

Middlefield Board of Selectmen

Regular Meeting

January 7, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:19pm. Present are Jon Brayshaw, Dave Burgess and Ed Bailey.

2. Agenda (1:03)

Dave Burgess asked to table the appointments until the next meeting so the Democrats can review the list. A speaker stated she would prefer the opportunity to discuss the list with the committee members but would understand if they wanted to move forward.

A motion was made to approve the agenda as written. This motion was seconded and approved by all three selectmen.

3. Minutes (4:07)

December 3, 2012 meeting.

A motion was made to approve the minutes of the December 3, 2012 meeting as filed. This motion was seconded and approved by all three selectmen.

4. Public Comment (5:20)

Marianne Corona reported that on December 26 she received a letter from Jon Brayshaw regarding her term on IWWA where she was advised if she was interested in another term to request that Ed Bailey or Dave Burgess to place her name in the nominations. She noted her years of active service on the commission and noted her training and asked why she was sent such a letter.

Jon Brayshaw said it is the prerogative of the administration to appoint people to the commissions.

Marianne Corona described some of the work she has done for this commission and asked why she is not just being re-appointed. Jon Brayshaw explained that it was within his authority to do this, and noted if she wished to be nominated there were two other selectmen that could offer her as a nominee.

Marianne Corona noted she has training that no one else has on the commission, along with decades of service on the wetlands, she noted she has worked through many issue in the town and she has a knowledge of history that few others have. She noted that she has been active in other volunteer efforts that also benefit this commission.

Dave Burgess noted Marianne Corona has served the town for many years and has done an excellent job. He noted he cannot make arbitrary nominations as he serves

the democratic party and he has to go through a process. It was noted that Marianne Corona is an Un affiliated voter. Dave Burgess noted that is why he asked for a delay regarding appointments so that the democrats can consider her as a candidate.

Marianne Corona stated the first time she saw the list of appointments was tonight and as it was dated January 7, she did not think the community knew of this, and it is not fair as the community does not have the opportunity to bring up other people as there has been no notice anywhere.

Jim Brown stated he has been a member of IWWA and read a letter to selectmen he wrote in support of re appointing Marianne Corona.

Dave Burgess noted his agreement with comments made by Mr. Brown noting Marianne Corona's commitment, passion and knowledge of the issues earn her a place on the board.

Marianne Corona provided information to the board members regarding regulations.

Jon Brayshaw stated that a person is appointed to a three year term, and Marianne has been appointed to two terms, and he is also trying to be sure that new people can learn the ropes and mainstream into the wetlands.

Marianne Corona noted that the purpose of alternates on the commission is to allow new members to become vested in the process.

A speaker stated he grew up in this town and respects Marianne and her dedication to the community noting while he did not always agree with her, he respects the work she has done and she deserves the opportunity to continue.

Linda Li and alternate on IWWA stated her support for keeping Marianne Corona on the IWWA noting also that she has the time to keep members updated by forwarding information.

David Lowry stated that Mrs. Corona has a lot of knowledge and information, and warned against the commission using her as legal counsel. Dave Lowry noted that some of his experiences with Marianne Corona on committees was abhorrent. Dave Lowry noted that he has found numerous people who would not serve on the wetlands as they do not want to have conflict with Mrs. Corona and that should be noted.

5. Strickland Farm Lease (29:16)

Attorney John Corona, for the Durham Fair Association, stated that he would like to move forward with this and he has spoken to attorney Antin and went over the changes in the draft.

A motion was made to authorize the first selectman to execute the Fifth Addendum and Affirmation regarding the lease with the Durham Fair dated January 7, 2013. This motion was seconded and approved by all three selectmen.

6. Calendar dates (33:58)

A motion was made to approve the BOS regular meeting schedule as modified by changing the September 2 date to September 3. (Full list of meeting dates on file in town clerk office) This motion was seconded and approved by all three selectmen.

7. Appointments (35:59)

Selectmen reviewed a list of proposed appointments for nine positions. Elevate Scott Wheeler to regular on P&Z, Brooke Carlson to alternate P&Z, Erin Wilson to alternate on P&Z, Irene Angelitta to IWWA, elevate Robert Poturnicki to regular on IWWA, Michael Sitek to Conservation, Richard DeLauro to alternate on IWWA, Susan Heuberger to Conservation and Carrie Anderson to Park and Recreation

A motion was made to approve all the appointments on the list. This motion was seconded and approved by all three selectmen.

8. Executive session (39:10)

Jon Brayshaw noted they need to discuss with Attorney Corona the sale of approximately 20 acres on Powder Ridge Road.

A motion was made to enter executive session at 7:57 pm; this motion was seconded and approved by all three selectmen.

A motion was made to exit executive session at 8:30 pm this motion was seconded and approved by all three selectmen.

It was noted there were no decision made and no votes taken.

9. Adjourn

A motion was made to adjourn at 8:31; this motion was seconded and approved by all three selectmen.

Middlefield Board of Selectmen

January 7, 2013

Special Meeting

Minutes

(Not approved at time of Filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:07pm. Present are Ed Bailey, Jon Brayshaw and Dave Burgess.

2. Agenda (:20)

A motion was made by Ed Bailey to approve the agenda as presented. The motion was seconded by Dave Burgess and approved by all three selectmen.

3. To consider a proposed ordinance (:45)

A motion was made to approve the proposed and advertised amendment of section 10-19 of the Middlefield Code of Ordinances to add three alternate members to the Middlefield Parks and Recreation commission. This motion was seconded and approved by all voting members.

47. Adjourn

A motion was made to adjourn; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Special Meeting

January 14, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 2:53 pm. Present are Jon Brayshaw, Ed Bailey, Attorney Corona and Attorney Antin; Dave Burgess was present via phone.

2. Agenda (:56)

A motion was made to approve the agenda; this motion was seconded and approved by all three selectmen.

3. Executive session to discuss sale of property on Powder Hill Road

A motion was made to enter into executive session at 2:55 pm; this motion was seconded and approved by all three selectmen.

A motion was made to exit executive session at 4:02 pm. This motion was seconded and approved by all three selectmen.

It was noted that no decisions were made and no votes were taken.

4. Adjourn

A motion was made to adjourn; this motion was seconded and approved by all three selectmen.

Middlefield Board of Selectmen

Regular Meeting

February 4, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order with the Pledge of Allegiance at 7pm. Present are Dave Burgess, Ed Bailey and Jon Brayshaw.

2. Agenda (:57)

A motion was made by Ed Bailey to approve the agenda as written. This motion was seconded and approved by all three selectmen.

3. Minutes (2:41)

A motion was made to approve the minutes of the January 14, 2013 meeting. This motion was seconded and approved by all three selectmen.

4. Public Comment (3:18)

Marianne Corona described an article in the Hartford Courant regarding public officials. She noted there was to be an executive session regarding the sale of property on Powder Hill Road which is taxpayers property and she believes that all public owned land should be discussed in the public. She provided FOI information that she felt supported her opinion.

Jon Brayshaw explained that he had been advised by counsel that real estate transactions should be kept private while being negotiated.

Marianne Corona indicated the townspeople should know what is being discussed, if it is a sale, a lease, will it be put out to bid. She noted other towns gather town input and encouraged the selectmen to do the same.

Dave Burgess stated that he received her email and has brought this to the attorneys attention who stated that this is covered for executive session.

Marianne Corona stated that attorneys are hired for whatever position you want to take and will defend you. She said this is a public board, public property and the public has the right to see not only the final product but to be involved in the process.

Peter Brown provided information to the selectmen and requested that the BOS adopt a motion to terminate its membership and association with CCM (Connecticut Conference of Municipalities). He explained that CCM has come out with their version of what they think would reduce the likelihood of the Newtown tragedy being repeated, which is the adoption of gun control measures. Mr. Brown provided written information of the CCM proposal. Mr. Brown explained his issue with this is that they are using resources, which are paid for by membership dues of member towns, generated through taxes. Mr. Brown said it was unfair to use tax money to pay for lobbyist to lobby for laws that are against what taxpayers may want. Mr. Brown indicated his resentment of his tax money being used to actively lobby for things he does not believe in. He noted CCM is not an elected body and therefore he has no recourse to vote them out, except to request the selectmen to adopt the suggested motion.

Mr. Brown went over package of information and the statistics contained within regarding crime rates, violence and mental illness and anti psychotic medications, and other factors. He stated it was his belief that most people can not commit heinous crimes given even the most deadly firearm - and it is not the gun, requiring more gun control, it is what is inside the person. He provided sources of information for the selectmen to review. He provided information on the CCM standpoint and noted that he was unable to find any information explaining they came to their conclusions.

