

**BOARD OF SELECTMEN  
TOWN OF EAST WINDSOR  
11 RYE STREET  
EAST WINDSOR, CONNECTICUT**

**MINUTES OF SPECIAL MEETING**

**Tuesday, January 3, 2017 at 7:00 p.m.**

Members Present: Robert Maynard, Richard P. Pippin, Jr., Steve Dearborn, Dale Nelson and Jason E. Bowsza

Members Absent: None

**1. CALL TO ORDER**

First Selectman Robert Maynard called the meeting to Order at 7:00 p.m., in the East Windsor Town Hall, 11 Rye Street, East Windsor, Connecticut.

**2. PLEDGE OF ALLEGIANCE**

Everyone present stood and recited the Pledge of Allegiance.

**3. AGENDA APPROVAL**

MOTION made by (Nelson) and SECONDED by (Pippin) to approve the Agenda, as set for the January 3, 2017 Special Meeting of the Board of Selectmen.

In Favor: J. Bowsza, D. Nelson, S. Dearborn and R. Pippin    Opposed: None    Motion: PASSED

**4. ATTENDANCE**

Robert Maynard, First Selectman  
Richard P. Pippin, Jr., Deputy First Selectman  
Jason E. Bowsza, Selectman  
Dale Nelson, Selectwoman  
Steve Dearborn, Selectman

**5. PARLIAMENTARY PROCEDURES**

Mr. Maynard reminded everyone not to interrupt people when they have the floor and only to speak when recognized.

## **6. APPROVAL OF MEETING MINUTES**

MOTION made by (Pippin) and SECONDED by (Nelson) to accept the Amended Regular Meeting Minutes from the December 6, 2016 meeting with the fixing of a few small typos.

In Favor: J. Bowsza, D. Nelson, S. Dearborn and R. Pippin    Opposed: None    Motion: PASSED

MOTION made by (Pippin) and SECONDED by (Nelson) to accept the Regular Meeting Minutes from the December 20, 2016 meeting with the change that the Board came out of Executive Session at 9:55 then made a MOTION and voted on it.

In Favor: J. Bowsza, D. Nelson, S. Dearborn and R. Pippin    Opposed: None    Motion: PASSED

## **7. COMMUNICATIONS**

Mr. Maynard read a letter from Pullman & Comley letting the Town know that there will be an increase in their rates on an average of 3.2%. Mr. Maynard was asked what the current rate was and he stated it varied and that it was around \$300 an hour.

## **8. PUBLIC PARTICIPATION**

**Paul Anderson, Main Street-** Stated he went to Town Hall today to inquire as to why he did not receive a budget proposal packet for the Broad Brook Library Association. He said that the Broad Brook Library Association is not on the Budget as structured. He would like the Board to look into this. He says they were on the Budget for many years and because the Board of Finance chose to give them nothing, doesn't mean they should be off the Budget. Mr. Maynard said he would check into it and see if he can get them back into the budget.

**Jim Barton, South Water Street-** Gave an update on the Veterans Commission project on the Green. Most of the unhealthy and unsightly trees and shrubs have been removed which makes it look much more open. Fundraising is starting up again, a couple of raffles, some events at the American Legion and a paint party on January 21, 2017. The cost of the paint party is \$30 and there will be finger foods and art supplies. There is also a photo contest and he left entry forms on all the seats. The theme of the photo contest is "America the Beautiful" with prizes, such as, first place is \$500, second place is \$250 and third place is \$100. They are looking for quite a few more entries and may have to extend the deadline.

**Tom Talamini, Rice Road-** the annual New Year's Day hike had a tremendous attendance with well over two hundred people and everyone had a great day. It was a good day hiking although a little icy but there were enough people that mud was tracked over the ice so everyone was ok. It was a good Town event.

**Bob Lyke, Rye Street-** stated that he feels that the only person on this five person Board that has no political agenda is the First Selectmen. He would like the Board to stop bickering among themselves and take the First Selectman's concerns seriously about why he wants a new Town Attorney.

## **9. BOARD AND COMMISSIONS RESIGNATIONS AND APPOINTMENTS**

### **A. Resignations:**

NONE

### **B. Reappointments:**

MOTION made by (Pippin) and SECONDED by (Nelson) to accept the reappointment of, Lorraine Devaney (D), to the Planning and Zoning, as a regular member, for a term expiring 11/1/2020.

In Favor: J. Bowsza, D. Nelson, S. Dearborn and R. Pippin   Opposed: None   Motion: PASSED

### **C. New Appointments:**

NONE

## **10. UNFINISHED BUSINESS**

Mr. Maynard reminded everyone not to interrupt people when they have the floor and only to speak when recognized.

