

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

**MINUTES OF REGULAR MEETING**

**Tuesday, April 4, 2017 at 7:00 p.m.**

**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**

Mr. Maynard asked to have 11. New Business items A, B and C, be moved to after 11. New Business F. This way the Board of Education members and Board of Finance members that need to be present can get there in time.

**MOTION** made by (Bowsza) and **SECONDED** by (Nelson) to approve the Agenda, as set for the April 4, 2017 Regular Meeting of the Board of Selectmen with the change of 11A, B and C being moved to after 11 F.

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

Selectwoman Nelson requested that the Volunteer Incentive Committee be put on the Agenda for the April 18<sup>th</sup> Board of Selectmen meeting. Mr. Maynard stated he would do that.

**4. ATTENDANCE**

Robert Maynard, First Selectman  
Richard P. Pippin, Jr., Deputy First Selectman  
Jason E. Bowsza, Selectman  
Dale Nelson, Selectwoman  
Steve A. Dearborn, Selectman – Not Present

## **5. PARLIAMENTARY PROCEDURES**

Mr. Maynard reminded everyone not to interrupt people when they have the floor and only to speak when recognized. Mr. Maynard also reminded everyone that they should treat everyone civilly and respectfully.

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

The Board was told that there was an amended version of the minutes for the March 21, 2017 Regular Meeting of the Board of Selectmen. They decided to wait until the next meeting to accept the Minutes.

**MOTION** made by (Bowsza) and **SECONDED** by (Nelson) to postpone accepting the Regular Meeting Minutes from the March 21, 2017 Board of Selectmen meeting until the April 18, 2017 Regular Meeting

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

## **7. COMMUNICATIONS**

Mr. Maynard read an e-mail from Kristen Formanek letting him know that the Community Renewal Team (CRT) has secured enough funding to restore meal services. They will no longer be closed twice a month and will serve meals every day. They will also be able to start referrals for Meals on Wheels.

Mr. Bowsza asked Mr. Maynard about the Grant funding opportunities for Brown Field Remediation that came from OPM. Mr. Maynard said they would probably talk about that later during the Broad Brook Mill Site Remediation.

## **8. PUBLIC PARTICIPATION**

Mr. Maynard went over the rules of speaking during Public Participation for the new people that were present.

Mr. Maynard addressed an email from Denise Terry and answered the questions that she had in the email. The name of the Lobbyist is Adam Salina, from Kozak and Salina, LLC. Mr. Maynard stated he had the terms of the contract and he would give them to her after the meeting. The start date of the contract was March 10, 2017. The Lobbyist will report through the Board of Selectmen. Those reports will be made verbally and on request. The report must include the answers to the information requested.

**Rand Stanley** - Stated, as a resident, that he was involved in the installation of the cameras in the Town Meeting Room. He stated that they were not installed with the intention of embarrassing anyone, but, to inform people. He has had numerous positive comments about them and it gives an unbiased view. He also states he was not paid in any form for the

installation. He stated that, as the Building Official, he attended the Board of Finance meeting and explained his budget to them. He thinks that it would be nice for any Department Head to get feedback from any Board member from either the BOS or BOF that is not in agreement with the presented budget so the next year they can try and fix the problem.

**Denise Terry** – Asked about the attachment that went with the email that Mr. Maynard addressed earlier. Mr. Maynard read the attachment and addressed the questions. He asked what she would like the Town to do about the claims. Reverend Terry stated that she is going to leave that between her lawyer and the Town. In response to her question Mr. Maynard then asked what she would like the Town to do to make her “whole”. She stated that she thinks that it should be corrected publicly and in writing. She thinks that it needs to be stated that the comments about her were wrong and that the minutes of that meeting should be amended. She is not sure what her lawyer would recommend the Town do at this time. Mr. Maynard stated that the Town has not consulted with an attorney at this time about this issue. Mr. Maynard stated he liked her idea of correcting the record and he would look into that.

**Paul Anderson** - States that the cameras in the room are a valuable tool for those that are unable to attend the meetings. He is in total support of the cameras.

**Rand Stanley** – The technology the Town has decided to employ is cutting edge technology and the implications are far reaching.

**Selectman Bowsza**- Stated that 8 people were watching at this time and Youtube tells how many people are watching live.

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

### **A. Resignations:**

NONE

### **B. Reappointments:**

**MOTION** made by (Pippin) and **SECONDED** by (Bowsza) to accept the reappointment of, Frances Neill (R) to the Conservation Commission, as a regular member for a term expiring 4/1/2021.