Mr. Brown stated he did not agree with the positions of CCM and did not agree with his tax dollars funding their operations because of this. He provided documents showing other anecdotes regarding firearms and crime statistics. Mr. Brown recommended the town look into the COST Council Of Small Towns to provide some of the services that CCM has provided in the past. He noted a piece of legislation that will outlaw any gun that accepts more than one round being supported by Senator Meyer from Durham.

Jon Brayshaw indicated he would contact CCM in this regard. He noted the town is a current member of CCM but not COST, however they utilize some of their services through other memberships.

David Lowry stated that he was a shooter, a gun owner and a surviving victim of the second largest mass murder in Connecticut. He noted after that incident there was no push for legislation. He noted the CCM proposal, item number 6 he felt was the most worrisome of all. He stated they will not only register firearms but tax them as well through registration fees, which will force him to pay for his rights. Dave Lowry stated CCM is far out of bounds on this, and they should be concerning themselves with the state's financial problems and economic issues. He also did not want his tax money supporting CCM either.

Ed Bailey asked that Jon Brayshaw request an explanation from CCM.

Bob Atwell from High Street urged the town of Middlefield to not align themselves with CCM and he did not want to support them. It was his thought that the state and federal government is taking advantage of the residents of Newtown to push through their own agendas.

A speaker asked that they question why they do not propose a bill banning cigarettes as 30,000 people a year are killed with guns and 438,000 people die from cigarettes. Jon Brayshaw noted another 5,000 by cell phone use while driving.

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5. CL&P presentation (26:52)

Jon Brayshaw introduced Mr. O'Toole with CL&P and explained that he was invited to explain particulars regarding storm efforts.

Mr. O'Toole provided some history on his own background including having been a first selectman in Seymour years ago. He stated his role with CL&P is Middlefield's community relations specialist, and provided some information on CL&P and their responses to previous storms. He gave the selectmen additional contact information for other CL&P representatives, and provided information regarding what CL&P can do for the town to help manage costs and future plans including tree trimming. He explained the new technologies that allow CL&P to pinpoint where their trucks are and what tasks they are performing in order to better estimate when power would be restored during an outage event.

Mr. O'Toole and Jon Brayshaw discussed the last outage both stating how well CL&P responded. Additional CL&P information was provided to the selectmen.

A speaker asked for additional information about procedures and tree trimming plans and budgets which Mr. O'Toole provided.

6. Emergency Management resolution (42:23)

A motion was made to approve the resolution and agreement and/or contractual documents on behalf of the town of Middlefield with the department of emergency management and homeland security of the state of Connecticut in conjunction with the Fiscal year 2011 Homeland security grant program dated February 4, 2013. This motion was seconded and approved by all three selectmen.

7. Grand List (48:47)

Jon Brayshaw provided copies of the grand list for the selectmen to review with a total net grand list for 2011 was \$401,114,270. and for 2012 is \$403,672,930. which is an increase of .64%. He went over the reimbursable expenses noting the town can not trust the figures provided by the state. The selectmen reviewed the top ten largest tax payers with Zygo as number 1, CL&P as number 2, Lyman Farms number 3, and number 10 is Meadow View Magee Magner. Jon Brayshaw briefly went over additional information in the document and advised there were copies for the public.

8. Ice Grant Resolution (52:18)

Jon Brayshaw explained what an ICE grant is noting that DMIAAB requires a new chipper, and they have requested \$106,000 to acquire a new one together with Durham.

A motion was made to authorize the resolution to purchase the Beast Recycler Model 2680 as stated in the resolution dated February 4, 2013. This motion was seconded and approved by all three selectmen.

9. Appointments (59:53)

A motion was made to appoint Brian McDermott as an alternate o Park and Recreation for the term 1/1/13 to 12/31/2014. This motion was seconded and approved by all three selectmen.

A motion was made to appoint Joseph Angelo as a regular to the Zoning Board of Appeals for the unexpired term of 04/30/14. This motion was seconded and approved by all three selectmen.

A motion was made to appoint David Lowry as an alternate on Park and Recreation for the term of 1/1/13 to 12/31/13. This motion was seconded and approved by all three selectmen.

10. Executive session (1:07:36)

A motion was made to a enter into executive session at 8:08 pm. This motion was seconded and approved by all three selectmen.

Executive session ended at 8:48 - it was noted there were no decision made and no votes were taken.

11. Adjourn

A motion was made to adjourn at 8:48 pm. This motion was seconded and approved by all three selectmen.

Middlefield Board of Selectmen

Regular meeting

February 19, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:15 pm with the Pledge of Allegiance. Present are Dave Burgess, Jon Brayshaw and Ed Bailey.

2. Agenda (:50)

Jon Brayshaw asked to change Monday to Tuesday on the agenda and to add the approval of the January 7, 2013 minutes.

A motion was by Ed Bailey to approve the agenda as amended. This motion was seconded by Dave Burgess and approved by all three selectmen.

3. Public Comment (1:46)

William Konefal, assistant chief fire company, reported that the fire chief has asked him to bring forward a few concerns regarding the recent blizzard. One concern was that he was unable to contact the first selectman or the road foreman at 1 am during the storm when none of the roads at the firehouse were plowed and there would be no way to get a vehicle out.

Jon Brayshaw reported that he intends to have a get together to discuss lessons learned with the fire department, police, selectmen and road crew to review.

Mr. Konefal noted there were other concerns. Dave Burgess stated anytime there is a snow storm that area should be a priority to be cleared. Mr. Konefal noted with the storm if they had been plowed out they probably would not get far and would have suggested they have a town truck there to be in front of the fire vehicle to make the way clear.

It was noted a payloader was used to get the trucks to a medical call. Jon Brayshaw noted during the storm there were times with no visibility, and the snow was falling so fast that the trucks were unable to keep up with.

Dave Burgess suggested they develop a temporary emergency procedure. Mr. Konefal noted the main concern was the lack of communication at 1 am during the storm when he would have requested a town truck be stationed at the fire house, and he had called all the number he had with no success.

Jon Brayshaw asked Mr. Konefal to contact the chief and work out a suitable time to meet and discuss these issues.

Mr. Konefal stated for the barn collapse they made use of one town employee and the town backhoe for only four hours. There had been rumors that because the town employees were there all day that is why the roads were not cleared.

Peter Brown requested a follow up regarding his request to of CCM to explain the methods by which they had come up with their proposal. Jon Brayshaw had drafted a

letter for review by the selectmen, and read it for the audience. It was agreed this would be on the agenda for action at the next BOS meeting.

After discussion Jon Brayshaw agreed to modify the letter so that it is only a request for information without any additional opinion. He noted that to discontinue their association with CCM at this time may not be prudent.

Ed Bailey asked that CCM also be asked if it is a part of their charter to take such a position as they have.

4. Approval of minutes (19:52)

February 4, 2013.

A motion was made by Dave Burgess to approve the minutes of the February 4, 2013 meeting of the BOS. This motion was seconded by Ed Bailey and approved by all three selectmen.

January 7, 2013

A motion was made by Ed Bailey to approve the minutes of the January 7, 2013 meeting of the BOS. This motion was seconded by Dave Burgess and approved by all three selectmen.

5. Sale of property (21:25)

Jon Brayshaw noted that Attorney Antin, Attorney Corona and Geoff Colegrove were present to discuss the sale of property on Powder Hill Road.

All those present reviewed documents, including an appraisal, regarding the property said to be valued at \$300,000. Attorney Corona noted he has submitted a signed offer from his client along with a down payment of \$50,000. It was noted this was an unsolicited offer, and therefore there are no broker's fees which could have been a considerable amount.

The attorneys and selectmen reviewed and discussed the various restrictions on this land. It was stated to be a single building lot allowing only one house and there would not be any restaurant allowed. Jon Brayshaw provided information on the negotiations that took place, noting that the only way they could get \$300,000 is to allow for it to be a building lot, allowing one house.

Dave Burgess stated if they are to sell it he would like the funds to go toward the principal of the loan.

Attorney Corona stated that it was expected this property would be sold not as a building lot but restricted under some sort of conservation easement because it is not his client's aspiration to build a house.

Geoff Colegrove explained that they have tried to protect the vista as it is now in that area and to keep the area as open as possible.

Attorney Antin went over some of the items in the contract. There was a section regarding buildings/structures to which the selectmen would like to add back in the phrase about wooden siding. It was noted that the contract signed by the buyer does not include that and to do so now will be a counter offer. The selectmen made it clear they do not want to have a 'balloon type building' or a butler buildings, or metal buildings. Attorney Antin clarified that they wanted the restrictions in regard to the siding materials for any building in the front seven acres.