### **A. East Windsor's 250<sup>th</sup> Anniversary Commission Report:**

Rebecca Talamini reported that some half of their merchandise has come in. Sweatshirts are \$20, tote bags are \$8 and mugs and car magnets are going to be \$5 each when they come in. All of this will be put on their Facebook page and the website and will they will tell where they will be selling their items. The website is up and running and it has all of the upcoming events on it. The slogan contest has started and the winner will get \$200 and second and third place winners will both receive \$100. Anyone wanting to join one of the subcommittees can contact her.

### **B. Broad Brook Mill Site Remediation:**

Mr. Maynard stated that they went to the Broad Brook Mill Site for a tour and he asked for other people's opinions before he gave his own.

Mr. Dearborn stated that he had hoped that it could have been the Town Hall but after going there he said the place was a disgrace. He is very angry about this. He stated the roof was gone and it would cost millions and millions to save. He says that he felt the consensus of everyone

there was to let UTC tear everything down and clean the whole place up. He said they would offer it to the Town but he feels it isn't worth a cent without the building. He says they should let someone else buy it and deal with the problems down the road.

Mr. Bowsza asked if there was any update on the approval of the remediation plan from DEEP. Mr. Maynard stated that he thought it was still there and that UTAS was taking it over January 1, 2017.

Mr. Pippin was in agreement with Mr. Dearborn saying it was not cost effective to try and save. He stated the walls were falling in and the floors were very bad. He said that the only thing that might be able to be used by the Historical Society is the brownstone and bricks.

Mr. Bowsza asked if the transfer of ownership or control from AECOM to UTAS impact the approval of the remediation plan at DEEP. Mr. Maynard said it might but he would like to again talk about what they saw.

Mr. Maynard stated that he saw a building in terrible disrepair that has to be torn down. He said that coal ash had been spread all over that site, eleven acres, and now they are going to cap it with eighteen inches of dirt. He feels that the Town should not take the site. He said he does not care if it impacts the approval of the remediation because at this point it doesn't mean anything.

MOTION made by (Pippin) and SECONDED by (Nelson) to recess for a Town Meeting at 7:29 p.m.

In Favor: J. Bowsza, D. Nelson, S. Dearborn and R. Pippin    Opposed: None    Motion: PASSED

Mr. Maynard Called the Meeting Back to Order at 7:58 p.m.

Lenny Norton said that the word that came to mind after the visit was wrecking ball.

Joe Sauerhoefer stated that it would, in his opinion, bankrupt the Town trying to make repairs to the building. The Fund Balance would never be big enough for them to use to fix it.

It was stated that it would become a liability to the Town, the massive amount of upkeep and the amount of money it would take to remodel the building would not be worth it to the Town.

After a lengthy discussion it was decided that Mr. Maynard would call them tomorrow and let them know the Town is not interested.

## **11. New Business**

### **A. Discussion of Retaining a New Town Attorney:**

Mr. Maynard referred to an article in the Journal Inquirer which stated the Town of East Windsor Board of Selectmen is divided over the Town Attorney. He agrees they are divided and feels the best way to fix the divide is to hire a new Town Attorney. Mr. Maynard drafted a RFP for a new Town Attorney.

MOTION made by (Dearborn) and SECONDED by (Maynard) to develop an RFP for a new Town Attorney.

In Favor: S. Dearborn and R. Maynard      Opposed: J. Bowsza, D. Nelson and R. Pippin  
Motion: FAILED

### **B. Discussion of First Selectmen's 2017 Initiatives and Areas of Focus:**

Mr. Maynard explained that these are his New Year's Resolutions. He made a list and handed out a revised list at the meeting. To read the revised list it is hereto attached as Attachment A (2 pages).

He stated that if any resident from the Town has any suggestions that they would like to add to the list they should contact him or his office and have them added to the list. The list will be put on the website and on Facebook. This way he can hear what people want done and he can focus on doing it.

Mrs. Nelson stated that she did not see anything about the Casino on the list. Mr. Maynard agreed that it was not on the list and asked if she would like it on the list and she said she would like it on there.

A discussion ensued about a few of the items that are on the list and he wants to help any way he can with the things on the list.

### **C. Discussion of December 28, 2016 JI Article regarding Town Attorney:**

Mr. Maynard went through the article and touched on key points that he felt he needed to address.