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

**MOTION** made by (Nelson) and **SECONDED** by (Pippin) to accept the reappointment of, Gilbert Hayes (D) to the Economic Development Commission, as a regular member for a term expiring 1/1/2021.

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

Board of Selectman  
Regular Meeting 4/4/17

**MOTION** made by (Pippin) and **SECONDED** by (Bowsza) to accept the reappointment of, Tom Burnham (R) to the Ethics Commission, as a regular member for a term expiring 1/24/2021.

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

**MOTION** made by (Nelson) and **SECONDED** by (Bowsza) to accept the reappointment of, Leonard Norton (R) to the North Central Health District Board of Directors, as a regular member for a term expiring 3/1/2020.

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

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

**MOTION** made by (Pippin) and **SECONDED** by (Nelson) to accept the appointment of, Nicholas Laskos (U) to the Agricultural Commission, as an alternate member for a term expiring 8/1/2017.

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

**MOTION** made by (Nelson) and **SECONDED** by (Pippin) to accept the appointment of, Nicholas Laskos (U) to the Conservation Commission, as a regular member for a term expiring 5/1/2020.

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

**MOTION** made by (Pippin) and **SECONDED** by (Nelson) to accept the appointment of, Nicholas Laskos (U) to the Economic Development Commission, as a regular member for a term expiring 1/1/2018.

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

## **10. UNFINISHED BUSINESS**

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

Rebecca Talamini reported that there had not been another meeting since the last BOS meeting. She stated that there was merchandise at the Town Clerk's Office and Warehouse Point Library. There is merchandise in other places in Town but they don't have everything. The next meeting is at 7 p.m. at Scout Hall. They are on track for the mass mailing for June. They are always looking for cash and volunteers. Mr. Maynard stated he saw a sign at the Home Show and asked about it. Ms. Talamini stated that it was a temporary demo sign. She said they are going to get 4 signs made of wood and engraved. They would be getting the corrugated ones for people to purchase for their lawns.

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

Mr. Maynard stated they met and visited the Broad Brook Mill Site again. He stated that Mr. Talamini was there and asked him for his opinion. Mr. Talamini stated he thought 2 buildings would definitely have to come down and that a couple others would need a lot of money to fix. He thinks they should all probably come down. Attorney Yagaloff stated that the Powerhouse is in good shape and has a good foundation. He feels it has potential. He spoke about a Grant that the Town could apply for, which helps restore old mills. He thinks that the Town would qualify for the Grant, which is up to \$2 million. He said it is a point system and the Town has a lot of points and so they qualify. He stated he would donate his time to help with filling out the Grant application. He also stated that it was in a flood zone so it will require flood insurance for whatever is done there. Mr. Talamini was wondering what the Powerhouse would be used for. He says there really isn't anything you could use it for. Attorney Yagaloff feels it would be perfect for the project he had spoken about before. Mr. Loos stated that it floods a lot during the spring. He doesn't think the Town should put any money into that property. Attorney Yagaloff made it clear that he is not suggesting that the Town put any money into this project. The Grant just needs to be sponsored by the Town.

Laurie Whitten made a presentation for the Broad Brook Mill Site. To see the presentation it is hereto attached as Attachment A (2 pages).

Denise Terry was wondering why they are not being held accountable or expected to clean this property up. She was told that they should be and it has been a really long process.

Rand Stanley stated that the original remediation called for a membrane cap after they removed 3 to 5 feet of soil. And it would be brought up to the structures and could not be penetrated.

Bill Loos does not think anything should be done with that property. He doesn't think any Town money should be spent on this property.

Paul Anderson says the Town should get DEEP to come in before it is too late.

Tom Talamini was wondering what they were looking to do with the property. Mr. Maynard said they would be willing to give it to the Town for \$1 just to get rid of it.

Attorney Yagaloff suggests that the Town should put the Grant application and it will help to get this project off the ground.

Mr. Bowsza wants to know when DEEP was going to get invited to come and was told tomorrow.

Mr. Pippin went over the site and showed other things that could be done with the site.

**C. Discussion of the Casino:**

Mr. Maynard stated that he spoke to the Lobbyist Adam and he told Mr. Maynard that 25% of the profits from the slots would go to the General Fund and 25% of the tables would go to the State too. He said 15% of that would go to tourism and 10% would go to the General Fund. Some of the Legislators want an agreement between the tribes to guarantee the slot revenue would go to the State. There are now 2 bills in the State Legislature, the East Windsor Bill and the MGM Bill.

