



Town of North Stonington
Board of Selectmen
New Town Hall Conference Room
September 12, 2006
7:00 PM

Call to Order-7:00 PM with Selectman Mullane, Hescocock and Peterson present

Public Comments and Questions-None presented

Minutes-A motion was made by Selectman Peterson, seconded by Selectman Mullane to approve the minutes of August 29, 2006, with corrections, carrying. 3-0 A motion was made by Selectman Hescocock, seconded by Selectman Peterson to approve the minutes of September 5, 2006, with corrections, carrying. 3-0

Correspondence

- DPH funding availability for municipalities with part time health directors
- DPH notice of non compliance of Town Water Supply Plan
- Request from Lake Billings Woods Property Owners Association for lake drawdown
- Copies of PA-128-06 –An Act authorizing municipalities to abates taxes on open space land and authorizing floating and overlay zones and flexible zoning districts
- Letter from Robinson & Cole naming us in litigation by Ernest and Claire LaBelle
- Request from North Stonington Cemetery Association requesting additional funding for maintenance of \$2200, letter to BOF forwarding the request, and approval.
- Approval by BOF to forward to a Town Meeting a request for authorization to expend DUI grant funds for Federal FY 2006 in the amount of \$50,000.
- SCCOG memo regarding Communications to Ad Hoc Committee
- SCRRRA agenda, comments of proposed Solid Waste Management Plan
- Memo from SPZEO regarding water supply availability
- Fall Village Festival notice for October 21, 2006

Old Business-

1. **Tribal Recognition**-No report
2. **Annexation**-News articles on reservation "shopping". United States House of Representatives is scheduled to vote on Bill in the next week.
3. **Route 2 Road Modifications-Executive Session-Attorney update**-A motion was made by Selectman Peterson to enter Executive Session with Attorney Tom Collier to discussion North Stonington's appeal of STC Route 2 decision, seconded by Selectman Hescocock, at 7:21 PM, carrying. 3-0 Exited Session with a motion by Selectman Peterson and a second by Selectman Hescocock, at 7:55 PM, carrying. 3-0 No action was taken. It was noted that the Court has encouraged parties to meet for settlement discussions prior to October 11, 2006, schedule Court date.
4. **Subdivision Review and Planning and Zoning Issues**

**Conservation Subdivision –11 lots-Babcock Road
Shunock Brook Study-Tentative Meeting Date (9-28-06)
Hollowell Road Subdivision Special Permit
Other-**

4. **Assekonk Swamp Walkway**-General discussion of types of railing and ADA requirements. The Selectmen prefer steel railings for Bridge.
5. **Permanent School Building Project Committee activities**- An invoice of \$7100 received, to pay for the replacement of fire alarm detectors in the Elementary School. The Board of Education had authorized the work prior to the start of school and would like the PSPBC to pay for it out of the Capital Non Recurring (CNR) Account funds. Prior Selectmen's discussion with BOE member Robert Testa regarding the difference between replacement/upgrade of parts as opposed to replacing the system. The Board of Selectmen discussed whether it was a maintenance item for BOE or improvement as per the original intent of the CNR program. First Selectman Mullane expressed concern that maintenance items such as crack sealing or sensor replacement were taking away monies from the intent of the account and that the BOF and taxpayers could/would not support the program in the future. A motion was made by Selectman Hescock, seconded by Selectman Mullane to pay \$7100, out of CNR School Account, for school expense, carrying. 2-1 Selectman Peterson voting against, felt this was a school maintenance item.

6. Town Meeting list-- agenda items

A special town meeting of the electors and citizens qualified to vote in town meetings of the Town of North Stonington, Connecticut, will be held on the date indicated at the time and location noted below for the following purposes:

LOCATION: New Town Hall Conference Room

DATE: September 25, 2006

TIME: 7:00 p.m.

1. To hear and act upon the approval and acceptance of the "Code of Ordinances" for the Town of North Stonington.
2. To hear and enter into an Insurance Stabilization Program for a period of three years (2006/07-2008/09) with the Connecticut Interlocal Risk Management Agency for the town's Liability-Auto-Property Insurances.
3. To hear and act upon an amendment to the Ordinance "ADOPTING ZONING AND CREATING A PLANNING AND ZONING COMMISSION AND A ZONING BOARD OF APPEALS IN THE TOWN OF NORTH STONINGTON" changing #3 of Ordinance to read that the appointment term of a Commissioner shall run only until the next election.
4. To hear and act upon an amendment to the Ordinance "ADOPTING ZONING AND CREATING A PLANNING AND ZONING COMMISSION AND A ZONING BOARD OF APPEALS IN THE TOWN OF NORTH STONINGTON" clarifying that a Zoning Board of Appeals vacancy from whatever cause will be filled. Also changing the language to allow the appointment term to run only until the next election.
5. To hear and act upon an amendment to the Ordinance governing the Board of Education in the Town of North Stonington clarifying that a vacancy from whatever cause will be filled until the next election.
6. To hear and act upon an amendment to the State Act that created the Board of Finance in the Town of North Stonington clarifying that a vacancy from whatever cause will be filled until the next election.
7. To hear and act upon an additional appropriation for the Resident State Troopers Expanded DUI Grants in the amount of \$50,000.

Dated at North Stonington this 12th day of September, 2006.

BOARD OF SELECTMEN

Nicholas H. Mullane, II

William N. Peterson

William H. Hescok

A motion was made by First Selectman Mullane to approve and forward the items to Town Meeting, seconded by Selectman Hescok, carrying. 3-0

7. Hydraulic Study with SCWA on water tank additional appropriation-No action

**8. Appointment to
Inland Wetlands Commission**

EDC Replacement-An advertisement will be placed in local newspapers

9. Recreation Commission-A motion was made by Selectman Hescok to appoint Emerson "Rusty" Rusich to the Recreation Commission, seconded by Selectman Mullane, carrying. 3-0

10. DEP request to waive 10 mill penalty- First Selectman Mullane has asked the Town Attorney for future procedure on process.

11. Water Line Specifications/ESA-No report. Selectman Mullane attended the SCWA meeting asking for relief on behalf of the developer and is continuing to work with the developer on extending ESA or developing new wells.

New Business

1. Division Fence Resolution-The First Selectman informed the Board that he has been asked to mediate a fence dispute in Cedar Ridge in accordance with CGS. Board decided Selectmen do not do boundary surveys but will handle disputes with fences in accordance with Connecticut State Statutes.

Public Comments and Questions-None presented

Adjournment-9:40 PM