Mr. Bowsza asked for a Point of Order asking if the Town Attorney was asked if he wanted this discussed in Executive Session. Mr. Maynard said he was not and that he was just discussing the article so he was going to continue. Mr. Maynard then continued to touch on more key points within the article.

Mr. Bowsza asked if it was going to become common practice to refute newspaper articles. Mr. Maynard stated he did not refute it but commented on it.

Mrs. Nelson stated that Mr. Maynard should “put on his big boy panties” and do the job he was elected to do.

Mr. Pippin stated that Mr. Maynard should go back in the Town’s history about ten years and move forward and it will show what he has really done for the Town and he said it might change Mr. Maynard’s mind. Mr. Pippin stated that Mr. Maynard said at his second meeting that he was going to give all kinds of evidence as to the problems of the Town Attorney and it never happens.

Mr. Maynard stated that the proof will come and he will have to get into more detail.

Mr. Dearborn stated that the Ethics thing was a joke and it cost the Town \$26,000. It never should have taken place and Mr. Dearborn stated said that Mr. Hawks-Ladds had stated that he had never lost a case but in Mr. Dearborn’s opinion he lost that case.

#### **D. Discussion of Purchase of Road Salt:**

Mr. Maynard passed out a letter from Ryan Industries, LLC and an e-mail with bids for road salt. To read letters they are hereto attached as Attachment B (2 pages).

After a discussion, Mr. Pippin stated that he had some concerns and they should be addressed. The other bids had where they were getting the stuff and the Principles but, Mr. Dearborn did not have that on the bid. He feels that it should be out in the open and forthcoming with everyone. Mr. Dearborn stated that if it is not approved tonight then he out and the deal is done, he will withdraw the bid. He said he is not making any money on the salt just on the trucking.

Mr. Maynard says that they should really see the paper from the Secretary of State before they move on this. He stated he was going to hold off and move on. He asked if Mr. Dearborn could wait until the next meeting and was told if it wasn’t approved tonight the deal is done and off the table.

**E. Approval of Tax Refunds:**

MOTION made by (Nelson) and SECONDED by (Pippin) to approve all of the Tax Refunds in the amount of \$543.47.

In Favor: J. Bowsza, D. Nelson, S. Dearborn and R. Pippin    Opposed: None    Motion: PASSED

**12. SELECTMEN COMMENTS AND REPORT**

- A. **Steve Dearborn-** The deal is off. I hope you all had a nice Christmas and I hope you all have a nice New Year. The deal is done, no more deal.
- B. **Jason E. Bowsza-** With the holidays it was a pretty quiet stretch for Town stuff. The only thing I want to say is Thanks to AHRC for putting on a great walk this weekend. There were over two hundred people and it was a great day for it. It was a great time and other than that have a great New Year everyone.
- C. **Dale A. Nelson-** I attended the Warehouse Point Fire District Meeting and their discussion was, where was the Warehouse Point Fire District as far as the budget appropriations. The Fire Marshall resigned and Rich Austin and he accepted the nomination to be the new Fire Marshall.
- D. **Richard Pippin, Jr.-** Wanted to thank Mr. Maynard for giving his report for him. It was going to be on the Broad Brook Mill Site and the American Heritage River and he is sure people don't want to hear it again.
- E. **Robert Maynard-** He went on the hike and it was great, he bought one of the sweatshirts. Nothing really to report but thanks everyone for coming.

**13. PUBLIC PARTICIPATION (Another opportunity for the public to make comments)**

**Josh Hawks-Ladds-** stated he was only going to say a few things in his defense He was hired by Linda Roberts. He was hired as Special Council for labor matters and litigation. He then was hired by Denise Menard as Town Attorney. He has served the Town diligently and zealously. He assisted the Board of Selectman and the First Selectman in achieving great strides in labor matters and litigation matters. When Mrs. Menard was replaced by Mr. Maynard he sent out e-

mails and letters outlining all the litigation and he sat down with Mr. Maynard to discuss them. Mr. Maynard made it clear that he did not want him to serve as Town Attorney. Mr. Hawks-Ladds asked him why and Mr. Maynard responded saying that Mr. Hawks-Ladd was Denise Menards attorney and he wanted his own attorney.

Mr. Maynard denied saying that but has been watching him and did not want him as Town Attorney. He then asked Mr. Hawks-Ladds to not say negative and not true things in the Public Participation portion of the meeting.

Mr. Bowsza said that you can't limit Public Participation. Mr. Maynard stated he was not going to let him finish and some Audience members stated they wanted to hear what the attorney had to say and to let him speak. Mr. Maynard finally said he would allow him to finish.