**11. New Business**

**D. Discussion of South Road (oil spill and rent):**

Selectwoman Nelson asked what the Town has paid to date and was told nothing. The Town needed to prove that the Town owns the property. They also sent a letter to the homeowner and ask her to submit the bill to her insurance company. That is where they are now. East Windsor is not responsible for this issue.

**E. Discussion of Crumbling Foundation Ordinance:**

Mr. Bowsza read an Ordinance about Crumbling Foundations that he drafted. He read the draft. Rand Stanley thinks that the Board should move forward with this Ordinance.

**MOTION** made by (Bowsza) and **SECONDED** by (Nelson) to accept the Crumbling Foundation Ordinance, as amended, to include the effective date of or on January 1, 1979 and send to Town meeting.

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

To see the Ordinance Draft it is hereto attached as Attachment B (1 page).

**F. Approval of Tax Refunds:**

**MOTION** made by (Nelson) and **SECONDED** by (Pippin) to approve all of the Tax Refunds in the amount of \$506.25.

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

**A. 1% BOE Fund Rules:**

Mr. Maynard explained that he received an email asking for the BOE to be put on the Agenda so that they could explain the 1% BOE Fund. The Chairman of the BOF was supposed to be present for the discussion but was ill and unable to attend. Mr. Maynard felt it would be best if the discussion were postponed until she could be there. The BOE did explain what the fund was about. They said it was a fund that was for the BOE held by the Town Treasurer that holds up to 1% of the previous years BOE budget. They passed out paperwork that explains the fund and what the use of the funds would be. To read the paperwork it is hereto attached as Attachment C (6 pages). Selectman Pippin feels there should be a joint meeting with BOS, BOF and BOE to discuss this.

**B. Discussion of Obtaining a New Town Treasurer:**

Mr. Maynard suggested and it was agreed upon that this should be talked about in Executive Session.

**C. Discussion of Town Hall Meeting Room Cameras:**

The BOF Chairman also wanted to discuss this topic, but she was not present as previously stated. Selectman Bowsza stated that at a BOF Budget Workshop the cameras were started after the meeting had started and she was afraid that people in the audience did not have the opportunity to be made aware that they were being filmed. It was requested that some sort of notification be hung somewhere that meetings are taped and put on Youtube. Mr. Pippin said that maybe a sign should be hung under each camera so people would know.

**12. SELECTMEN COMMENTS AND REPORT**

- A. Dale A. Nelson** - On 3/22/17 attended a public hearing of the BOF then the BOE gave their presentation to the BOF also. BOE Meeting followed their presentation and there was a presentation during the Public Participation portion about the VO-AG Suffield vs. Rockville. 3/23/17 there was a presentation about the CT Rails. They would like to wrap up the exploratory part by the end of the summer. The Housing Authority, did not attend, they are working on the water system. The upgrades took place on 3/21/17. The application for the Matching Funds Grant has been approved for \$53,329.32. It will cover many projects.
- B. Richard Pippin, Jr.** – Has attended many meetings on the budget, not much else. ZBA- Len Norton has plans to add parking spaces to the Town Hall parking lot. After his presentation it was approved. An application for 140 South Main Street for suitability for a dealer repair license and that was approved.

**C. Steve A. Dearborn** – Not present, no report submitted.

**D. Jason E. Bowsza** – Report is hereto attached as Attachment D (1 page).

**E. Robert Maynard** – On March 28th the BOE and Mr. Maynard signed a 4 year contract to buy electricity at 0.06866 kw/h from Public Utilities.

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

Mr. Maynard went over the rules of Public Participation again so everyone was very clear on the rules.

**Denise Terry** – Was wondering what the procedure was for vetting people for Boards and Commissions. She was told that they have to fill out an application and there has to be a balance of political affiliation also their references are called.

**Laurie Whitten** – Stated that there should be a policy to when or if the cameras should be used for a meeting. She stated that the staff members should know how and when to use the equipment.

**Denise Terry** – Agrees that something should be in writing about when the cameras should be used. She stated that it could always be expanded to protect the Town.

**Rebecca Talamini** – Stated that not all staff members are trained and for meetings that are held at the Town Hall at least one member should be trained so the meetings could be recorded.

**Bill Loos** – Feels the Town should get away from being landlords. He thinks that after the problem is taken care of a South Road the Town should sell the property to the homeowners. He was told that that couldn't happen. It was a restriction on the deed.

