

SUBJECT TO APPROVAL

MEETING DATE: MONDAY, MARCH 13, 2017
8:00 A.M.

MEETING PLACE: JAMES MADISON ROOM (ROOM A) - TOWN CAMPUS

BOARD OF SELECTMEN MEETING MINUTES

8:00 a.m. Regular Session

First Selectman Banisch called the Regular Session of Monday, March 13, 2017 to order at 8:00 a.m. Present were First Selectman Banisch, Selectman Goldberg, Selectman Hale, Selectman Murphy and Selectman Wilson.

1. Pledge of Allegiance

First Selectman Banisch led the Pledge of Allegiance.

2. Approval of minutes

MOVED by Selectman Wilson and seconded by Selectman Hale to **APPROVE** the minutes of the Board of Selectmen Meeting held on February 27, 2016.

VOTE: This motion was approved unanimously.

3. First Selectman's Comments:

- a. We are in for a bad snow storm tomorrow. There is a meeting today at 10:30 a.m. with staff to review procedures.
- b. The first Academy School Workshop is likely to be postponed due to weather.

4. Citizen Comments:

None.

OLD BUSINESS

5. Update from Department Heads – Recreation Director.

DISCUSSION: Scot Erskine stated that the field is being worked on at Town Campus.

The Rockland Preserve extension is 90% complete.

The skate park is underway but being held up with the weather and it should be all set by the spring. There will not be a fence installed. There will be a border of trees/shrubs.

Also, trash cans will be put out on the periphery to deter vehicles from driving through the area.

Overall, the storm is being watched for how it will impact the areas of Town. Hopefully the storm will bring in more sand to the beaches, however.

Selectman Goldberg questioned if the Town has enough ball fields for the needs of the different leagues. Mr. Erskine stated that the current inventory is holding its own. The addition of the field at Salt Meadow Park helped a lot. The enrollment will impact how the Town stands with fields; also the Town uses fields from other towns when needed. The bigger issue is having enough fields for practice times, not for game times. Selectman Murphy cautioned that the need would need to be revised if the Academy School is sold or changes hands.

NEW BUSINESS

6. Discuss and take action to call a Budget Public Hearing on **Wednesday, March 22, 2017 at 7:00 p.m.** in the Auditorium of the Walter C. Polson Middle School for the purpose of a budget presentation by the Board of Selectmen and the Board of Education conducted by the Board of Finance in accordance with the Town Charter (10.5.A).

MOVED by Selectman Hale and seconded by Selectman Murphy to **APPROVE** calling a Budget Public Hearing on **Wednesday, March 22, 2017 at 7:00 p.m.** in the Auditorium of the Walter C. Polson Middle School.

VOTE: This motion was approved unanimously.

7. Discuss and take action to call a Public Hearing on Monday, March 27, 2017 at 7:15 p.m. Town Campus Room A.

The purpose of this meeting is to hear comment on:

1. The 2017 Small Cities Community Development Program Application process for Concord Meadows Retirement Community.

MOVED by Selectman Wilson and seconded by Selectman Goldberg to **APPROVE** calling a Public Hearing on Monday, March 27, 2017 at 7:15 p.m. Town Campus Room A.

VOTE: This motion was approved unanimously.

8. Discuss and take action to adopt a Fair Housing Resolution.

DISCUSSION: First Selectman Banisch stated that this was part of the process to help the Concord Meadows Group move forward with their grant application. The Board of Selectman discussed if they should have a Liaison on the Madison Interfaith Residential Community, Inc Board to meet with them. The Board discussed that Selectman Hale is

currently serving on the Madison Interfaith Residential Community, Inc. The Board also discussed the strictness of the rules by HUD and the fact that HUD has rules regarding how the money can be spent and how the money can be paid to. Selectman Hale stated that it would be nice to have a liaison relationship to know what's going on, and First Selectman Banisch stated that he does meet with their board on an as-needed basis. Austin Hall also meets with them on an as-needed basis. Selectman Goldberg stated that the current set up seemed to be working fine and the Board could revisit this issue in the future.