Mr. Hawks-Ladd then stated he would not discuss any cases or their outcomes. Mr. Hawks-Ladds stated the Town Chare stated that the Board of Selectmen appoints his position. He said his job is to give sound legal advice, zealous representation and maintain confidentiality and that he had done that for the better part of a decade. He will abide by whatever the Board of Selectmen decides.

**Steve Smith-** asked the Legal Subcommittee if the Town Attorney meets all the conditions and requirements of his position and was told yes that he did. Mr. Smith then wanted to know what the problem was and Mr. Bowsza said he didn't have one.

**Bob Lyke-** stated the realistic part in him is coming out and he feels that Mr. Dearborn was making a bad decision. He wants to add improving communications to the First Selectman's initiatives. He stated that the three parts to any lasting relationship are communications, trust and respect. He asked the Board to improve on all three of those.

**Dave Menard-** he listened to one of the Selectmen trash one of the committees in the Town and the First Selectman trashed the Town Attorney, which he refuses to work with. Consider the people that elected you and learn to work together for the betterment of East Windsor.

Mr. Maynard stated that he would intervene if someone was being attacked.

**Tom Talamini-** agrees with Bob Lyke and Dave Menard and he had to work with a lot of people he did not like or get along with. They had to get the job done and deal with it.

**Melissa Maltese-** stated that she had made a flyer to be put in the Agenda packet but it didn't make it in somehow. On Tuesday January 10, 2017, there will be a cooperative community coffee, at the middle school from 5:30 to 7:30.



Mr. Maynard asked Mr. Hawkes-Ladd if he charged the Town for this evening. Mr. Hawks-Ladds said no he didn't charge yet.

**John Matthews-** stated that it would be a good idea to get a report card as to where the money goes for the attorney. He was wondering at what point they become unsustainable.

Mr. Maynard heard all about working with Mr. Hawks-Ladds and move on and get over it, he stated that the only thing wrong with that is the Legal Subcommittee. He cannot work well with Mr. Hawks-Ladds as long as the Legal Subcommittee is between them. Mr. Maynard then stated that maybe they should work on getting rid of the Legal Subcommittee, but, he still thinks the best solution will be to get a new Town Attorney.

**Denise Menard-** Stated that she knows that some of the comments from Mr. Dearborn were directed at her.

Mr. Maynard spoke up and said he would not allow anyone to insult any member of the Board of Selectman and no one is to mention them by name.

After a heated exchange Mrs. Menard went on to discuss why some of the legal fees were high in previous years and asked that the Board be careful of the facts. Mr. Maynard and Mrs. Menard went back and forth about \$299,000 legal expenses and Mr. Maynard said he could show her the facts and she said she would like to see them.

**Jim Barton-** stated he wanted to go back and talk about the road salt issue. He said if there is \$5,000-\$7,000 to be saved by the Town and if there is some way the Board can get by the fact that one of their members is involved and there is not an ethical question, then he thinks there isn't a problem with that deal. He said Mr. Dearborn told them who the Principals are and where he gets the stuff. If it is a legitimate and transparent savings of \$5,000-\$7,000 it should be done.

Mr. Maynard stated that maybe it can be brought up at the next meeting.

**Francis Neil-** stated she is disgusted that she had to sit her listening to children bickering when she could be at home reading to her own. She is here watching babies play and that is all she had to say.

**14. SIGNATURES FOR APPROVAL OF CHECK REGISTERS**

Completed

**15. ADJOURNMENT**

MOTION made by (Nelson) and SECONDED by (Pippin) to adjourn the meeting at 9:14 p.m.

In Favor: J. Bowsza, D. Nelson, S. Dearborn and R. Pippin   Opposed: None   Motion: PASSED

Respectfully Submitted,

Rebecca D'Amicol, Recording Secretary

First Selectman 2017 INITIATIVES and AREAS of FOCUS

**Initiative Definition**

An act or strategy intended to resolve a difficulty or improve a situation; a fresh approach to something.