**Joe Malafant** - On the Ground and Land Lease it states that if it goes out of non-profit or municipalities the homeowners have first refusal of the property. He was told that they would need to be looked at.

**Denise Terry** – Asked about the 1% Fund for the BOE, who and how would it be decided how that fund was spent and how would it be managed that it would not become political and pressure would not put on certain Boards or Departments. What is the negative impact that fund has, such as, the BOE budget getting cut by the amount in the Fund the following year.



Board of Selectman  
Regular Meeting 4/4/17

**Tom Talamini** – Was wondering if there was any the Town could help the person waiting to start one of the crumbling foundation projects instead of making him wait. He was told that there was nothing they could do about the timetable so he could start earlier.

**Keith Yagaloff** – Says the Town could collect the fees in 30 days and then the Ordinance would be in effect and then the fees would be at the new rate.

**Denise Terry** – Was wondering what changed in 1979 that made the concrete not good. She was told that they started using a new part of the quarry.

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

Completed

#### **15. EXECUTIVE SESSION**

MOTION made by (Pippin) and SECONDED by (Nelson) that the Board of Selectmen enter into Executive Session at 9:17 p.m. pursuant to C.G.S. Section 1-200 (6)(A) Employment.

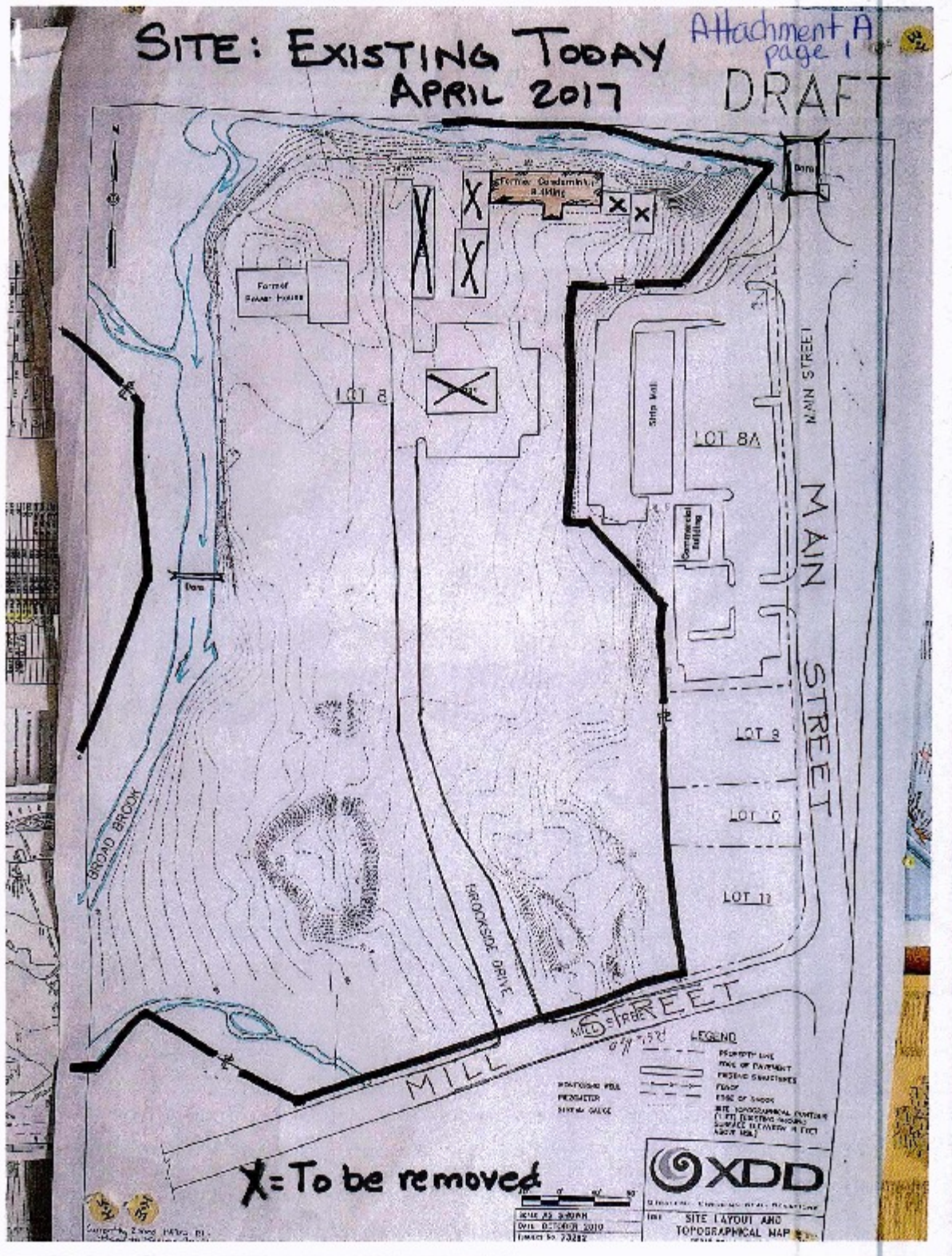
In Favor: J. Bowsza, D. Nelson, and R. Pippin    Opposed: None    Motion: PASSED

