

Board of Selectman  
December 5, 2011

THESE MINUTES ARE SUBJECT TO APPROVAL BY BOARD OF SELECTMEN

The Board of Selectmen held a regular meeting Monday, December 5, 2011 in the Council Chamber of the Municipal Center, 3 Primrose Street, Newtown. First Selectman Llodra called the meeting to order at 7:30pm.

**PRESENT:** First Selectman Llodra, Selectman William F.L. Rodgers, Selectman James Gaston

**ALSO PRESENT:** Three members of the public and four members of the press.

First Selectman Llodra and Selectman Rodgers welcomed Selectman Gaston to the Board.

**VOTER PARTICIPATION:** **Ruby Johnson, 16 Chestnut Hill Road** thanked the board for volunteering to serve. She shared a map of Fairfield Hills with her own thoughts and ideas of where things should go (Att. A) and asked "what next?" She spoke about how well the Review Committee worked together and urged the board to put together another review committee and asked them to consider including a few of the members that had just served. Ms. Johnson suggested that P&Z reach out to the public, relative to the POCD, in a way similar to what the Fairfield Hills Master Plan Review Committee did.

**ACCEPTANCE OF THE MINUTES:** Selectman Rodgers moved to accept the minutes of the regular meeting of November 7, 2011. First Selectman Llodra seconded. Selectman Gaston was not included in the vote because he was not a member of the board for the meeting of November 7, 2011. The minutes were accepted as presented by Rodgers & Llodra.

**COMMUNICATIONS:** First Selectman Llodra noted that the Tick Borne Disease Action Committee next steps relative to the report will be on the agenda of 12/19/11. The 2012 meeting calendar, along with budget meeting dates were shared. A memo from Lilla Dean of P&Z was read (Att. B) relative to the Fairfield Hills Master Plan Review Committee Report. First Selectman Llodra commented that the review report recommends a scaling down of the commercial development; the zoning question is whether or not commercial development, and what kind, is allowable on campus, not the location or volume of commercial development. The Public Works Department Major Project Report was summarized and submitted (Att. C). First Selectman Llodra spoke about the FEMA reimbursement saying there will an additional benefit for the use of town equipment. The intense use of equipment during the two storms has caused the repair bills to escalate. The animal control facility is on schedule and on budget. The Newtown Middle School Roof project is 99.99% complete; the High School Project is expected to be complete in January 2012. The Town of Newtown Capital Projects Status Report, Sept. 30, 2011 was submitted (Att. D). This can be viewed online at [www.newtown-ct.gov](http://www.newtown-ct.gov) under the finance department website. Selectman Rodgers said that he has received more positive comments about the brush pickup than all positive comments on all topics in all the time he has been in volunteer public service; the positive outweighed the negative comments on both storms. Selectman Rodgers commended Ron Bolmer and Fred Hurley for the savings achieved on the Boggs Hill Bridge. Lastly, First Selectman Llodra submitted communication from John Reed of the Fairfield Hills Authority (Att. E).

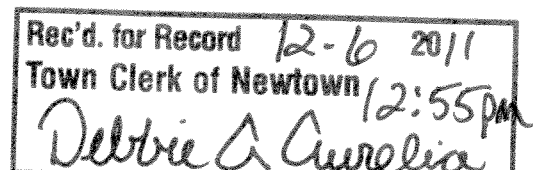
**ADD TO AGENDA:** Selectman Rodgers moved to add to New Business, for discussion and possible action, item #6: Road Work Acceptance, Road & Drainage Work Agreement, Oakview Road, "Regency at Newtown", Toll Brothers Development. Selectman Gaston seconded. All in favor.

**FINANCE DIRECTOR REPORT:** none.

**UNFINISHED BUSINESS:**

**Discussion and possible action:**

- 1. Implementation Plan – Plan of Conservation and Development:** Selectman Rodgers explained to Selectman Gaston that early in the prior term there was discussion about the POCD being 'on a shelf'. Selectman Rodgers volunteered, at that time, to explore an implementation plan and plans to continue his efforts. First Selectman



Board of Selectman  
December 5, 2011

Llodra noted the target completion date of the POCD is Dec. 30, 2012. Planning and Zoning submits the POCD to the Legislative Council; First Selectman Llodra anticipates this taking place in September in order to accommodate public hearings leading up to the completion date.

