

TOWN OF DURHAM



Office of the First Selectman

P.O. Box 428

Durham, Connecticut 06422

(203) 349-3625

Maryann P. Boord
First Selectman

BOARD OF SELECTMEN'S MEETING

April 5, 1990

The meeting was called to order at 7:10 p.m. with First Selectman Maryann P. Boord and Selectman Francis E. Korn present; Selectman Gladys Lavine joined the meeting at 7:40 p.m. (see note in text.) Also present: Ted Bober, Mike Criscuolo, Karen Avitabile; later on Peter Kofsuske, Ed Schwartz, Jane Mauro.

Amend the Agenda

MOTION M. BOORD, SECOND F. KORN, TO AMEND THE AGENDA TO INCLUDE DISCUSSION OF TOWN COUNSEL MATTERS; 2 AYES.

MOTION M. BOORD, SECOND F. KORN, TO AMEND THE AGENDA TO INCLUDE DISCUSSION OF ANTIQUE AUTO CLUB REQUEST; 2 AYES.

MOTION M. BOORD, SECOND F. KORN, TO AMEND THE AGENDA TO INCLUDE AN ENDORSEMENT OF "PROJECT GRADUATION;" 2 AYES.

MOTION M. BOORD, SECOND F. KORN, TO AMEND THE AGENDA TO INCLUDE AUTHORIZATION TO CHPP TO NEGOTIATE A CONTRACT WITH DR. POLKA FOR A SURVEY; 2 AYES.

Flag Football

Discussion with Mike Criscuolo and Ted Bober re the history of flag football which their sons and friends have become involved in. It has become a very popular sport and interested adults have been refereeing. Mr. Bober said they are seeking formal recognition from the "town" for introduction of a formal flag football program. They have met with the Recreation Department and Sherry Hill, Recreation Director, and have their support.

There are two divisions: one group is 12-14 yrs. old and the other is 15-18 yrs. old; there are three adults with each game; they have had up to 40 children participating.

Mr. Korn raised the question of insurance. M. Boord responded she thinks it can be covered under the Recreation umbrella. She added that if the program is going to be part of the Recreation Department, it must be under Sherry Hill's direction and she is the person who would set the "guidelines." Mr. Criscuolo has offered his services to Sherry Hill in the program.

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Mrs. Boord said she will send a letter to Sherry, telling her she is ultimately in charge and will ask her to set up guidelines for the new program and deal with the insurance concerns.

MOTION M. BOORD, SECOND F. KORN, TO ADD FLAG FOOTBALL TO THE RECREATION PROGRAM; 2 AYES.

Appointments

MOTION M. BOORD, SECOND F. KORN, TO REAPPOINT JOYCE PHIPPS TO A TWO-YEAR TERM ON THE REGIONAL MENTAL HEALTH BOARD; 2 AYES.

MOTION M. BOORD, SECOND F. KORN, TO APPOINT ROBERT F. CZARNECKI TO AN ALTERNATE POSITION EXPIRING 12-31-92 ON THE INLAND WETLANDS AND WATERCOURSES AGENCY; 2 AYES.

MOTION M. BOORD, SECOND F. KORN, TO APPOINT WILLIAM WELLS TO AN ALTERNATE POSITION EXPIRING 12-31-93 ON THE INLAND WETLANDS AND WATERCOURSES AGENCY; 2 AYES.

Project Graduation

MOTION M. BOORD, SECOND F. KORN, TO ENDORSE THE "PROJECT GRADUATION"; 2 AYES.

CHPP (CT Housing Partnership Program)

MOTION M. BOORD, SECOND F. KORN, TO AUTHORIZE THE CHPP TO NEGOTIATE A CONTRACT WITH DR. POLKA TO DO A HOUSING NEEDS SURVEY; 2 AYES.

Antique Auto Club

Their show is scheduled for July 22, on the fairgrounds; they request permission to erect a banner across Route 17 at the intersection with Pickett Lane on June 22; the town must get permission from the state.

MOTION M. BOORD, SECOND F. KORN, TO FORWARD THE REQUEST TO THE STATE TRAFFIC COMMISSION; 2 AYES.

Tax Refunds

MOTION M. BOORD, SECOND F. KORN, TO REFUND TO ALFONSE ARBOSCELLO A SUM OF \$82.73 FOR AN ASSESSOR'S CORRECTION; 2 AYES.