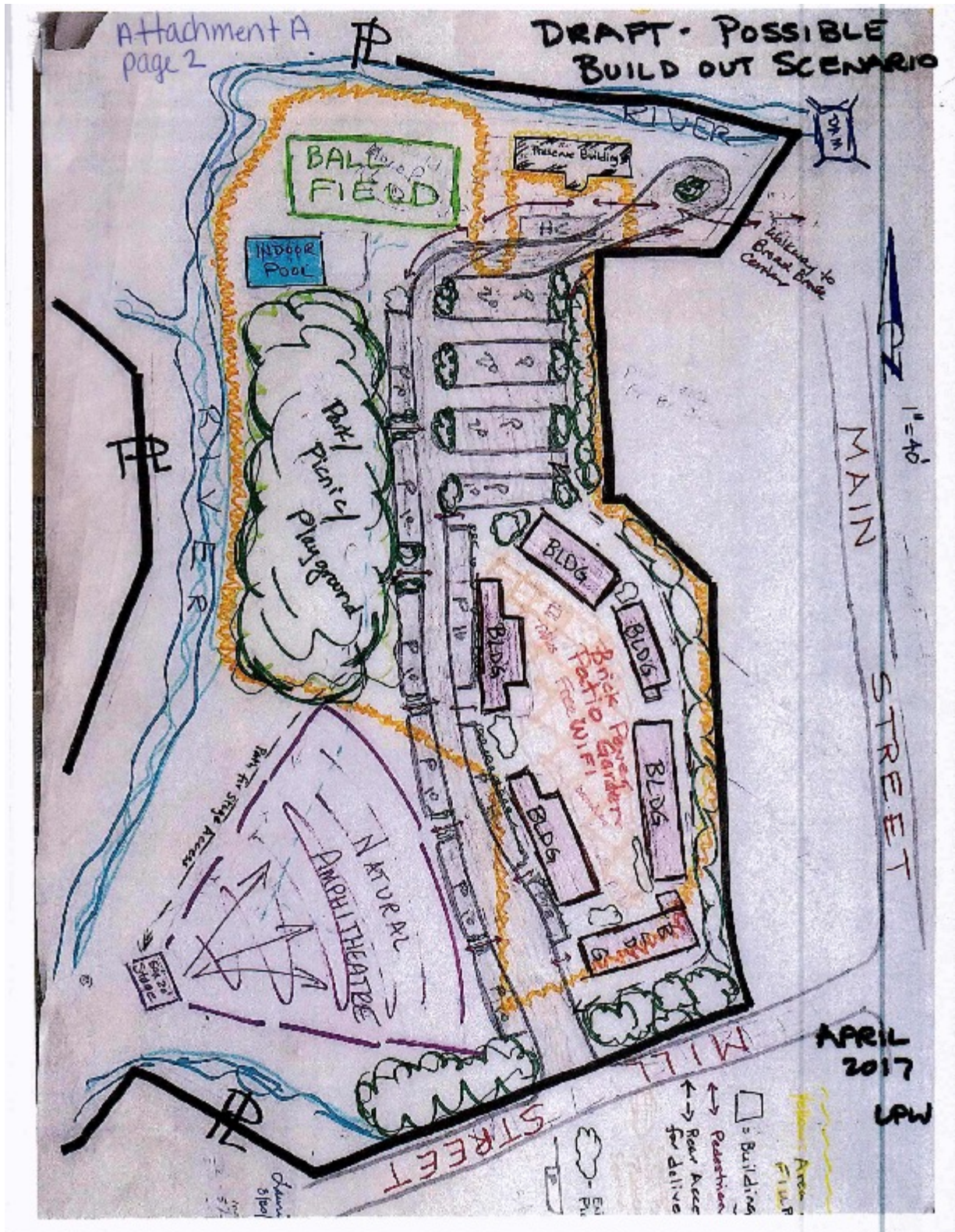
#### **16. ADJOURNMENT**

No adjournment information available.