**NEW BUSINESS:**

**Discussion and possible action:**

1. **Appoint Board member to act in lieu of absent or disabled First Selectman:** First Selectman Llodra moved the appointment of William F.L. Rodgers as Town Agent to preside in the absence or disability of the First Selectman to perform such other duties of an absent or disabled First Selectman as the Board may designate by resolution or regulation. Selectman Gaston seconded. All in favor.
2. **Appoint Board of Selectmen Clerk:** Selectman Rodgers moved to appoint Sue Marcinek as the Board of Selectmen Clerk. Selectman Gaston seconded. All in favor.
3. **Appointments:** Selectman Rodgers moved the reappointments of Don Sharpe, 62 Underhill Road and Margaret Olier, 196 Brushy Hill Road to the Economic Development Commission for a term to expire on 01/06/15 and the reappointment of R.M. Giannettino, 18 Chestnut Hill Road as a Constable with a term to expire 01/06/14. Selectman Gaston seconded. All in favor. Selectman Gaston moved the reappointment of Donna Van Waalwijk, 16 Concord Ridge Road, to the Employee Medical Benefits Board for a term to expire 01/06/15. Selectman Rodgers seconded. All in favor. First Selectman Llodra announced vacancies on the Hattertown Historic District and the Economic Development Commission, both for a democrat or unaffiliated voter. Last day to submit resumes is 1/2/12 with an anticipated appointment date of 1/17/12.
4. **Driveway Bond Release/Extension:** Selectman Rodgers moved the release of the driveway bonds as noted in Att. F. Selectman Gaston seconded. All in favor.
5. **Transfer:** Selectman Gaston moved the transfer of \$8,500 from 01570-2000 Contingency to 01330-4060 Contractual Services (Att. G). Selectman Rodgers seconded. All in favor.
6. **Road Work Acceptance, Road & Drainage Work Agreement:** Selectman Gaston moved the Road Work Acceptance, Road & Work Drainage Work Agreement, Oakview Road, "Rengency at Newtown", Toll Brothers and to reduce the bond from \$17,500 to \$3,500 which represents the 20% maintenance bond to be held by the town for one year. Selectman Rodgers seconded. All in favor.

**VOTER COMMENTS:** **Joseph Borst, 10 Beechwood Drive** asked about the sight line from Riverside Road to Glen Road, saying it's a safety issue. First Selectman Llodra said the slope will be cut back; the property owner has been very cooperative.