Other details were discussed including the right of first refusal for Powder Ridge.

It was agreed to modify the contract with regard to the siding and ask Attorney Corona to have his client agree to the modification, and they can schedule a special meeting to act on this Thursday.

It was noted there were maps available for the public to review with regard to this particular piece of property.

6. ICE Grant (1:03:02)

Jon Brayshaw noted that Laura Francis of Durham has agreed to the purchasing of the large chipper for approximately \$300,000.

7. Bridge work (1:03:33)

Jon Brayshaw provided drawings of the Miller Road Bridge for the selectmen to review, and described what work is being planned.

Jon Brayshaw reported the work on the bridge on Route 147 is due to start in March, and read the press release that has been provided. It is estimated to take two years.

8. Proclamation (1:08:17)

Jon Brayshaw read a proclamation regarding the celebration of Girl Scout week March 12.

9. Snow Storm lessons learned (1:09:45)

Jon Brayshaw noted they need to come up with an official vendor list including what construction companies, roofers, builders, etc. that may be available and what equipment they have. It was noted they could consider having some of them on retainer for emergencies.

10. Crisis Management (1:12:23)

Jon Brayshaw noted they have been working with RD13 to revise a crisis management plan. It was noted the fire department has a copy and they will be reviewing it as well.

11. Emergency management grant (1:14:30)

Brian Dumas had provided resolutions/motions for the selectmen to review.

A motion was made by Ed Bailey to approve Emergency Management Performance Grants for FY 2012 and 2013. This motion was seconded by Dave Burgess and approved by all three selectmen.

12. Appointments (1:16:35)

A motion was made by Jon Brayshaw to appoint Richard Rynaski to WPCA as a regular member term 1/1/13 to 12/31/15; Robert Veeley to WPC as regular member ter 1/1/13 to 12/31/15; Frank Wolak to Park and Recreation term 1/1/13 to 12/31/15; and Randy Bernotas to IWWA as regular term 1/1/13 to 12/31/15. This motion was seconded by Ed Bailey and approved by all voting members.

13. Tax Refunds (1:19:40)

A motion was made by Ed Bailey to approve the tax refunds as listed on memo; this motion was seconded by Dave Burgess and approved by all three selectmen.

14. Adjourn

A motion was made by Ed Bailey to adjourn at 8:37 pm; this motion was seconded by Dave Burgess and approved by all three selectmen.

Middlefield Board of Selectmen

Special Meeting

February 21, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 5:40 pm, present are Dave Burgess, Jon Brayshaw, Ed Bailey, Attorney Antin and Attorney Corona.

2. Agenda (:30)

A motion was made by Ed Bailey to approve the agenda as presented; this motion was seconded by Dave Burgess and approved by all three selectmen.

3. Discussion on offer to purchase 19.67 acre parcel on Powder Hill Road (1:10)

Attorney Corona provided two signed original offers from Ms. Vogel along with a check for \$50,000.

Attorn Antin noted there had been an issue regarding the buildings and their siding materials, and indicated the was language to allow the selectmen, at their discretion, to waive that restriction. The selectmen discussed the effect that clause has, whether it allows for the every provision that they had wanted to be included, to be waived. It was explained that the clauses being discussed are a burden on the buyer, not the seller. Dave Burgess had concerns that it changed it from a more fixed agreement to a more flexible or variable agreement.

Selectmen discussed and debated the potential effects of the contract, discussing possible scenarios. It was explained that to waive a provision will require a good cause, and as it is at the discretion of the selectmen, there is no recourse if the selectmen deny that waiver, and that the entity that imposed the restriction, the town, always will have the power to rescind it.

Attorney Antin went over other portions of the contract regarding survey and marking requirements, and then the resolution approving the sale. Attorney Antin went

over the procedures needed to move forward on this, including the rights to first refusal that is held by Sean Hayes, which can take up to 30 days for him to waive that right. They can not set the date for the for the public hearing until the right of first of refusal has been completed. It was suggested a motion can be made have a public hearing, allowing Jon Brayshaw to set the date when the first refusal is dealt with.

A motion was made by Ed Bailey for the approve of resolution concerning sale of remaining 19.67± acre parcel of Powder Ridge Ski Area. This motion was seconded by Dave Burgess and approved by all three selectmen.

A motion was made by Ed Bailey to set public hearing regarding proposed Powder Ridge Property. This motion was seconded by Dave Burgess and approved by all three selectmen.

4. Adjourn

A motion was made to adjourn at 6:32 pm. This motion was seconded and approved by all three selectmen.

Middlefield board of Selectmen

Regular Meeting

March 4, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:05 pm with the Pledge of Allegiance. Present are Jon Brayshaw, Ed Bailey and Dave Burgess.

2. Agenda (:50)

A motion was made by Ed Bailey to approve the agenda as presented. This motion was seconded by Dave Burgess and approved by all three selectmen.

3. Approval of Minutes (1:10)

February 19 and 21, 2013

A motion was made by Dave Burgess to approve the minutes of the February 19, 2013 regular meeting and the February 21, 2013 special meeting as filed. This motion was seconded by Ed Bailey and approved by all three selectmen.

4. Public Comment (1:49)

Peter Brown noted a letter written by Jon Brayshaw to CCM dated February 20, 2013 asking for information on the basis of their decision regarding gun control and asked if there had been any response.

Jon Brayshaw indicated there had been no reply, and provided information on his regular dealings with CCM. Discussing the the length of time in responding it was noted this is not unusually long, and the CCM is very busy with the budget.

Peter Brown, noting the 13 point proposal of by CCM, page 2, item 6, subset a, noted a supreme court case, Haynes V. United States from 1968, where a convicted felon was allowed to not register his firearm, a shotgun, because it would violate his fifth amendment rights. He noted that would mean CCM proposal, item 6, would not then apply to convicted felons.

5. Powder Ridge Mountain Park (12:49)

Jon Brayshaw noted that Powder Ridge Mountain Park has been given his notice regarding his right of first refusal for the adjoining property.

There will be a tour this Friday including EDC, and several members of press and others.

6. Bridge Repairs Route 147 and Miller Road (15:27)

Jon Brayshaw provided a copy of the notice regarding the start of the work on the bridge on Route 147. He noted there have been trees marked for removal along the road, and the job is to be completed April 24, 2015. The selectmen reviewed the contract documents were said to be available for the selectmen to review.

Jon Brayshaw provided information regarding the Miller Road Bridge as well.

7. Lake Beseck (21:27)

Jon Brayshaw provided information on how the dam repair is going to be done, and explained that he has been looking for places to put the material that will be removed and then replaced when the repairs are completed after a year and half to two years. Jon Brayshaw noted they are looking for as much history as they can regarding the lake and the dam in order to gather as much information as possible.

Jon Brayshaw is planning to meet with Rosa DeLauro, and possibly others to discuss possible funding for the work needed at the lake.

8. Budget (30:36)

Jon Brayshaw reported if they include the school budget as currently prepared the mil rate will be 34.26, presently the rate is 32.15. He noted the increase in the town's portion is .37 mils, and over the years the town has not spent a lot of money on capital, and this year they are doing parking lots, buying a truck and a fire truck, which accounts for a portion of the increase this year. The town portion only of the increase will cost the average taxpayer \$62. He noted when he took office the fund balance was \$700,000 and currently it is \$1.5 million, and they plan to reduce it to \$1.2 million.

In response to question it was noted if they sell the property on Powder Hill Road, those funds must go toward the mortgage.

9. Agriculture (37:57)

Jon Brayshaw said he would like to see agriculture grow in Middlefield, and recalled a suggestion for a town farm. He noted the new COG is setting up an agricultural commission and he would like to have a person speak in Middlefield about farming and agriculture in its many forms. Forms and printed information was provided for the selectmen to review. He noted they need to include aspects of farming in the Plan on Conservation and development. Jon Brayshaw asked if they should resurrect the farm and land management commission and give them a new charge, or do they combine that with the conservation commission. It was explained that once the Strickland Farm was leased to the Durham Fair Association it had no further purpose.

The selectmen discussed the process needed to disband a commission, the farm and land management, and add the new responsibilities to the conservation commission. It was agreed to invite the speaker from the COG to discuss the matter, and the selectmen will come prepared with a list of all the various components that could exist in Middlefield, including the tomato farm, country flower farms, Lymans, etc .

10. Appointments (52:40)

A motion was made by Jon Brayshaw to appoint Nicholas Zito to the conservation commission. This motion was seconded by Dave Burgess and approved by all three selectmen.

11. Adjourn (53:17)

A motion was made to adjourn at 8 pm; this motion was seconded and approved by all three selectmen.