Respectfully Submitted,

Rebecca D'Amicol, Recording Secretary





Attachment B  
1 page

**Ordinance Concerning the Adoption of Fees for Building Permits  
(Supersedes Ordinance 03-1)**

**The following ordinance was adopted at a Special Town Meeting duly warned and held on \_\_\_\_\_, 2017.**

The legislative body of the Town of East Windsor, in accordance with the Connecticut General Statutes, as amended, hereby adopts the following schedule of fees for the issuance of building permits:

Ordinance 03-1 is repealed, and this Ordinance is substituted in lieu thereof.

\$20.50 for the first \$1000.00, (or part thereof), of proposed construction cost and \$15.50 for each \$1000.00 (or part thereof) of construction cost thereafter, provided, however, that, no fee shall be less than \$20.50.

The Building Official is authorized to waive all fees related to building permits for work on a crumbling foundation ~~poured on or after January 1, 1979~~ containing the mineral pyrrhotite, or in which the owner can positively verify that materials used were from a source identified as using deficient materials. The waiver shall not apply to any fee required to be charged by the State of Connecticut. At the discretion of the Building Official the waiver may include the permit fees for electrical, plumbing, or other building fees directly related to the crumbling foundation.

The waiver applies only to work for the direct replacement for the existing foundation and not to any other structural, electrical or plumbing work. At the discretion of the Building Official, the fees may be waived for permits for other related work required to restore the structure to its previously permitted condition.

Upon waiver of the fee, the Building Official shall notify the homeowner in writing that the fee has been waived including the amount of all fees waived.

Said ordinance shall become effective (15) days from publication thereof. Ord. No.

Attest: \_\_\_\_\_  
Town Clerk of East Windsor

ACTIVE/66372.4/AH/6479464v4



**EAST WINDSOR BOARD OF EDUCATION – UNEXPENDED FUND REQUEST**

- I. BACKGROUND:** The Connecticut legislature enacted the following state statute:
- “Chapter 171, Sec. 10-248a. **Unexpended education funds account.** For the fiscal year ending June 30, 2011, and each fiscal year thereafter, notwithstanding any provision of the general statutes or any special act, municipal charter, home rule ordinance or other ordinance, the board of finance in each town having a board of finance, the board of selectman in each town having no board of finance or the authority making appropriations for the school district for each town may deposit into a non-lapsing account any unexpended funds from the prior fiscal year from the budgeted appropriation for education for the town, provided such amount does not exceed one per cent of the total budgeted appropriation for education for such prior fiscal year.”
- II. WHY DOES THE EAST WINDSOR BOARD OF EDUCATION WANT THIS FUND CREATED?**
- A. Current and Future Educational Funding Concerns
1. In fiscal year 2017 we have experienced the following reductions:
    - a. SHEFF Grant - <113,975>
    - b. SPED PL-94-142 Grant - <36,320>
    - c. ECS Alliance Perlon - <64,658>
    - Total Reductions - <215,163>
- The BOE has both absorbed these reductions through the changes in health insurance for personnel and through some reduction in services with the least negative impact on the students.
2. The future funding for the East Windsor Public Schools is unknown in the following areas:
    - a. Alliance Grant: It is unknown if the district, due to its status change, will be considered an "alliance district" or some new designation. It is approximately \$326K that we anticipate not receiving.
    - b. Federal Grants: In light of the reduction in the PL94-142 grant we are being told to plan for funding comparable to the levels post reduction of \$36,320.
    - c. The SHEFF grant has been reduced for FY18 again.
- III. WHAT WOULD THE USE OF THE FUNDS BE?**
- A. Capital versus Operating
1. The statute does not state that the funds must be used for a certain purpose. The only parameter placed in the fund is that it is capped a 1% of the total budget appropriation for education for such prior fiscal year.”
  2. From CABE: “The statute is silent on the reasons/uses for which the fund could be established. Some communities have established the fund for capital expenditures or maintenance projects, health insurance costs, or for extraordinary special education expenses.”
  3. In its budget process, this fund would be another fund used subject to use and approval by the Board of Education.
  4. Some community examples
    - a. Wallingford – “may designate these funds for a specific purpose with emphasis on capital projects. “They may also be used for other extra-ordinary or emergency expenditures which may be necessary yet otherwise not budgeted for.”
    - b. Milford – same language as Wallingford.