**ANNOUNCEMENTS:** none.

**ADJOURNMENT:** Having no further business the Board of Selectmen adjourned their regular meeting at 8:18pm.

Respectfully submitted,



Susan Marcinek, Clerk

Att. A: Dec. 2011 Ruby Johnson map of Fairfield Hills

Att. B: Dec. 2, 2011 memo to the BOS from Lilla Dean, P&Z

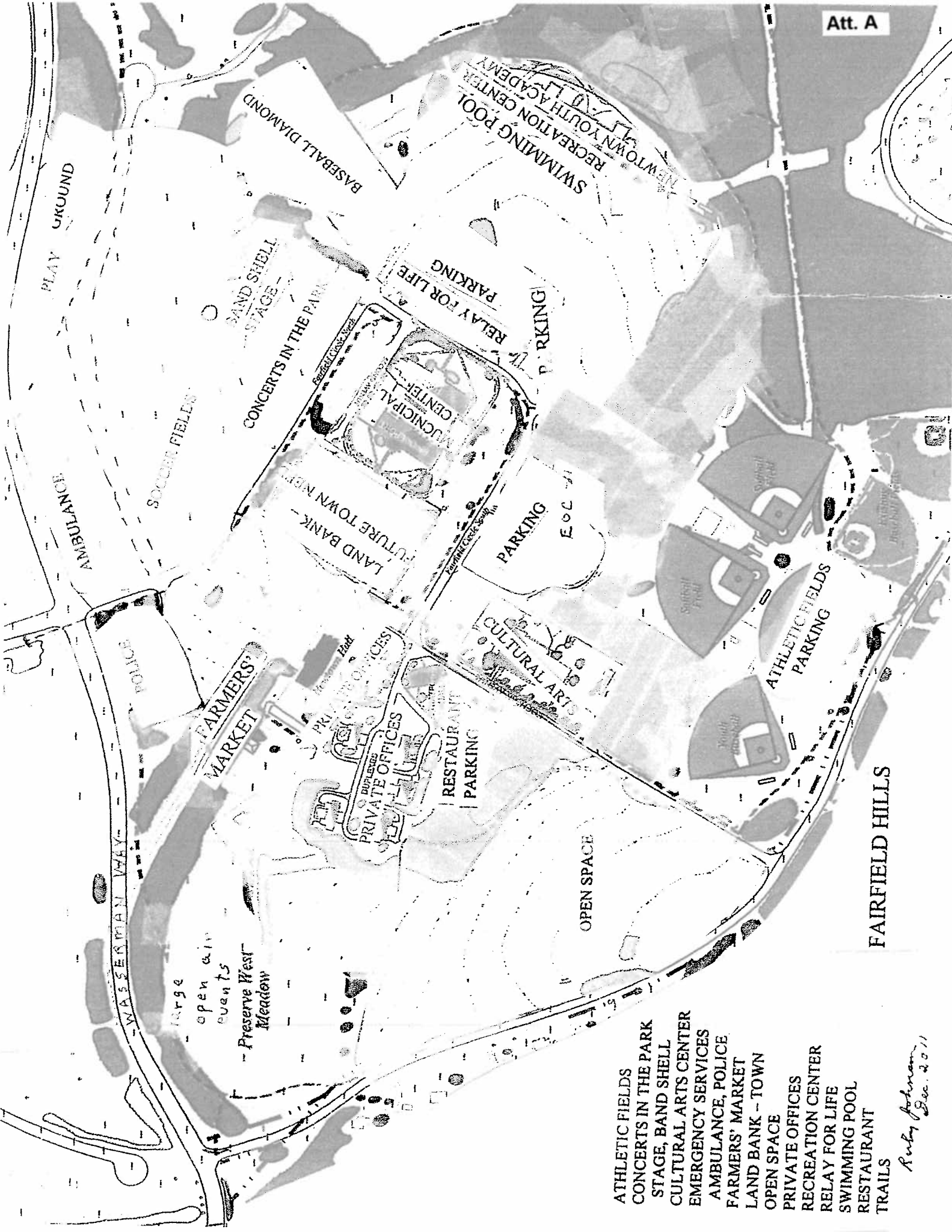
Att. C: Dec. 5, 2011, Public Works Dept. Major Project Report

Att. D: Sept. 30, 2011, Town of Newtown Capital Projects Status Report

Att. E: Nov. 17, 2011, memo from John Reed, Fairfield Hills Authority, to E. Patricia Llodra

Att. F: Dec. 5, 2011 Driveway Bond Releases

Att. G: Nov. 22, 2011 Transfer



- ATHLETIC FIELDS
- CONCERTS IN THE PARK
- STAGE, BAND SHELL
- CULTURAL ARTS CENTER
- EMERGENCY SERVICES
- AMBULANCE, POLICE
- FARMERS' MARKET
- LAND BANK - TOWN
- OPEN SPACE
- PRIVATE OFFICES
- RECREATION CENTER
- RELAY FOR LIFE
- SWIMMING POOL
- RESTAURANT
- TRAILS

*Ruby Johnson*  
Dec. 2011

3 PRIMROSE STREET  
NEWTOWN, CT 06470  
TEL. (203) 270-4276  
FAX (203) 270-4278  
Email [www.newtown-ct.gov](http://www.newtown-ct.gov)



**TOWN OF NEWTOWN**  
PLANNING & ZONING COMMISSION

MEMORANDUM

December 2, 2011

TO: E. Patricia Llodra, First Selectman

Cc: The Board of Selectmen  
Legislative Council

FROM: Lilla P. Dean, Chairman *Lilla P. Dean*  
Planning & Zoning Commission

RE: GCS 8-24 referral from the Board of Selectmen  
Fairfield Hills Master Plan Review Committee report.

Dear Pat,

We are very impressed with the exhaustive nature of the Fairfield Hills Master Plan Review Committee report. There are new members on our Commission and they need time to read all the information. We do have one concern and that is that the thrust of the report does not seem to be revenue neutral but rather to discourage any kind of large commercial enterprise. In any event, all will be looking at this more thoroughly and we may be changing the Plan of Conservation and Development to reflect some of the Review Committee's suggestions.



