

BOARD OF SELECTMEN'S MEETING

September 22, 1977

REC'D
ATT:9-27 1977 AT 0:30 A.M.
Mett. TOWN CLERK

The meeting was called to order at 8:02 P.M. by First Selectman Carl N. Otte. Joel N. Davis and Betty C. Wakeman were present.

The minutes of the previous meeting were accepted as written. 3-0

The bills for the week were paid. 3-0

The Board of Selectmen unanimously voted to go into Executive Session to discuss CSEA, Inc. negotiations. The Board voted to go out of Executive Session. 3-0

Mr. Otte reported that the CETA VI contract has been extended for six months and additional funds have been set aside for the new contracts: CETA II: \$34,000 (4 people) and CETA VI: \$164,632 (18 people). The CETA audit was discussed further but no action was taken.

Letters were read from Charles Kelly (Cream Pot Rd.) and Carey Lowe, Jr. (David Rd.) relative to the unimproved town road status. Reference was made to the Gallagher case in Haddam and the far reaching implications were discussed. Mrs. Wakeman made the following suggestion to have Tom White decide if it's a legal motion: "That factually-proven ancient highways and old town roads on which new construction ^{is proposed} shall be acknowledged by the Board of Selectmen upon written agreement between the town and present abutting property owners concerning future upgrading of the road. Such agreement shall follow the 90-10% precedent established by the "Gallagher case" in Haddam."

Mr. Otte suggested omitting the word "future"; Mrs. Wakeman agreed. Mr. Otte recalled that the authorization to improve town roads has historically come from town meeting action. After further discussion the Board voted to send Mrs. Wakeman's suggested motion to Tom White for review, to invite him to attend the Board of Selectmen's meeting of October 13, requesting his attention to the discussion of implementing action re unimproved town roads. Copies of Mr. Kelly's and Mr. Lowe's letters will also be sent to Town Counsel. 3-0 The Board further voted to answer the two letters telling them that copies of their letters have been sent to the town counsel, that we will meet with Mr. White, and that we hope to respond to their correspondence soon. 3-0

Re Septage Problem: In Dr. Willett's absence Mr. Otte met with 2 State Health Dept. representatives. Warren Herzig (DEP), and Richard Vynalek. In essence, Mr. Otte said, every town, by law, must make provision for the disposal of septage and area sewer plants are unwilling to accept the dumping. The State Health Dept.'s objection to Mr. Vynalek's disposal lagoon is its proximity to the Hammonasset River watershed. During flood time, contamination of the river could occur. Mr. Herzig of the DEP agreed to issue an order that the town must make provision for this type of disposal and that the State Health Dept. will not issue a cease and desist order to Mr. Vynalek until the town can make the aforementioned provisions. Mr. Davis queried if there is any evidence that this lagoon of Mr. Vynalek does overflow. Mr. Otte responded - no.

Mr. Otte moved that the Board of Selectmen permit Perma Treat a variance to the paved portion of the thoroughfare requirement of the Town Road Specifications, keeping the 60' right of way but varying the 40' paved section to a 30' one. 3-0

The Board voted to include the following in the charge to the Town Garage Study Committee: the selection of the town septage disposal system site and consideration of a dog pound site. Mr. Davis suggested the committee could be called the "Town Facilities Study Committee." Action relative to appointments to this committee was tabled. 3-0

Action relative to the Library Needs Study Committee was tabled. 3-0
The appointment of the Municipal Agent was tabled. 3-0

The Board took the following action relative to a Fair Association request: after 12:30 P.M. Saturday, to the close of the fair traffic will be one way on Fowler Avenue, east, and Cherry Lane south. Also, on Sunday during peak fair hours. The Board also authorized Mr. Otte to assume full traffic authority responsibility for the duration of the fair, to change, if need be, previously established regulations. 3-0

The Board voted to have the Tree Warden investigate the tree at the Talcott Lane intersection of Maple Avenue and report back to the Board of Selectmen. 3-0 (per request of Beland Seeton)

The meeting adjourned at 11:05 P.M.

Respectfully submitted,

D.

Donna D. White
Secretary to the Selectmen