Middlefield Board of Selectmen

Regular Meeting

March 19, 2013

Minutes

(Not approved at time of Filing)

1. Call to order

Jon Brayshaw called the meeting to order with the Pledge of Allegiance at 7:05 pm; present are Jon Brayshaw, Ed Bailey and Dave Burgess.

2. Agenda (:50)

Jon Brayshaw asked to move the item regarding the emergency contingency plan to position number five.

A motion was made by David Burgess to approve the agenda; this motion was seconded by Ed Bailey and approved by all three selectmen.

3. Approval of the minutes (1:32)

March 4, 2013

A motion was made by Ed Bailey to approve the minutes of the March 4, 2013 meeting as filed. This motion was seconded by Dave Burgess and approved by all three selectmen.

4. Emergency contingency plan (2:22)

Barbara Jean DiMauro stated that the secretary of state has mandated that the registrar of voters do an emergency plan for elections and provided to the selectmen a plan. She noted that they need a list of alternative locations. Jon Brayshaw stated that the Federated Church was willing to be used as an emergency location, as well as the fire house and the school.

Barbara Jean DiMauro stated this now has to be sent to the secretary of state by the selectman's office by the 28th of this month. She noted the public would be informed once they arrive at the building to vote, otherwise there is no reason to distribute to the public.

5. Public Comment (8:21)

Peter Brown read a document dated March 2013, indicating the submission of a petition signed by 115 residents who have express a desire that the BOS take immediate action to terminate the membership of Middlefield in the organization CCM (Connecticut Conference of Municipalities). Peter Brown read the petition that was signed by those residents. Peter Brown noted that CCM has embarked on a gun control initiative consisting of 13 points, and has been fleshed out into bill 1076, which can be found on the CGA website, consisting of 59 pages in pdf format. Peter Brown went over some of the points of that bill and described his experience at a January 16, 2013 hearing where this was presented. He noted conditions of this bill he was opposed to including the need to apply for permission to register any and all firearms.

Jon Brayshaw noted this topic may be worthy of a special meeting to discuss. He noted that CCM is a lobbying organization and so they are doing what they are paid to do. Peter Brown stated CCM is going far beyond their bounds with this, noting that there may be people in town who would oppose the town giving their tax dollars to the NRA, also a lobbying group, or any group for or against abortion rights, or other initiatives that each taxpayer is free to support if they wish to. He stated that forcing people to pay their tax dollars to a membership such as this is wrong.

Jon Brayshaw noted that CCM did not yet respond to the letter that was sent out, and offered to draft another letter to request an answer as it has been in excess of four weeks.

Peter Brown explained that it was made clear that CCM was the genesis for the bill 1076, not from the public safety committee, and therefore the monies paid to CCM from this town, including fire arm enthusiasts and other fire arm owners are being forced to support this.

Ed Bailey suggested another letter be written to CCM including the petition, to request a response to their questions.

Dave Burgess noted that CCM does other things beyond this, and they need to look at the totality of the situation and the funds paid by the town to determine if they wish to continue to support them. Dave Burgess asked for a listing of what CCM does beyond lobbying for the town of Middlefield.

Jon Brayshaw said he would assemble some information about what CCM does and they should further discuss. He noted that CCM does owe the town a response to their questions.

Marianne Corona reminded that CCM does not propose bills but legislators do, and suggested they find out who those legislatures are and go after them.

Jon Brayshaw noted there is a comparable group called COST they could turn to rather than CCM.

Ed Bailey noted that CCM is dominated by the bigger cities and perhaps they should look at COST to see if they are a better fit.

Jon Brayshaw stated he would write another letter requesting a conversation with an explanation of why they did what they did. He will also gather information regarding what CCM does for the town.

Seb Aresco noted a previous EDC meeting regarding housing along Route 66, and said there was discussions about bringing sewer from Middletown into Middlefield. He stated that what a sewer line can bring into town may not be in line with what Middlefield wants. He questioned what the BOS feels about extending the sewer line.

Jon Brayshaw questioned where this idea originated from.

Seb Aresco stated that he wanted to have town hearing before they run a sewer line up to the center of Middlefield.

Jon Brayshaw said he has made it clear all along that he is not supportive of sewers.

Ed Bailey noted that there is a lot to consider before a sewer line is installed.

Seb Aresco asked why they would even go down that avenue if the BOS is not comfortable with that.

Dave Burgess noted that the whole reason they bought Powder Ridge was to avoid housing and developments and questioned where this idea for housing on Route 66 is coming from.

Seb Aresco questioned why would they circumvent what the Middlefield housing authority is trying to do. In response to questions, Seb Aresco explained the proposal was to run a sewer line either from Middletown or Meriden down Route 66 where Agway is where there is a lot of developable land is. He stated this project was described as 100 units or more.

Jon Brayshaw stated that the town planner from Middletown had mentioned there was someone interested in building apartments/housing along Route 66, but there was no discussions. Jon Brayshaw noted the town paid for a study along Route 66 and there were discussion about what they could do.

Ed Bailey noted it was five years ago, and the P&Z rezoned the area to Design District, after spending the funds for the study, and discussed only commercial uses.

Dave Burgess noted concern that there is some sort of plan out there for 100 units with sewer.

Seb Aresco said the issue is if it comes up Route 66 it will then affect Jackson Hill, Peters Lane and Cedar Street. He said there was a more conservative approach by Middlefield Housing.

Ed Bailey noted that anything involving sewers will be a very long, tedious and complicated process. He warned against anyone thinking that Middletown or Meriden is willing to accept our sewerage.

Dave Burgess noted it should also go through the Housing authority.

Jon Brayshaw noted the Plan of Conservation and Development and Middlefield is known as a sewer avoidance town and there is no plans to change that.

Ed Bailey noted there is an agreement with Middletown that limits the amount of customers that can be connected.

Cheryl Pizzo a member of the EDC noted that the policy director, David Fink, from partnership for strong communities came to speak, and he explained there is a grant available for \$20,000 through OPM to use to study housing needs. He had explained about densities and septic systems, and after he had left there were discussions regarding sewers. It was said at that meeting that Middlefield did have sewers along Route 66 and Middletown would take them. Cheryl Pizzo noted the EDC did vote unanimously to apply for the grant money to do the study and she urged the selectmen if they got the money it should go to Middlefield housing. Cheryl Pizzo said community input would be paramount in this situation and noted the Partnership for Strong Communities website has a video discussing the housing zones.

Jon Brayshaw noted most townspeople want to keep the town just as it is.

Cheryl Pizzo asked that the selectmen look into getting crossing gates for the railroad tracks, noting on West Street you need to be on the tracks to see if a train is coming. Dave Burgess and Jon Brayshaw agreed that was the case. Dave Burgess suggested they remove some of the shubbery to allow better visibility.

Jon Brayshaw indicated he would contact the railroad.

Marianne Corona noted that Mr. Fink has presented in town several times and reminded that affordable housing can avoid Planning and Zoning. She noted that Middlefield was on record as a non sewer town

Dave Burgess noted that he would prefer to see affordable housing set aside for seniors in order to keep them in town.

Cheryl Pizzo noted the statute 8.30.G is what allows affordable housing projects to bypass P&Z and said as a community they need to be pro active and work with the housing authority to maintain 10%.

6. Sugarloaf (54:30)

Alma Elder chairman of the Middlefield Housing Authority explained they received 15 acres from the town and built Sugarloaf Terrace where they run 30 units for senior citizens. These are affordable housing and HUD funds supplement the rent. She explained there is a press to have more housing for a variety of reasons. She emphatically stated they are not looking for sewers. Currently Sugarloaf is on one parcel and there is a separate parcel has no encumbrances. She noted several grants, including the OPM grant and DECD grant that may be available. She noted with the DECD grant if they build housing they would have to reimburse them. Their plan is to hire a surveyor to look at

roads, wells, septic systems, drainage etc, as well as an architect to design units. She said she would like to go to the public once they have an idea of what they can do, but they need the grant monies first. She asked if the selectmen would support a request for the grant through OPM for \$40,000 and DECD for \$250,000

Dave Burgess noted his support for housing for seniors. Alma Elder noted they are not considering age restriction for this, but to be open for rent to anyone who meets the criteria, which would be those earning 80% or less of the median income in this area.

Dave Burgess asked that they consider an age restriction perhaps for a portion of it. Alma Elder noted they are not excluding them, and will bring their ideas to the public.

Ed Bailey asked if they are accepting state funds could the units be available to only Middlefield residents. It was said if there are state or federal funds it will be open to everyone. Alma Elder did not think that applied to these grant funds. Ed Bailey asked that that be vetted out.