**TOWN OF NEWTOWN**  
PUBLIC WORKS DEPARTMENT

**Major Project Report**  
**12/5/2011**

1. **Tropical Storm Irene:** The final numbers are still pending review by FEMA but we have some general numbers available.

Initial Opening of Roads	\$121,308.00
Clean up	\$216,336.00
Permanent Damage Repair	\$ 22,295.00
Fire reimbursement pending	\$
Sewer reimbursement pending	\$ 22,300.00

Broken down by "subsets"

a. Contractors	\$144,857.00
b. OT	\$ 70,574.00
c. Town Equipment	\$ 98,814.00

2. **Snow Storm Alfred:** We have some rolling estimates which are not final estimates. We are only presenting the same subsets noted above as a basis of comparison between the two storms.

a. Contractors	\$300,000.00
b. OT	\$ 96,500.00
c. Town Equipment	\$180,000.00

Final expenses may reach 50% higher than the current estimates given. These estimates do not include expenses for Fire, Sewer, Police etc.

3. **Cost and reimbursement comparison:**

FEMA generally reimburses at a 75% rate. In IRENE, the town cash outlay for Contractors and overtime was \$215,431.00. At 75% reimbursement we should receive \$161,573.00 which leaves the Town's 25% share at \$53,858.00. We also get a 75% reimbursement for the use of Town Equipment. At that rate times \$98,814.00 the Town would also receive a further FEMA check of \$74,110. For use of Town Equipment. The Town overall would not need a new cash appropriation to cover the expenses for IRENE. We could cover all our contractor expenses and refill our OT accounts.

For ALFRED, we expect a similar result. For example, 25% of the current Contractor and OT Expense would be  $.25 (\$300,000 + \$96,500) = \$99,125.00$ . But the 75% reimbursement credit for use of Town Equipment  $.75 (\$180,000) = \$135,000$  would offset the Town's share noted above.

4. **Boggs Hill Bridge** – The bridge is open with some landscaping and cleanup remaining. The project estimate was \$238,000.00. Actual final project cost will come in below budget.
5. **Hanover Road** - \$200,000.00 has been set aside for this safety project below Hanover Pump House but before Papoose. The trees have been cut and utility poles have been moved with relocated power, excavation, paving and new guide rail remains to be done in the Spring.
6. **Sandy Hook Watermain** – The main line is completely installed, tested and already in use. The project estimate for engineering, surveying, pipe installation and traffic was approximately \$450,000.00. The project will stay within that budget. Road work will total approximately \$250,000.00 for permanent patch and paving prior to the street scope project and will come from the capital road fund. Additional cost will be part of the street scope project
7. **Sandy Hook Center Road Realignment** – The design to remove the utility pole and traffic island has been completed. The location of new utility poles, curbing and pedestrian crosswalks is waiting final state agreement. The utility companies are bearing the primary cost for this project valued at \$175,000+. Installation of new utility poles is anticipated this winter with utility line relocation by spring. The State DOT will then go forward with new traffic lights and pedestrian cross walk controls.
8. **Lakeview Terrace Survey** – a survey of Phase One of the Lakeview Terrace area has been completed. Mapping should be available shortly. A total of \$50,000.00 was set aside in Capital Road for survey and initial engineering for this phase which should be adequate. Additional funds will be requested going forward as needed.
9. Some other substantial efforts have included drainage and/or paving projects on Poverty Hollow, Brookbridge, Honey Lane, Jordan Hill, Newbury, Mt. Manor, Indian Hill, Reservoir, Pond Brook and Riverside.
10. In addition to the safety project on Hanover, major Spring Projects include another section of Brushy Hill.