- c. Tolland – no provide funding for future Board of Education nonrecurring or unanticipated expenditure funding needs.
- d. Willington – \*The account is to be used for non-recurring or unanticipated expenditures including but not limited to emergency capital or maintenance needs, or unanticipated outside student placements and associated costs.
- e. Wetherfield
- f. Monroe
- g. Trumbull – no limits based on review of minutes.
- h. Ashford

**IV. MBR AND ACCOUNTING IMPACT**

**A. Minimum Budget Requirement**

- 1. There is no impact on MBR if this fund is created.

**B. Accounting Impact**

- f. The creation of this fund could expedite the year-end closing process and reconciliation between the school and the town.
- e. Current practice is to use year-end available funds for consumable materials, equipment and other non-personnel related expenses.
- b. This fund could allow for these to be handled through the fund allocation and thus the open purchase orders that occur into the subsequent fiscal year could be reduced.

Attachment C  
Page 3

## NON-LAPSING ACCOUNT/EDUCATION FUND

(BACKGROUND INFORMATION FOR POLICY REVIEW COMMITTEE)

PAGE 1

C.G.S. 10-248a (Unexpended Education Funds Account) states that for the fiscal year ending June 30, 2011, and each fiscal year thereafter, notwithstanding any provision of the general statutes or any special act, municipal charter, home rule ordinance or other ordinance, towns having a board of finance may deposit into a non-lapsing account any unexpended funds from the board of education's budget from the prior fiscal year. The amount placed into such account may not exceed one percent of the total budgeted appropriation for education for such prior fiscal year. The board of finance in a community is not compelled by statute to establish such a non-lapsing account. However, boards of finance may be desirous of doing so as a means to provide the local board of education with an incentive to reduce costs.

The board of selectpersons, in towns having no board of finance or the authority making appropriations for the school district, may establish the non-lapsing account as described above.

The statute is silent on the reasons/uses for which the fund could be established. Some communities have established the fund for capital expenditures or maintenance projects, health insurance costs, or for extraordinary special education expenses.

### Policy Implications

A new policy, #3171.1, "Non-Lapsing Education Fund," follows for consideration. This is considered an optional policy for inclusion in a district's policy manual.

In addition, a sample "Memorandum of Agreement" between the board of education and the board of finance is also provided.

April 2015

Attachment C  
page 4



P317L.1

*An optional policy to consider.*

## **Business and Non-Instructional Operations**

### **Non-Lapsing Education Fund**

The \_\_\_\_\_ Board of Education (Board) may request the town's Board of Finance deposit into a non-lapsing account any unexpended funds from the Board's prior fiscal year general operating budget, provided such amount does not exceed one percent (1%) of the total budgeted appropriation for education for such prior fiscal year pursuant to C.G.S. 10-248a.

Any expenditure from the Non-Lapsing Education Fund shall be authorized solely the Board of Education.

The Board of Education may designate these funds for a specific purpose with an emphasis on [capital projects]. The Board will expend these funds for such previously designated specific purpose except that they may also be used for other extraordinary or emergency expenditures which may be necessary but not otherwise budgeted.

The Board of Finance shall create the non-lapsing account and be responsible for the accounting of the funds in accordance with Governmental Accounting Standards and Generally Accepted Accounting Principles (GAAP). The account shall be subject to the annual audit as required by State statute. The Board of Education shall review the fund balance on an annual basis.

Legal Reference: Connecticut General Statutes  
10-222 Appropriations and budget  
10-248a Unexpended education funds account

Policy adopted:  
cpe 4/15



Attachment c  
page 5

3171.1  
Appendix

MEMORANDUM OF AGREEMENT

This Agreement, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 201\_ by and between the Board of Education of the town/city of \_\_\_\_\_ herein by \_\_\_\_\_, its Chairperson (hereinafter referred to as "BOE") and the Board of Finance of \_\_\_\_\_ acting herein by \_\_\_\_\_, its Chairperson, duly authorized (hereafter referred to as "BOF").