MOTION M. BOORD, SECOND F. KORN, TO REFUND \$32.44 TO JAMES C. MARTINELLI FOR A TAX MATTER; 2 AYES.

MOTION M. BOORD, SECOND F. KORN, TO REFUND \$75.90 TO BOYD RODMAN TIMANUS FOR A TAX OVERPAYMENT; 2 AYES.

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Volunteer Week

MOTION M. BOORD, SECOND F. KORN, TO DESIGNATE RECOGNITION OF NATIONAL VOLUNTEER WEEK FROM APRIL 22-APRIL 25, 1990; 2 AYES.

Minutes

MOTION M. BOORD, SECOND F. KORN, TO APPROVE THE MINUTES OF MARCH 20, 1990; 2 AYES.

Correspondence

1. Request from Marc D'Orvilliers requesting a street light on Main Street across from Notre Dame Church.
2. James Dunn, MRPÄ, has notified the office that CRRA is willing to discuss a 20-year option for disposal of our garbage. M. Boord will send a letter of interest in that option.
3. Letter from the governor's wife and Lois Sabitino, relative to the celebrity tag sale and auction which will be held September 22 and 23, 1990--which is not fair weekend this year. K. Avitabile will do an article for The Press to see if anyone wants to be chairman of Durham's involvement.
4. Letter from residents of Powder Hill Road, indicating the state of disrepair on the road; copies have already been sent to the newspapers. M. Boord reported the issue will be considered under our list of roads that need maintenance and ask Tom Fenton to do a site inspection.
5. Notification of a lawsuit: Vumback vs. Nolan in which the town sanitarian, William Milardo, is named co-defendant.
6. Unemployment in Durham, January 1990: 4.0%.
7. Letter from Jeffrey Borak, Attorney for Sean McNamee, re James Mesick's gravel pit. Mr. McNamee has claimed the operation doesn't meet regulations, but a Midstate Regional Planning Agency spokesperson says the pit does essentially meet the regulations; next recourse is for Mr. McNamee to go to the Zoning Board of Appeals.

Gladys B. Lavine joined the meeting.

8. Letter from Middlefield First Selectman indicating the Town of Middlefield will terminate their part in rural transit. Mr. Cheeseman has informed our office that Rep. Lavine has been able to return funding to the state budget.

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Mrs. Boord updated Mrs. Lavine on what has transpired in the meeting so far.

Health Insurance Specialist

The office has received two letters of interest from insurance agents: Bruce Parmenter and James McMahon, who have requested being our agent. Mrs. Boord reported that she had asked J. Muraca to contact BCBS to give her advice.

Both men had indicated there was no fee paid to the agent; they felt the service would be beneficial to new employees especially. When J. Muraca, Insurance Coordinator, spoke with a representative from BCBS, they indicated there are "hidden" costs in the agent program. J. Muraca has indicated she believes no change in our present manner of handling our insurance should occur. M. Boord said she tended to agree especially since insurance costs have risen dramatically recently.

MOTION M. BOORD, SECOND F. KORN, THAT AT THIS POINT WE DO NOT PARTICIPATE IN THE AGENT PROGRAM AT THE PRESENT TIME; 3 AYES.

Ambulance Corps Celebration

Discussion of insurance for the balloonists during the anniversary celebration later in the year. Since a copy of the ambulance corps' memo relative to this matter doesn't indicate whether or not the balloon rides will be tethered or not, the board members agreed to find out. The Board is in favor, however, of making up for additional coverage if the cost is not prohibitive. M. Boord will find out what the cost would be.

MOTION F. KORN TO AUTHORIZE COVERAGE THROUGH CIRMA. Discussion. G. Lavine asked to hold the vote until the required information is received.

Trinity Corps Request for Loan

Ed Schwartz and Jane Mauro represented the Trinity Corps. They are requesting a loan for \$25,000 for funds to be used for a survey and preliminary engineering, architect's retainer, consultant fees, etc. Jane Mauro explained that the Board of Finance had previously told Trinity Corps that when they had a definite plan and when there was a definite piece of land purchased, the Board of Finance would fund the request.

G. Lavine said her problem with this is that initially M. Boord said that no taxpayers money would be spent on this project; \$25,000 is a considerable amount of money, and she is not comfortable with it. She went on to add that Mrs. Boord's remarks

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were misleading; the old people are worthy, but the "loan" doesn't sound kosher. She added her concern is not with the concept--it's with the way it was presented by Mrs. Boord.