MOVED by Selectman Murphy and seconded by Selectman Wilson to **APPROVE** adopting a Fair Housing Resolution.

VOTE: This motion was approved unanimously.

9. Discuss and take action to authorize the First Selectman to sign an Environmental Review Record pertaining to the Concord Meadows Condominiums.

MOVED by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** authorizing the First Selectman to sign an Environmental Review Record pertaining to the Madison Interfaith Residential Community, Inc.

VOTE: This motion was approved unanimously.

10. Discuss and take action to approve a Resolution renewing the Town's participation in HazWaste Central from July 1, 2017 through June 30, 2020.

DISCUSSION: First Selectman Banisch noted that this was standard procedure and that last year the collection date was cancelled.

MOVED by Selectman Hale and seconded by Selectman Wilson to **APPROVE** a Resolution renewing the Town's participation in HazWaste Central from July 1, 2017 through June 30, 2020.

VOTE: This motion was approved unanimously.

11. Discuss and take action to approve authorizing the First Selectman to sign a Letter of Intent between the Town of Madison and Axia. The purpose of the Letter of Intent is to allow Axia a three-month exclusive period to market broadband service to Madison customers.

DISCUSSION: First Selectman Banisch stated that this company has asked the Town for a three-month period where we would not allow anyone else to approach the market. There is the possibility also of bringing a fiber network to the Town at no cost. In the past, Frontier had offered to bring a fiber network to the Town at a cost of \$15 million over five years. Dave Anderson stated that Branford has already signed this letter of intent and Guilford is voting on the same at their next meeting. They have asked that we sign this letter and then not entertain another offer from another company within a 3-month period. If the network is developed through Axia it would still be the choice of the

residents which carrier they use for internet services. Essentially this is a private market organization asking us for time to test out the marketplace. Mr. Anderson added that this is the only company that has asked the Town to entertain this service with this model. A couple of other service providers have expressed interest but have not proposed how they would bring information to the residents. Mr. Anderson confirmed that this is not municipally owned or operated. They just want to test to see if they have a customer base. Also, this provider could start this operation without any approval by the Town. Mr. Anderson stated that the goal of signing the Letter of Intent with Madison, Branford and Guilford would be to allow Axia time to determine if they can feasibly provide service to the entire Town. The Town agrees that they will not allow the Town to make an agreement with another company in this timeframe.

Mr. Anderson explained that the service is for high-speed internet and the residents could contract through Axia at a lower billing rate; or the resident could stick with their current service provider and also tap into the Axia fiber network. Some businesses in Town will be interested in this service in particular.

Selectman Wilson stated that the Board could sign the letter since it is only obligating the Town to a three-month hold on supporting a different company offering the same service. He did however caution against any plan that would limit the service to certain areas of the Town. Mr. Anderson stated that town-wide service is the intent; however, Axia needs to determine if they can provide service to the entire town. Selectman Murphy also asked that Axia come in to report on their findings after their three-month window.

Selectman Hale stated that since the letter doesn't commit the Town to anything, he sees no reason to hold off on signing the letter. Selectman Murphy stated that he was cautious about signing the letter since Axia had not come in to present their intent and service to the Board directly. Selectman Wilson agreed but stated that this shouldn't stand in the way of signing the letter today.

MOVED by Selectman Hale and seconded by Selectman Wilson to **APPROVE** authorizing the First Selectman to sign a Letter of Intent between the Town of Madison and Axia. The purpose of the Letter of Intent is to allow Axia a three-month exclusive period to market broadband service to Madison customers.

VOTE: This motion was approved unanimously.

12. Discuss and take action to return of Funds to General Fund Balance from Completed Projects: East Wharf Reconstruction (\$32,598), Town Lighting Equipment Purchase (\$1,156), West Wharf Reconstruction (\$156); totaling **\$33,910.00**.

DISCUSSION: Selectman Wilson confirmed that this surplus was from projects in the current budget. Stacy Nobitz stated that the mechanism to use these funds for another project are to move the funds back into the General Fund and then move the funds to a different project through a Special Appropriation. These are projects that originally came from the Fund Balance and not budgeted through the CIP. Essentially, the next two items on the agenda would be funded through this "surplus".

