



## Town of Burlington

### **BURLINGTON BOARD OF SELECTMEN SPECIAL MEETING THURSDAY, MARCH 26, 2015**

The meeting was called to order at 7:02pm. First Selectman Shafer and Selectmen Chard, Salsedo, Powell, and Bereza were in attendance. Ellie Parente was not in attendance. There were 5 members of the public in attendance.

The pledge of allegiance was recited.

Acceptance of Minutes: The minutes of the 2-24-2015 regular meeting were reviewed. Selectmen Chard made a motion to accept. Salsedo seconded. The vote in favor was unanimous.

The minutes of the 2-26-2015 special meeting were reviewed. Selectman Chard made a motion to accept. Powell seconded. The votes in favor were from Shafer, Chard, Powell, and Salsedo. Bereza abstained due to his absence from that meeting.

Citizen Comment: Resident Ginger Doherty asked that responsibility for snow removal on sidewalks and around fire hydrants should be clarified. Doherty also commented that on day of recent vote on referendum items that she did not observe message on the Town Hall LED sign.

Appointments to Boards & Commissions: The resignation of Deb Watson from the Library Board of Directors was accepted with regret by motion of Selectmen Chard and seconded by Salsedo. The vote in favor was unanimous.

A motion to appoint Tim Tharau as Fire Marshall effective immediately was made by Selectmen Chard. Seconded by Salsedo. The vote in favor was unanimous.

The open Assistant Fire Marshall position was discussed. Recommendation from Tim Tharau and State Fire Marshall Office was that in the absence of a candidate who holds all the required certification, Jay Warner should be appointed "interim fire investigator" for which he is certified. Selectmen Bereza recused himself as Jay is his cousin. It was decided that the position of Assistant Fire Marshall will remain open until Jay obtains the required certifications or another candidate is considered. A motion was made to appoint Jay Werner Interim Fire Investigator and paid per call by Selectmen Chard. Seconded Powell. The motion voted in favor by Shafer, Chard, Powell, Salsedo with Bereza abstaining.

Tower Lease Amendment for Main Fire Station: Metro PCS Consultant Mark Appleby and Town Attorney Duncan Forsyth were present to re- discuss terms of agreement. Metro PCS would like to install antennas and modify to 78% capacity. New issue arose this week regarding possible interference with town's public safety communications system. Town Attorney is recommending Metro PCS engineer certify through an interference study before installation that frequencies will not effected. Attorney would like to change wording of lease language that obligates Metro PCS to address frequency either before or after installation. Selectmen agreed in consensus. Metro PCS agreed to come back at a future meeting after resolution with Metro PCS and our Town Attorney.



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Neighborhood Assistance Act: Notice from NAA from the CT Department of Revenue was discussed. This annual business tax credit will be posted on our web site, sent to our Chamber of Commerce, and posted at Town Hall. Any applications received will be reviewed by the Selectmen.

Nutmeg Network: Nutmeg Network Grant award was discussed. The State of CT is encouraging municipalities to connect to the internet through their system and awarded Burlington \$6000 to make that connection at Town Hall. Unfortunately, The Town has a multiple year contract with an internet provider Comcast that has a penalty for early termination that would cost the town \$8000. First Selectman discussed with Sandra Huber with the Office of Policy Management (OPM) who indicated other towns are in the same predicament. OPM suggested we decline the award for those reasons and reapply in the future when appropriate. The Selectmen concurred.

Recent capital referendum voting results and budget status were discussed. There were 510 registered voters who cast ballots on Tuesday. Fire station, Library, and Recreational Land Acquisition & Development referendum questions all passed in the affirmative. In regards to budget, Finance Board will continue to deliberate 2015-16 budget over the next months. The Region 10 budget referendum vote is tentatively scheduled for May 5th. Burlington receiving Region 10 surplus reduction in expenses is being discussed by the Board of Education.

### Selectmen Reports:

Selectmen Salsedo asked about status of Taine Mountain open space purchase and Finance Board. The question of whether the State Grant would allow the Town to pay its share to the owners over multiple budgets is being researched. The Finance Board has not approved funding for this purchase yet. Decisions will need to be made by June 30, 2015

Selectmen Bereza had no items to discuss.

Selectmen Chard inquired about the pending state legislature bills regarding the restructuring of registrar offices. The NW Council of Governments met recently and invited Secretary of State Merrill to explain the reasoning of these bills. Many registrars and officials from the Northwest corner towns expressed their opposition to these bills. This will continue to be monitored and commented on throughout the session. The increased financial burden and increased responsibilities on the town clerks's office are Burlington's concerns. CCM and COST continue to lobby on our behalf for the various bills being considered. Updates will be distributed.

Selectmen Powell inquired about frost heaving on roadways. They are expected to reside with warmer weather. Public Works is currently out repairing roads damaged during winter.

Streetscape Phase I status was discussed with Town Attorney. Contractor chosen through bid process and agreements/easements reached with owners. Project may begin in next couple of weeks pending weather conditions.

First Selectman Shafer has organized a Route 4- Spielman Highway intersection safety study funded by remaining CCRPA transportation planning funds of \$17,000. CROG and NW COG assisted in creating and bidding process. The BL companies has been chosen and will be starting the study shortly. Results and recommendations will be further discussed with the Selectmen.



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Executive Session: A motion was made by Selectmen Chard and seconded by Selectmen Salsedo to enter Executive Session at 8:07pm to discuss Litigation of Nilsen vs Bergstrom and Town of Burlington....Angela's Way...112 Speilman Highway Foreclosure.....Personnel- building Department.....inviting Town Attorney Duncan Forsyth and our insurance company defense counsel David Monastersky to participate. The vote on the motion was unanimous in favor.

A motion to end Executive Session at 9pm and re-enter regular session was made by Selectmen Chard and seconded by Selectmen Powell. Shafer, Chard, Powell, and Salsedo voted in favor of the motion.

Selectmen Bereza recused himself and departed meeting during Executive Session because his Aunt is Barbara Pavlik Dahle who is the owner of property discussed on agenda entitled "112 Spielman Highway Foreclosure"

A motion was made to adjourn meeting at 9:01pm by Selectmen Chard and seconded by Selectmen Salsedo. Voting in favor of motion spawns Shafer, Chard, Powell and Salsedo.

Roger Powell  
Secretary

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Approved