Jon Brayshaw noted an architect can usually prepare a feasibility and legal study for not a lot of money which could encourage or discourage this project. He suggested they petition the BOF for additional funds to conduct a feasibility study.

Alma Elder stated she would like to request funds from BOF as well as apply for the OPM and DECD funds. Jon Brayshaw had concerns about accepting funds from OPM and DECD as there may be strings attached, and also about accepting funds toward a project the townspeople may not want.

Marianne Corona supported the idea, and also noted a desire to have Middlefield residents have first options.

Jon Brayshaw thought it would highly supported if those units would be for Middlefield citizens.

Alma Elder noted the real estate agents have indicated they would have no hope of filling up the units if they restrict it to Middlefield only residents. She noted a ranking system had been discussed, allowing for more points for a Middlefield resident.

Jon Brayshaw recommended going before the BOF for funds for the feasibility study first, noting the huge support this would have if it were restricted to Middlefield residents. Alma Elder suggested they also gather information from OPM and DECD.

Ed Bailey noted that Middlefield Housing Authority does contribute to the town by paying for services for the town.

Jon Brayshaw noted he just signed a purchase order for a \$450,000 fire truck and it does not seem too much to ask for funds for housing.

7. Parcel of land on Powder Hill Road (1:24:55)

Jon Brayshaw reported that according to Attorney Antin he has orally heard that Powder Ridge does not want to purchase that land, but it is not yet in writing. Jon Brayshaw noted there was a variety of routes that water could take from the lake to the Powder Ridge Mountain Park pond. Now that Powder Ridge does not want to purchase that land they need to decide where the easement for that water line will go. He explained once he has the information in writing from Sean Hayes they will set the date for the public hearing and then town meeting.

Marianne Corona noted when the town voted on purchasing the Powder Ridge Property, they voted for two reasons, skiing and open space. She stated that she has

concerns and noted if they continue to own the property they could lease it to Laurie Vogel and then they would have retained open space. She noted having the additional open space will lessen the bond interest. She reported that she attended a P&Z site visit to the property and saw a lot of iffy things going on, and it would be wise to hold off on selling that piece of property until Mr. Hayes has all those issues resolved. She stated there was no pressing reason to sell the property right now and encouraged the selectmen to consider that.

Ed Bailey noted if they sell the property the \$300,000 will be used to pay the bond, eliminating any interest there.

Dave Burgess noted the town meeting will make the decision. Marianne Corona stated no one in the public has been a part of this and it never went out to bid as with other town property.

Jon Brayshaw said an offer has been made and they are bringing it to town meeting to be decided.

8. Lake Beseck (1:33:51)

Jon Brayshaw reported that the civil engineering company is looking for a place to store materials that will be removed from the dam area, currently they may put it at the boat launch. He noted the bonding commission has voted on the \$2 million. The water quality commission has met with a specialist regarding environmental issues and printed information was available. Jon Brayshaw met with Rosa DeLauro and advised he will be inviting her to a meeting regarding the lake, and is currently working on a presentation for her.

Ed Bailey noted there are no good short term solutions and the town has to prepare for a long term commitment to the lake. He noted the town has to take responsibility for watching over the lake and looking ahead to see what can and should be done to keep the lake on track. He explained that before they do anything they need state approval and before they get state approval they need to have certain studies done. The first study they need to do is a storm water study and that is being considered now.

Jon Brayshaw noted he will discuss with Rosa DeLauro to see if that is a possibility or not. He noted they have begun to go to the state for assistance, and after that the town may be on their own, and they will have to decide if they want the town crew to go in there with a payload to dredge while the lake is down, noting the very least they could do is the beach and the north end. He noted they could then consider chemical treatments every year for the lake at a cost of \$30,000 per year.

Ed Bailey noted the state does not provide a lot of funds for lakes, and now has just provided funds for the dam, and usually then for more pollution related issues rather than recreational ideas.

Dave Burgess suggested setting the meeting up on a Monday with Rosa DeLauro and he will also attend.

9. Adjourn

A motion was made to adjourn at 8:56 pm. This motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Regular Meeting
April 1, 2013
Minutes
(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order with the Pledge of Allegiance. Present are Jon Brayshaw and Dave Burgess. Ed Bailey arrived during the discussion of CCM and Gun Control at 7:35.

2. Agenda (1:20)

A motion was made to approve the agenda as presented; this motion was seconded by Dave Burgess and approved by all voting members.

3. Minutes (1:30)

March 19, 2013- Dave Burgess noted he had not received his minutes in the packet and had not been able to review.

A motion was made to postpone the approval of the minutes of March 19, 2013; this motion was seconded and approved by all voting members.

4. Public comment (3:40)

Peter Brown noted his satisfaction with the minutes.

Lucy Petrella asked that the BOS hurry along with nominating a replacement for Rebecca Adams on the BOF in order to avoid not having a quorum at this critical time during the budget season.

5. Sale of property on Powder Hill Road (5:44)

Jon Brayshaw explained the history behind the particular parcel of land that Laurie Vogel Brown has made an offer of purchase for. He explained that Powder Ridge Mountain Park had the right of first refusal on that parcel and they have not chosen to purchase so it is open to sell to Ms. Vogel Brown. Jon Brayshaw explained he they will hold a public hearing on the subject, and then a town meeting to vote. A resolution concerning this sale was read by Jon Brayshaw to allow him to advertise this meeting as well.

A motion was made to have a public hearing on April 9, 2013 at 7 pm in the auditorium, Middlefield community Center to discuss the proposal sale of 19.7± acre parcel. This motion was seconded and approved by all voting members.

6. Lake Beseck and Powder Ridge update (19:47)

Jon Brayshaw noted the environmental committee met with a soil scientist and an engineer and they are looking for funds to do the study. The state wants an in-flow study done.

Jon Brayshaw reported the DECD took a tour of the site and things are going well, and if anyone wants to meet with Sean he has meetings at the Blackbird on Tuesdays.

Lucy Petrella stated the Lake Beseck group will be coming before the BOF and they are also looking for funds through the federal agencies. It was agreed that the state lowering the water level to repair the dam will be a once in a lifetime opportunity to do a lot of maintenance, which could cost millions to accomplish it all. It was agreed to continue to look for funding.

7. Sugarloaf - Middlefield Housing (26:32)

Jon Brayshaw reported that Alma Elder requested the BOS send a letter, a copy of which was provided. He noted the housing authority has applied for funds and both applications have not been responded to, this letter is a request for information on the two loan applications.

8. Emergency Contingency Plan (28:37)

Jon Brayshaw reminded they will set up the Federated Church as the first location if there is a problem with the Community center on a voting day, the secondary location will be Memorial School and the third is the firehouse.

Jon Brayshaw reminded the emergency system notification system sign up forms are available.

Lucy Petrella suggested that information be included with the tax bills.

9. Audit for 2012-13 (30:52)

Jon Brayshaw provided the four highlights of the audit, noting there were no issues founds, the unrestricted fund balance has increased to \$1.5 million, overall receipts to the town are at nearly budgeted levels, and overall expenses were less than budgeted.

10. Gun Control (33:27)

Jon Brayshaw noted the petition provided to request the town terminate their membership with CCM due to their activities regarding gun control. Jon Brayshaw recommended this go to public hearing.

A copy of CCM's response to the letter was provided to those in attendance and Jon Brayshaw went over this, noting that Jim Finley of CCM was willing to attend a public meeting to discuss.

Peter Brown noted that the response from CCM does not really address his questions, which primarily what science did they have to indicate that what they were proposing would have the effect they intend.

Jon Brayshaw suggested Mr. Brown could write his specific questions and he would ensure that CCM received it in order to be sure they are asking the right person those questions.

Dave Burgess noted they need to have information provided at that public hearing about what CCM does provide to the town and what the alternative group, COST, could provide.

Lucy Petrella questioned what the issue was as CCM does not make legislation but only recommendations.

Peter Brown explained his issue is the use of his tax dollars for the purpose of an agenda that any person could exercise their own right and use their own dollars to

support. He stated that he has asked them to provide some scientific data that would support their recommendation- and has not received any. He issue is being forced, through taxation which supports this group, to fund a political agenda which is already open for any person to support with their own private funds.

Lucy Petrella noted she is forced to pay taxes that support other agendas that she does not necessarily support, and that the town chooses to belong to CCM. She noted she is supportive of gun rights as an owner, and does not fully agree with what CCM did and how they went about it. She noted that CCM also provides assistance to towns in other ways.

Jon Brayshaw noted CCM entered into an area they should not have been in, and that COST did not enter into this.