WHEREAS, C.G.S. 10-248a, specifically authorizes the BOF to establish a non-lapsing account to deposit unexpended funds from the prior fiscal year's budgeted appropriation for educational purposes capped at one percent (1%) of the BOE operating budget for that year; and

WHEREAS, the BOE is desirous of establishing a non-lapsing account in accordance with the statutes; and

WHEREAS, although the BOF is not compelled by statute to establish such a non-lapsing account, the BOF is desirous of doing so to provide the BOE with an incentive to reduce costs, pursuant to the terms and conditions set forth herein, and

NOW THEREFORE, in consideration of the BOF establishing a non-lapsing account in accordance with C.G.S. 10-248a, the parties hereby agree as follows:

1. The BOF shall vote to establish a non-lapsing account for the deposit of unexpended education funds from the fiscal 201\_/201\_ year to be used by the BOE in accordance with C.G.S. 10-248a.
2. The funds deposited in said account shall be and are subject to the additional appropriation process established pursuant to the Charter of the town/city of \_\_\_\_\_ that requires approval by both the BOF and the legislative body.
3. The BOE agrees that its request for appropriation for any of such funds shall be for the sole purpose and strictly limited to capital improvements (*or other reasons cited*). The funds shall not be used for any other purpose. Notwithstanding the foregoing, the BOE may request an appropriation for reasons other than those set forth above in the event of an emergency.
4. The BOE acknowledges that the BOF is not compelled to establish said fund but is desirous of doing so only upon the consideration of the terms and conditions as set forth in paragraph 3.
5. The BOE hereby agrees to waive its right to request an appropriation for any funds established in the non-lapsing account established pursuant to this Agreement for any purpose other than as specifically set forth herein.
6. This Agreement shall become effective and binding upon the parties hereto upon the approval hereof by the affirmative vote of the board of each respective part and the subsequent execution hereof.
7. This Agreement shall be executed in duplicate with an original to remain on file in the office of each of the parties hereto.

Attachment C  
page 6

**3171.1**  
**Appendix**  
(continued)

8. This Agreement does not bind the BOF to agree to deposit unexpended funds of the BOE in any future year but any such authorization to do so shall be in accordance with the terms herein.
9. This Agreement may not be modified orally but only by written agreement between the parties hereto upon affirmative vote of the respective boards.
10. This Agreement shall terminate upon the following events (i) by agreement of the parties hereto; (ii) upon the non-lapsing account established herein having a zero (0) balance; (iii) 120 day written notification prior to the start of a new fiscal year from the BOF to the BOE.

In Witness whereof, the parties hereto subscribe their names on the date and year first above written.

BOARD OF EDUCATION

BOARD OF FINANCE

\_\_\_\_\_

\_\_\_\_\_

Chairperson (*print name*)

Chairperson (*print name*)

Date

Date

Attachment D  
page 1

Selectmen's report - April 4  
Conservation commission did not have a quorum.

Ag commission held their annual farmers' coffee event at Melrose School this past Saturday.

On March 28, the Planning and Zoning Commission met. The commission voted to release performance bonds for work to be done at Newberry Village and Coleman Farms. The release of bonds for the Coleman Farms project finally brings that project to a close.

The commission had an informal discussion about the future of the Charbonneau gravel pit in Windsorville. Kevin Charbonneau, who manages the gravel pit, stated that some of the zoning restrictions in town put their business at a competitive disadvantage because of things like maximum daily load volume, hours of operation, weekend hours, etc. they feel this would increase their ability to compete.

They also had a discussion about a Floating Highway Interchange Zone, which would bring some parcels along the Route 5 corridor into compliance with the Town's Plan of Conservation and it would allow us to be ready for development opportunities as they arise.

The Board of Finance has met at least four times over the last two weeks and continues to work on the budget proposal for the next fiscal year. They have made some progress, and have had some setbacks as well. The current proposal stands at about a 2.85% spending increase. They have at least two additional workshops to go - one this Friday at 6 and one during their regular meeting on April 19. The public is welcomed and encouraged to attend these workshops.

On April 1, the Ag Commission held their annual Farmers' Coffee event at Melrose Schoolhouse. About 25 people came throughout the event, and a good time was had by all. On April 15, the commission will be sponsoring a horse-drawn plowing demonstration at the community garden on Reservoir Avenue across from East Windsor Park. That event starts at 11am.

On April 2, the Lions Club held their Farmers' Breakfast at the high school. They had a great turnout, and hopefully raised some money.

Just a reminder that on April 22, Abby's Helping Hand will be holding their annual Walk for Abby at East Windsor Park. Last year, more than 700 people participated. Hopefully, that number will be surpassed this year!

I'm excited about the prospect of the Town passing an ordinance that would allow for fees to be waived associated with crumbling foundations. In my opinion, this small gesture is a long overdue recognition of what must be a devastating hardship. The Town should be doing something to ease the burden on the families in town who are affected.

Respectfully submitted,

Jason E. Bowsza, Selectmen