MOVED by Selectman Hale and seconded by Selectman Wilson to **APPROVE** returning funds to General Fund Balance from Completed Projects: East Wharf Reconstruction (\$32,598), Town Lighting Equipment Purchase (\$1,156), West Wharf Reconstruction (\$156); totaling **\$33,910.00**.

VOTE: This motion was approved unanimously.

13. Discuss and take action to approve a Special Appropriation request from the Town Engineer in the amount of \$23,697.00 for Remediation Services for State Land Parcels adjacent to Salt Meadow Park.

DISCUSSION: First Selectman Banisch stated that this project involved the clean-up of materials that were left at the site. The state determined that this remediation needed to be done. Selectman Goldberg confirmed that these funds paid for all of the remediation that needed to be done at the site. Mr. Ott stated that this request pays for the overages not covered by a grant received from the state to complete the remediation.

Selectman Goldberg asked when the land would be available for use by the residents and Mr. Ott stated that the land is available but some administrative steps need to be taken. He confirmed that the process for determining these administrative steps is being explored. Selectman Goldberg questioned if this should be turned over to the Salt Meadow Park Governance Committee; and if the Board of Selectman needs to officially designate this area as a part of the Salt Meadow Park. He questioned if the Town's legal counsel should be involved and if this should be voted on at a future meeting.

MOVED by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** a Special Appropriation request from the Town Engineer in the amount of \$23,697.00 for Remediation Services for State Land Parcels adjacent to Salt Meadow Park.

VOTE: This motion was approved unanimously.

14. Discuss and take action to approve a Special Appropriation request from the Town Engineer in the amount of **\$13,015.00** for additional electrical construction cost at the Town Garage.

DISCUSSION: First Selectman Banisch confirmed that this work was completed already and the project installed above ground storage tanks.

MOVED by Selectman Wilson and seconded by Selectman Hale to **APPROVE** a Special Appropriation request from the Town Engineer in the amount of **\$13,015.00** for additional electrical construction cost at the Town Garage.

VOTE: This motion was approved unanimously.

15. Update on Town Solar Projects.

DISCUSSION: First Selectman Banisch stated that there were several locations for installation of solar arrays. All roof-mounted solar arrays are proceeding as planned. The

ground-mounted array for the Police Department has been halted due to the proximity to the baseball field. The next proposed location caused concern by residents of Five Fields Road; and the proposed installation behind the Police Department would necessitate the removal of too many trees. Selectman Wilson questioned what the issue would be with the solar panels lining the field area when a fence was going to be installed around the field. Selectman Murphy confirmed this was a concern since the residents may climb on the panels, etc. and also that the location wouldn't be aesthetically pleasing. Selectman Wilson stated that the project and property belonged to the Town and that it was the Town's decision what to do with the property and this project. First Selectman Banisch stated that the current thinking was to pause the project and bring it forward at a later date. He confirmed that the roofs of the Police Department and Town Campus were not proper locations for panels.

16. Appointments:

Discuss and take action to formally appoint the following members to the Old Elm Street Historic District Study Committee with terms to expire August 31, 2017:

Thomas Boyle
Eric Berg
Eileen Banisch
John Lind
Susan Cartledge

Alternates:
Eric Axberg
Carol Snow
Peter Clement

MOVED by Selectman Hale and seconded by Selectman Murphy to **APPROVE** the above appointments.

VOTE: This motion was approved unanimously.

17. Tax abatements / refunds.

MOVED by Selectman Hale and seconded by Selectman Murphy to **APPROVE** tax abatements in the amount of **\$2,410.69**.

VOTE: This motion was approved unanimously.

18. Citizens comments.

None.

19. Liaison Reports/Selectmen Comments

Bob Hale	BOE
Al Goldberg	BOPC

20. Adjournment

There being no objections, First Selectman Banisch adjourned the meeting at 8:51 a.m.

Respectfully submitted,

Lauren Rhines
Executive Assistant