Empower the Residents of East Windsor  
Improve Communications

Reduce Taxes  
Increase Grand List  
Increase efficiency  
Grants

Prepare for 250<sup>th</sup> Anniversary

Work to Reduce Opioid use

Work to Reduce Gravel Pit Dirt Bike and ATV unauthorized use

Work with Public Works to Improve Roads

Work with Public Works to Fix Broad Brook Pond Dam

Work with Public Works and stake holders to Replace Middle School Roof

Work toward Equitable funding of fire protection

Resolve future of Broad Brook Mill Site

Improve Pond Street Situation

Reduce Blight

Explore future of two story part of Annex

(SEE OTHER SIDE)

Attachment A  
page 2

**TOWN OF EAST WINDSOR  
BOARD OF SELECTMEN  
RESOLUTION  
March 15, 2016**

**Re: CREATION OF LEGAL AFFAIRS SUBCOMMITTEE AND SUPERVISION  
OF TOWN LEGAL MATTERS**

**RESOLVED**, that the Board of Selectmen, pursuant to Section 7-12 of the Connecticut General Statutes, as amended, and Section 6-6 of the Town Charter, hereby creates a Legal Affairs Subcommittee, to be available to the Town Counsel to address and decide legal matters relating to the Town.

**RESOLVED**, that the Legal Affairs Subcommittee shall consist of Richard Pippin, Jr. and Jason Bowsza.

**RESOLVED**, that the First Selectman must immediately report all Town legal matters that come to his attention to the Legal Affairs Subcommittee.

**RESOLVED**, that if the Town's First Selectman is unavailable or unwilling to confer with the Town Counsel about Town legal issues, or the Town Counsel wishes to consult about Town legal matters with the Board of Selectmen, as may be necessary to represent the Town's interests, the Town Counsel may in such instances consult with the Legal Affairs Subcommittee, and the Legal Affairs Subcommittee may in turn consult directly with the Town Counsel on matters that come to its attention. The power to make decisions with regard to the direction, defense, and resolution of Town legal matters shall reside solely with the Subcommittee, consistent with the law.

**RESOLVED**, that Town's First Selectman shall have no authority over any of the Town's legal affairs except for those explicitly provided for in the Town Charter, or those assigned to him or approved by the Legal Affairs Subcommittee.

**RESOLVED**, that the Legal Affairs Subcommittee shall be responsible for approving all legal fees, payment of legal bills, assignments and interactions with the Town's Town Counsel and Special Counsel, if any are appointed by the Board of Selectmen.

**RESOLVED**, that nothing herein shall be deemed to diminish the power of the full Board of Selectmen to exercise its statutory powers, including the approval of agreements, and the settlement and adjustments of claims against the Town.

**MOTION** made (Bowsza) and **SECONDED** (Pippin) to create a legal affairs subcommittee and supervision of town legal matters to consist of Richard Pippin, Jr. and Jason Bowsza. Selectman Bowsza reads the Resolution hereto attached as Attachment A.

**Discussion:** Selectman Dearborn is not comfortable with this.

**In favor:** Bowsza, Nelson, and Pippin. **Opposed:** Dearborn. **Motion carried.**

( SEE OTHER SIDE )

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Attachment B  
Page 1

Ryan Industries, LLC  
PO Box 306  
Broad Brook, CT 06016

January 3, 2017

Leonard Norton, P.E.  
Director of Public Works/Town Engineer  
Town of East Windsor  
6 Woolam Road  
East Windsor, CT 06088

Dear Len,

Ryan Industries, LLC will provide road salt delivered to your facility for \$73.70 per ton. Terms are net 30 days.

Best regards,



Steve Dearborn,  
Ryan Industries, LLC

**Robert Maynard**

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Attachment B

page 2

**From:** Leonard Norton  
**Sent:** Tuesday, January 03, 2017 8:39 AM  
**To:** Robert Maynard  
**Subject:** FW: Salt Pricing

Bob:

Below is a listing of what we currently pay for road salt on the State Bid, as well as, three other prices as requested by Deputy First Selectman Richard Pippin for your meeting tonight.

Please let me know if you need anything further.

Len

**Leonard J. Norton, P.E.**

Director of Public Works/Town Engineer

Town of East Windsor

Mailing Address: 11 Rye Street, Broad Brook, CT 06016

Physical Address: 6 Woolam Road, East Windsor, CT 06088

Phone: (860) 292-7073

Email: lnorton@eastwindsorct.com

**From:** Joseph Sauerhoefer  
**Sent:** Tuesday, January 03, 2017 8:28 AM  
**To:** Leonard Norton <lnorton@eastwindsorct.com>  
**Subject:** Salt Pricing

Good Morning Len,

At your request I have look into road salt pricing and list the results below. We are currently paying \$78.63 off the State bid list.

1. John Trucking / Salt City	\$110.00 per ton	Deliver
2. Russo Brother / American Rock Salt	\$85.00 per ton	Deliver
3. CROG Bid list / Region 3	\$82.77 per ton	Deliver

Thanks,

*Joseph Sauerhoefer  
East Windsor Department of Public Works  
Facilities & Inspection  
Office 860-698-1437*