Mrs. Boord returned to the Selectmen's meeting from a brief stop with the Board of Finance, and explained that what she had said in her initial statements about use of money, was that NO LOCAL TAX DOLLARS would be spend on THE PURCHASE OF THE PROPERTY. Mr. Schwartz said that if he had felt the town would not spend any money on this, he would have left the project in the very beginning. F. Korn said the town must realize it has to spend some money for the elderly. G. Lavine said this amount is not negligible to the town. E. Schwartz countered that it should be alot more than it is!! G. Lavine added that this is not what people thought at the time the "meeting" (relative to elderly housing) was held. F. Korn clarified the issue by saying that the loan will be paid back through the ChFA loan and other funding.

Jane Mauro said the Trinity Corps came to the town for the loan to avoid paying interest; F. Korn said the townspeople certainly indicated they were in favor. E. Schwartz noted that the more the town pays, the lower the rental fees will be.

MOTION M. BOORD THAT THE BOARD OF SELECTMEN FORWARD A REQUEST TO THE BOARD OF FINANCE TO LOAN TRINITY CORPS \$25,000 FOR A ONE-YEAR PERIOD ENDING JUNE 30, 1991, WITH NO INTEREST; MOTION SECONDED BY F. KORN. VOTE: AYE (BOORD, KORN); NAY (LAVINE). MOTION PASSED.

In closing, Mr. Schwartz expressed his displeasure with Mrs. Lavine's attitude; F. Korn noted too many elderly have left town because we have no way to keep them living here.

CHPP

Peter Kofsuske, Chairman of CHPP, joined the meeting and discussed the Board of Selectmen's authorization for CHPP.

Public Comments

none

Town Counsel Matters

1. Town Counsel has suggested "Title Insurance" (which provides protection from unexpected and unforeseen problems with the Title) be written on the Thompson parcel. The cost will be \$835.

MOTION M. BOORD TO ASK TOWN COUNSEL TO PREPARE TITLE INSURANCE FOR THE THOMPSON PROPERTY; SECONDED BY F. KORN; 3 AYES.

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2. Entertainment licenses for those requesting liquor permits and noise concerns/ordinances per PZC request: M. Boord asked the Board of Selectmen if they wish to incur town counsel expenses on this subject as the fiscal year closes. The Board of Finance chairman has advised her that the contingency account is lean right now.

The state police have advised Mrs. Boord that unless a "noise" is disturbing the peace, they have no other means to judge a nuisance, i.e., there is no decibel level which is a standard to indicate nuisance; "disturbing the peace" is the criteria the police use and they can enforce that. G. Lavine noted that there has to be a way to ENFORCE an ordinance. PZC members suggest that a permittee for a liquor license be required to come to the town for an entertainment license.

THE BOARD AGREED TO HAVE M. BOORD ASK TOWN COUNSEL FOR A OPINION ON THE WORTHINESS OF HAVING ORDINANCES PREPARED AND THEIR SUBSEQUENT ENFORCEABILITY.

Selectmen's Concerns

Gladys Lavine: wished to reopen the vote on approval of the minutes of March 20, 1990, to add to the already-approved minutes an amendment to read (relative to the DMIAAB budget vote): "Mrs. Lavine's specific concern for voting in opposition to the budget was that she felt it was incomplete." Board agreed to the amended minutes with three ayes.

Update from the First Selectman

1. Notified the Board that the town has received the \$298,000 for elderly housing site acquisition.
2. A memo will be sent to all boards, commissions, agencies, elected officials: LoCIP (Local Capital Improvements Plan) meeting is set for April 17th at 7:30 p.m. relative to anticipated expenditures in excess of \$10,000.
3. April 24th: training for NU test/drill in preparation for the Nuclear Exercise on May 19th.
4. Census forms are being received at the post office with indecipherable addresses. There is an 800 number residents can call if they haven't received the forms.
5. M. Boord reported she has received a Revised Salary Schedule. MOTION M. BOORD, SECOND F. KORN, TO AMEND ITEM #12 FOR THE TOWN ENGINEER AND MOVE THE TAX COLLECTOR'S CLERK AND OFS CLERK TO GRADE 2, LEAVING GRADE 1 BLANK; 3 AYES.

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MOTION TO ADOPT THE SALARY SCHEDULE, AS AMENDED, BY M. BOORD,
SECOND F. KORN; 3 AYES.

Adjourn

MOTION BY M. BOORD, SECOND F. KORN, TO ADJOURN THE MEETING AT 8:57
P.M.