Lucy Petrella said getting out of CCM will not accomplish anything as they do not vote on anything, except hurt the town because the only thing COST provides is lobbying services whereas CCM does provide other services. She felt a better way to address this is to be in touch with the legislature as CCM is only going to make a recommendation. Lucy Petrella noted a list of support CCM provides including, information services, leadership training, budgetary training, access to budget formats, prescription discount program, drug and alcohol testing discounts, energy programs, labor relation data services, employment services, auditors, and more.

Peter Brown noted they provide many services, but the transgression and violation of a fundamental right trumps all these small considerations that are only beneficial or convenient as none of the information they have is exclusive to them, and that it could be obtained in other ways, and is not worth sacrificing a right.

Jon Brayshaw discussed the positive side of this discussion, noting that it is worthy of a public hearing to discuss as a town, and then move to town meeting to vote on the issue. It was agreed they would ask CCM's Mr. Finley to attend.

The registration of all the firearms in the state was discussed, noting the difficulty of doing this, along with the costs.

Peter Brown noted a Supreme court case, Haynes Vs US, in which the court said it is against the 5th amendment rights to force a felon to declare he has a firearm, which immediately indicates no felon will have to do this. Peter Brown questioned how registration is then supposed to fix the gun problem when criminals will be exempt from registration. He noted he asked questions and waited patiently for months for an answer and non is forthcoming because if CCM had the data, they would have eagerly shared it.

Board members discussed with Peter Brown how they should proceed, it was agreed they will need to have information about what CCM provides and what COST can provide and at what cost.

A motion was made to have a public hearing followed by a town meeting in response to a petition submitted to the BOS on March 19, 2013, by Peter Brown to terminate the town's membership in CCM. This motion was seconded and approved by all voting members.

11. Adjourn

A motion was made to adjourn; this motion was seconded and approved by all voting members.

Middlefield Board of selectmen

Regular Meeting
April 16, 2013
Minutes
(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order with the Pledge of Allegiance. Present are Jon Brayshaw and Ed Bailey.

2. Agenda (1:49)

Jon Brayshaw asked to add under item seven, fire department golf tournament and old home day.

A motion was made to approve the agenda as amended. This motion was seconded and approved by both selectmen.

3. Minutes (2:40)

A motion was made to approve the minutes to the March 19, 2013 meeting. This motion was seconded and approved by all voting members.

A motion was made to approve the minutes to the April 1, 2013 meeting. This motion was seconded and approved by both selectmen.

4. Public Comment (3:50)

Jim Finley, executive director and CEO of the Connecticut Conference of Municipalities (CCM) noted he was here to discuss the position CCM took regarding gun control. He provided a packet of information to the selectmen, with additional packets for the public. He explained the sequence of events that lead them to their decision in this regard. He noted within CCM each of the more than 70 member community gets one vote regardless of size. A draft proposal was sent out to each community to vote on, and in the end there were only six negative votes. He asked that even if they disagree with one decision of CCM that they not throw away the baby with the bathwater. He noted that the packet of information includes the variety of services received by Middlefield. Those services include unlimited research, prescription plans and more. Mr. Finley went over the listing. He explained CCM only works for the membership.

Marianne Corona asked for a list of the issues CCM is lobbying for. Mr. Finley explained it was on the web site - CCM-CT.ORG, and explained the process CCM uses to formulate a position and what actions they take, and how they follow the legislative process.

Jon Brayshaw asked where is the evidence about certain aspects of gun control. Mr. Finley stated there were several members involved in this, they looked at legislation from other states and research from a wide variety of groups.

Jon Brayshaw noted the rapid response and how it moved very quickly with few opportunities for people to offer their point of view. Jon Brayshaw asked if those members involved would attend a public hearing.

It was stated this was a two month long process with much debate. It was stated that the town can send a proxy to attend on an issue if they feel it is important. It was noted that CCM does not draft legislation, legislators do.

A question was asked about purchasing insurance, Mr. Finley stated the town does not have to be a member to have access to KRMA (sp)

Jon Brayshaw explained they will be setting a date for a public hearing to discuss the gun control issue and legislators and CCM will be invited to provide information. He noted if the townspeople do not want to continue membership with CCM it would be through the budget hearings with their votes to not fund that line item. But the BOF could later move funds to cover that item. To sever that relationship is not something the BOS would do.

Peter Brown stated that was incorrect, that the BOS has the sole authority to make that decision according to the charter.

Jon Brayshaw stated they are taking this one step at a time, and have a public hearing on the topic of gun control.

Peter Brown stated the topic should be action on the petition provided to the BOS, not gun control.

Jon Brayshaw explained that he was advised by the town attorney to hold a public hearing and go from there.

Peter Brown indicated that broadening the scope of the hearing from the subject of the petition is diluting the purpose. It should be a discussion on whether or not the town remains a member of CCM - not Gun Control.

Jon Brayshaw explained the townspeople can remove the town from CCM by removing the line item from the budget through the budget procedure.

Peter Brown said there are contingency funds that could easily be reapplied to that line item if the BOF chooses to, but the BOS has the sole authority to discontinue the membership.

Jon Brayshaw noted on such a serious matter he would like to obtain the insight of the townspeople during a public hearing.

Peter Brown supported the public hearing, but asked that it focus on the issue of the petition only. He noted the issue is that his tax dollars are being used to lobby against something that is a constitutional right. He said it has nothing to do with the vote in Hartford- it is an issue of taxation.

It was explained that there were vigorous debates over this issue including the members of CCM and every member had an opportunity to weigh in, and ultimately the majority vote directed the CCM actions.

Peter Brown stated that there is no evidence that the initiative of January 13 would have done what it claims to do, which is reduce gun violence, it will only provide harassment for all the people who have nothing to do with any of the crimes ever committed. He noted this issue is out side the vote of a democracy, and has nothing to do with towns and advocating for towns. Peter Brown felt this was a hijacking of CCM to use their clout. He stated this topic was off base of what the organization is skilled at.

Kevin Boyle asked if there is a record of the vigorous debate concerning this. It was stated that there are no minutes taken and there is no record. It was stated that there has never been an issue better noticed than this one, and it was open to all the members to attend and participate and drafts of the proposal had been sent out well in advance.

Mr. Finley noted that public safety is a bedrock responsibility of municipal chief executives and CCM took this on as a result of what happened in Newtown in order to strengthen the ability of municipal governments to protect their citizens.

Peter Brown stated there was nothing in that proposal that would protect any one, it would only harass law abiding citizens only.

Mr. Finley said this debate is going on all around the country and after months of agonizing discussions the country is divided on how to handle this.

Peter Brown said this was outside their organization to discuss.

A speaker stated this was something the municipal officials put together and asked to be put out there.

Jim Finley explained that he will be happy to explain this at a public hearing, and noted that the proposal indicates the other states that have used those guidelines. It was clarified that the research CCM did was to find other precedence not research the claims on whether or not it would reduce gun violence.

Jon Brayshaw said he would like to find out where is the research that, for example, would show that reducing the number of bullets in a clip would reduce gun violence.

Mr. Finley explained it was a precedence from another state and noted the shooter from Newtown had a 30 round clip and did not have to deal with three 10-round clip to shoot 30 rounds. The rationale was that every second made a difference.

The public hearing was

5. Scheduling a public hearing (48:54)

A motion was made to hold a public hearing on May 14, 2013 to discuss the issues of the petition that was submitted to the board of selectmen on March 919, 2013. This motion was seconded and approved by both selectmen.

6. Sale of parcel on Powder Hill Road (55:36)

Jon Brayshaw reported there was a public hearing to discuss this proposal.

Attorney Corona, representing Ms. Vogel and Mr. Brown provided a document to the selectmen which was a response to the public comments made at that hearing. He noted he could not respond to comments about leasing or insider trading.

Attorney Corona went over the document indicating they would maintain the sale price of \$300,000 and they will need to extend the closing date. The buyers propose removing from the contract the declaration of building restrictions because it was more troublesome than helpful to those with an opinion about it. They propose a conservation easement over the entire front field of the property would say in perpetuity that the only activities that could take place are things related to the keeping and trading of animals such as pasturing and riding, and that there could be no more than one barn, 5,000 square feet. Attorney Corona stated if the selectmen were interested in that, he would then draft the easement in full. The buyer proposed a covenant that would restrict subdivision. The buyers also offered to give to the town the offer of first refusal.

Selectmen discussed how they can be sure the barn would be of an acceptable design. The selectmen agreed Attorney Corona should go forward with a draft for the review by the town attorney.