**TOWN OF NEWTOWN**

**CAPITAL PROJECT STATUS REPORT**

**SEPTEMBER 30, 2011**

*Newtown-ct.gov  
Town Departments  
Finance*





JOHN REED, CHAIRMAN  
JIM BERNARDI, VICE CHAIRMAN  
#3 PRIMROSE STREET  
NEWTOWN, CONNECTICUT 06470  
TEL. (203) 270-4282  
FAX (203) 270-9423  
www.fairfieldhills.org



**TOWN OF NEWTOWN**  
FAIRFIELD HILLS AUTHORITY

November 17, 2011

E. Patricia Llodra  
First Selectman  
Town of Newtown  
Newtown Municipal Center  
#3 Primrose Street  
Newtown, CT 06470

Dear Pat:

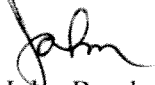
At last night's meeting of the Fairfield Hills Authority the following motion was passed unanimously.

**Motion:** Brian White made a motion for the cause of health, safety and welfare of the residents of the Town of Newtown the Fairfield Hills Authority request that permanent fencing be installed around all of the unoccupied brick buildings on the Fairfield Hills Campus. Ross Carley seconded the motion. All in attendance voted unanimously.

As you know, funds currently available to the Authority are being spent on other important projects related to the health and safety on the campus. These projects are: removal of hazardous porches, the installation of security cameras and additional exterior security lighting. Given the transition of selected responsibilities to the existing governmental infrastructure of the Town which has been underway for the past one and half years, the Authority believes it is in the best interest of Newtown that the prioritization for installation of permanent fencing, procurement of funding and the actual installation be overseen by your office working with the appropriate Town departments.

Should the Selectmen deem this project a task it wishes the Authority to oversee, please so inform the Authority and it will ask the Town for a specific supplemental appropriation necessary to accomplish this work.

Together in working for Newtown,

  
John Reed  
Chairman  
Fairfield Hills Authority

Cc: Fairfield Hills Authority

**BOARD OF SELECTMAN MEETING – Dec. 5 2011**

**DRIVEWAY BOND RELEASE**

Michael Fitzsimons, 7 Old Castle Drive, M15, B7, L64  
Richard Desrochers, Jr., Great Quarter Road, M56, B1, L7.3

\$1,000 posted: 06/09/10  
\$1,000 posted: 04/23/10

**TOWN OF NEWTOWN  
 APPROPRIATION (BUDGET) TRANSFER REQUEST**

Att. G

FISCAL YEAR

2011 - 2012

DEPARTMENT

Emergency Mgt.

DATE

11/22/11

FROM: Account  
 01570-2000 CONTINGENCY FUND

Amount  
 (8,500.00)

USE NEGATIVE  
 AMOUNT

TO: 01330-4060 CONTRACTUAL SERVICES

8,500.00

USE POSITIVE  
 AMOUNT

REASON:

THE TOWN CONVERTED FROM A LIMITED CODE RED CONTRACT TO AN UNLIMITED CONTRACT. A LESSON WAS LEARNED FROM THE RECENT STORMS THAT DURING THESE EMERGENCIES AN UNLIMITED AMOUNT OF MINUTES WILL BE NEEDED. THE LAST AUTHORIZED AMOUNT FOR THE UNLIMITED CONTRACT WAS FOR THE PERIOD OCT 30, 2010 TO OCT 29, 2011. THIS REQUEST IS FOR THE PERIOD OCT 30, 2011 TO OCT 29, 2012.

AUTHORIZATION:

(1) DEPARTMENT HEAD



date:

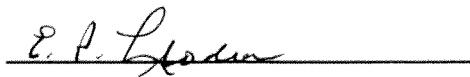
11/22/11

(2) FINANCE DIRECTOR



11/22/11

(3) SELECTMAN



11/25/11

(4) BOARD OF SELECTMEN

\_\_\_\_\_

(5) BOARD OF FINANCE

\_\_\_\_\_

(6) LEGISLATIVE COUNCIL

\_\_\_\_\_

AUTHORIZATION SIGN OFF

FIRST 335 DAYS

>>>>WITH IN A DEPT.>>>>LESS THAN \$50,000>>>> (1), (2) & (3) SIGNS OFF; MORE THAN \$50,000>>>> (1), (2), (3) & (5)

>>>>ONE DEPT TO ANOTHER>>>>LESS THAN \$200,000>>>>ALL EXCEPT (6); MORE THAN \$200,000>>>>ALL SIGN OFF

AFTER 335 DAYS

>>>>(1), (2), (3), (5) & (6)

ANY AMOUNT FROM CONTINGENCY>>>> ALL SIGN OFF