yea: First Selectman McNally, Selectman Burke, Selectman Minnick, Selectman Neumann,
Selectman Zagrodzky