7. Lake Beseck (1:04:21)

Ed Bailey reported they have met with a limnologist and discussed budget issues. He noted the town applied for a grant but were denied. This was discussed with the BOF and funds have been requested to cover some of the needed work and to pay for a lake steward. He noted that Park and Recreation has applied for funds to chemically treat the weeds at the beach area. He noted that the state considers this to be the town's lake even though the state owns it and must approve any activities. He reported an official committee is being formed, the Lake Beseck Ad Hoc Committee and described their charge.

Jon Brayshaw noted they need to get the word out that members are needed to populate the committee and would like it to include those within the lake area and those who live outside of the lake area. It was noted this will be an advisory only committee.

A speaker suggested that this committee should last longer than a year. Ed Bailey recommended they start the one year ad hoc committee and consider changes later.

8. Fire Department (1:16:29)

Jon Brayshaw reported that the fire department is offering a golf tournament, Friday May 17, 2013 with breakfast at 7:30 am, the cost is \$130 per golfer, \$500 for a foursome. All proceeds to fund equipment needs.

9. Old Home Days (1:17:44)

Jon Brayshaw reported that it takes place is seven weeks, and this week is the deadline if you want to reserve a booth. He noted they need people for the talent show as well. There is a zumba fundraiser coming up in the church auditorium. The contact persons are Summer Lerch, Carol Shilling and Rob Baden.

10. State Police Contract (1:21:16)

A motion was made to execute the state police contract as attached to written motion on file at the town clerks office. This motion was seconded and approved by both selectmen.

11. Appointments (1:22:18)

A motion was made to appoint to the Board of Finance David Lowry to fill the vacancy left by the resignation of Rebecca Adams, this terms expires 11/8/2013. And to appoint to the Housing Authority Barbara Jean DiMauro to fill vacancy of Melissa Kowal term of 10/1/2010 to 9/30/2015. This motion was seconded and approved by both selectmen.

Rebecca Adams thanked the board of finance and talked about her time spent on the board.

12. Adjourn

A motion was made to adjourn at 8:37; this motion was seconded and approved by both selectmen.

Middlefield Board of Selectmen

Regular Meeting

May 6, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:12pm with the Pledge of Allegiance. Present are Ed Bailey, Dave Burgess and Jon Brayshaw.

2. Agenda (1:30)

A motion was made to approve the agenda with the following changes: at item 6, summer youth employee program and add item 7, personnel manual. This motion was seconded by Dave Burgess and approved by all three selectmen.

3. Minutes (3:27)

April 16, 2013

Jon Brayshaw noted on page two, it was written that Mr Finley stated the town does not have to be a member to have access to KRMA - That correct letters are CIRMA.

On page three under item 5, March 9013 should be March 19.

A motion was made by Ed Bailey to approve the minutes of the April 16, 2013 with modifications. This motion was seconded by Jon Brayshaw and approved by Ed Bailey and Jon Brayshaw. Dave Burgess abstained as he was not present for that meeting.

4. Public Comment (4:55)

Marianne Corona asked about the public hearing on gun control. She was advised that the hearing was on the petition, but that was on gun control. There was no action planned to be taken that night, as it was to be used as information gathering. At a following BOS meeting they would discuss taking any action.

Dave Burgess noted the person who brought the petition indicates its about CCM and the role they played in the gun control issue.

Ed Bailey noted the petitioner had provided a lot of information on gun control as well and expects the public hearing to cover both CCM and gun control. The selectmen will not limit the topic.

Marianne Corona noted that CCM provides a variety of goods services to the town and recommended maintaining membership with them.

5. Old Business gun control (10:16)

Jon Brayshaw noted the public hearing will be on May 14 in the auditorium at 7 pm. Board members discussed using Memorial School for this hearing- Jon Brayshaw noted there is a cost to that and felt the auditorium would be appropriate.

6. Offer on land at Powder Hill Road (11:33)

Attorney Corona, representing Laurie Vogel Brown, had provided two sets of documents to the selectmen. He went over the document titled "First Addendum" with the selectmen noting this was to address the concerns of speakers at the public hearing. Attorney Corona also provided information from Town Attorney Ken Antin.

It was noted with the changes that the owner of Powder Ridge has the right to first refusal again and the 30 day time period will begin again.

Jon Brayshaw read a resolution regarding the approval of this sale.

A motion was made by Jon Brayshaw to approve the resolution dated May 6, 2013 attached to the printed motion on file in the town clerk office, regarding the sale of 19.67 acres to Laurie Brown Vogel. This motion was seconded by Dave Burgess and approved by all three selectmen.

It was agreed they could have a public hearing preceeding the town meeting. Attorney Antin will contact Sean Hayes of Powder Ridge in order to complete the right of first refusal.

7. Lake Besesk (34:42)

A motion was made by Ed Bailey that the BOS appoint an ad hoc committee to be called the Lake Beseck ad ho advisory committee. This committee is to advise the BOS as needed with matters concerning the ecology of Lake Beseck including, but not limited to water quality, sedimentation and invasive weeds. The ad hoc committee shall also advise the BOS as to the town's stewardship, advocacy , management and any other matters deemed important regarding Lake Beseck. This committee will be made up of the following members: Amy Poturnicki, Craig Lundell, Daria Vander Veer, Darin Overton, Dick Boynton, Ed Bailey, Jim Irish, Lucy Petrella, Randy Bernotas, Rebecca Adams, Rob Poturnicki, Lee Vito and Peter Parker. This motion was seconded by Dave Burgess and approved by all three selectmen.

In response to questions from Marianne Corona, it was noted there are funds in the upcoming budget to cover administrative costs and for a limnologist. Marianne Corona provided information regarding a group she works with.

Jon Brayshaw explained the assistance being provided by Rosa DeLauro.

8. Annual Town Budget Meeting (43:25)

A motion was made by Ed Bailey to call the annual town budget meeting on May 13, 2013 at 7 pm in the auditorium at the community center. This motion was seconded and approved by all three selectmen.

9. School Budget Referendum (44:02)

Jon Brayshaw note the school referendum was taking place the following day. Voting would be in the community center from 6am to 8pm.

10. Old Home Days (44:19)

Jon Brayshaw noted Old Home Day is coming up quick and there is a lot of effort going into that. It will be held on June 7 & 8, 2013. Fireworks will be on the evening of

the 8th, and there will be a barbeque and music on the 7th, with a parade on the 8th as well.

11. Tree Pruning (44:38)

Jon Brayshaw reported there are three Asplundh crews working in Middlefield, and there will be a lot of tree pruning done.

12. Summer Youth Employment Program (46:43)

Jon Brayshaw noted Durham and Middlefield will be employing 30 kids for the summer youth program in various businesses in the two towns. He explained the business does not spend any money for this, and the town is reimbursed.

Jon Brayshaw explained they spend time each year evaluating insurance carriers, and during that time it was discovered the town was deficient in not having an up to date personnel manual. A draft manual was given to each selectmen, and Jon Brayshaw asked them to review it and at a future meeting they will discuss and revise if necessary.

14. Adjourn

A motion was made to adjourn; the motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Regular Meeting

May 21, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw call the meeting to order at 7:12 with the Pledge of Allegiance. Present are Ed Bailey and Jon Brayshaw.

2. Agenda (1:00)

A motion was made to approve the agenda with the elimination of discussion of summer youth employment program. This motion was seconded and approved by both selectmen.

3. Minutes (1:50)

A motion was made to approve the minutes of the May 6, 2013 meeting with the correct spelling of the insurance reference. This motion was seconded and approved by both selectmen.

4. Public Comment (2:41)

Peter Brown provided information regarding the testimony in Hartford on March 14, regarding SB1076. It was noted at that time that CCM was in favor of multiple gun bills, including 1076. CCM paperwork indicates they represent 92%. Peter Brown provided copies of SB1076 and provided his arguments against several of the various points and read a prepared statement for the record, copies of which were provided to the selectmen, indicating that he would like the BOS to stop using taxpayer dollars to fund membership with CCM, noting this law will put many people in violation of the law without their having done any action. He noted this group is now an anti gun group and is no more deserving of our tax dollars than a pro gun group such as the NRA.

5. Gun Control action on petition (12:30)

Jon Brayshaw noted he had thought about this a lot and provided a draft motion.

In response to a certain petition of grievance having its basis assorted gun control issues duly signed by over 200 citizens of Middlefield and Rockfall, and in response to information obtained at the public hearing held on May 14, 2013, Jon Brayshawed moved to discontinue membership in the Connecticut Conference of Municipalities (CCM) for a period of 12 months. The motion is based on CCMs participation in matters dealing with the sanctity of one's home and one's belongings. This motion was not seconded.

6. Powder Hill Road property (14:05)

Jon Brayshaw reported that they do not have the 30 day rescision clause, nor is the easement completed.

7. Lake Beseck ad hoc committee (14:47)

Ed Bailey reported the committee met and they are moving along to hire a limnologist and to proceed with the process of seeking a vendor regarding the storm water management study and plan.

Jon Brayshaw noted the plant growth in the lake is so bad they call off the summer beach program. Photographs were provided showing the abundance of the curly leaf pond weed. He reported that the plan for chemical treatment has been abandoned due to the amount of growth already present. It was reported that the weeds typically die off in a few weeks and if the water quality is good they may consider removing the dead weeds from the swim area.

8. Proclamation (20:36)

Ed Bailly read the proclamation regarding Jacob Wilder Nichol attainment of the rank of Eagle Scout.

9. Tree Work (22:13)

Jon Brayshaw reported that there has been a lot of tree work done in the town and there is more to come, and this is paid for primarily by CL&P.

10. Personnel manual (23:50)

Jon Brayshaw explained the insurance carrier insisted a personnel manual be created so one was drafted. It was agreed to further discuss and consider approval at the next meeting.

11. Old Home Day (25:10)

Jon Brayshaw reported there is a wide array of talent and there will be many things to do, and the parade is filling out. There are enough funds to cover the fireworks.

12. Summer schedule (26:27)

This was tabled until Dave Burgess can be present. Ed Bailey noted he would possibly not be present at the next two meetings.

13. Miller Road Bridge (27:18)

Jon Brayshaw noted there has been zero interest in bidding on this project, and no one has even picked up the plans and spec despite the various places this has been noticed.

14. Agricultural council (30:40)

Jon Brayshaw noted there was information provided in the selectman's packets concerning a new CoG.

A motion was made to join the CT River CoG Regional Agricultural Council, this motion was seconded and approved by both selectmen.

Jon Brayshaw stated he would invite other members to speak on the particulars of this group.

15. Regional Mental Health Board Inc. (32:33)

Jon Brayshaw noted a letter dated May 3, 2013, requesting the town appoint a member. The current member is Steven Delveccio who has served for many years and is not interested in being reappointed. Jon Brayshaw asked to publicize the need for a new member.

16. Adjourn

A motion was made to adjourn at 7:47 pm; the motion was seconded and approved by both selectmen

Middlefield Board of Selectmen

Regular Meeting

June 3, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:06pm. Present are Jon Brayshaw and Dave Burgess.

2. Agenda

A motion was made to approve the agenda with the removal of item 4, the 19.67 acre parcel and summer schedule. This motion was seconded and approved by both selectmen.

The Pledge of Allegiance was recited.

3. Public comment (3:36)

Marianne Corona said the town should not sell the acreage on Powder Hill Road and said there had been other ways they could have saved money. She noted the land has not gone out for bid either. She said when the town bought Powder Ridge they wanted open space and this is the only parcel of open space. She provided a copy of a letter regarding some illegal construction company operations going on at the existing Vogel site. She stated that it has been said their intention for the almost 20 acre parcel is strictly agricultural, but their current land is not. She read the referendum question from 2007 and said again that open space was a primary concern.

Jon Brayshaw said it is the job of BOS to bring this unsolicited offer to the public for their decision which is why it is going to referendum.

Cheryl Pizzo stated her agreement with Marianne Corona and went over the attorney billings with the board. She noted questions about what concerns the attorneys have, and asked if the town has met the conditions of the resolution with regard to open space.

Ellen Waff noted concerns as well about the need for open space.

Jon Brayshaw noted the definition of open space is broad and the town is preserving open space, and the bottom line is to take this reasonable offer to the townspeople for their input.

Cheryl Pizzo said the land should have been put out to bid.

Marianne Corona said her issue was the bond question, and Attorney Fasi's concerns about satisfying the requirements of the bonding.

Dave Burgess noted the BOS needs to perform due diligence to be sure this could not be challenged in a court.

Jon Brayshaw noted they are not at the end, the BOS is still looking into the matter.

Marianne Corona asked about the DECD. Jon Brayshaw noted the requirements have changed, and suggested that she speak to Joe Geruch who has the most up to date information as well as the history of it.

4. Old home day update (26:51)

Jon Brayshaw noted there will be a performance from local students doing music from the musical Annie for the event. The parade is to start at Rogers in Rockfall at 10 am. Jon Brayshaw noted there is a lot of work to put this event on, and it will be the last year the volunteer group is doing it. The following years will be handled by Park and Recreation. Jon Brayshaw noted generous donations from the Kellish Family, who used to provide fireworks, toward this years' fireworks.

5. Miller Road Bridge (30:41)

Jon Brayshaw noted they will be opening bids the following morning (June, 4, 2013) for the needed work, being paid by a STEAP grant, on the Miller Road Bridge. This will be administered through a new STEAP grant policy. Jon Brayshaw read a motion to this effect.

A motion was made to adopt the resolution and grant the first selectman authorization to sign the agreement entitle “Master Municipal Agreement for Construction Projects” This motion was seconded and approved by both selectmen.

6. Middletown Area Transit (34:41)

A motion was made to accept a certain agreement between the town of Middlefield and the Middletown Area Transit (MAT) for fiscal Year 2013-14 for providing Dial A Ride transportation services. This motion was seconded and approved by both selectmen.

7. Agricultural Counsel (35:54)

Jon Brayshaw noted they need to appoint persons to the new agricultural commission, as each of the 17 member towns need to provide persons.

8. Regional Mental Health Board (36:58)

The town needs to appoint a person to serve on the Mental Health Board.

9. Resolution regarding Housing (37:52)

Jon Brayshaw read a resolution regarding fair housing.

A motion was made to adopt the Fair Housing Resolution for the town of Middlefield on June 3, 2013. This motion was seconded and approved by both selectmen.

10. Adjourn

A motion was made to adjourn at 7:45. This motion was seconded and approved by both selectmen.

Middlefield Board of Selectmen

Regular Meeting

June 18, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order with the Pledge of Allegiance at 7:07pm. Present are Dave Burgess, Jon Brayshaw and Ed Bailey.

2. Agenda

A motion was made by Dave Burgess to approve the agenda as presented; this motion was seconded by Ed Bailey and approved by all three selectmen.

3. Minutes (1:40)

A motion was made by Ed Bailey to approve the minutes of the May 21, 2013 meeting of the BOS as presented. This motion was seconded by Jon Brayshaw and approved by all voting members. Dave Burgess abstained as he was not present for that meeting.

A motion was made by Dave Burgess to approve the minutes of the June 3, 2013 meeting of the BOS as presented. This motion was seconded by Jon Brayshaw and approved by all voting members. Ed Bailey abstained as he was not present for that meeting

4. Public Comment (2:55)

Jon Brayshaw introduced a young man, Shane, who has earned the rank of Eagle Scout and read a proclamation in this regard.

5. 19.67 acre parcel of land sale on Powder Hill Road (3:25)

Jon Brayshaw noted the BOS has approved sending the sale of this property to a referendum.

Attorney Corona noted he had been copied on emails exchanged between Attorneys Antin and Fasi regarding this and stated that Attorney Fasi has been receiving all the revisions as they were done and there were no comments received from Attorney Fasi. It was his understanding that Attorney Fasi was happy with the form of this.

Jon Brayshaw read a memo stating that all was fine with regard to the DECD. A handout was provided with the final drafts of the resolutions to set the referendum. Board members reviewed the documents provided.

The referendum was read to the audience for their input.

Marianne Corona said she thought they would have an opportunity to speak with bond counsel Attorney Fasi about this because of the open space requirements of the bond issue. Jon Brayshaw noted that Attorney Fasi has been kept up to date and provided assistance with the wording of this document. Jon Brayshaw noted in a town meeting form of government to allow the people to vote is the best option and that is what their goal is.

Marianne Corona said she thought they agreed to be able to discuss this with Attorney Fasi, she wanted the opportunity, herself, to walk through this document with Attorney Joe Fasi.

Dave Burgess noted he had asked if any remaining issues had been settled with Attorney Fasi, and he had been advised they did.

Attorney Corona reported that he spoke with Attorney Fasi and there is disagreement among the lawyers about whether the earlier action by the town has any limiting effect on this transaction. Attorney Corona stated that Attorney Fasi thought that may be the case, Attorney Antin did not seem to agree with that, and Attorney Corona stated he did disagree with that. But the three attorneys agreed that any limitation that

might have arisen from that action is completely supplanted by the action that would take place during this referendum.

Marianne Corona read again the referendum from years ago regarding this, stating it is not the same as this vote is not a bond issue. She said it was an important issue when they go to bond, and there are very smart people in town that have not had the opportunity to talk to Attorney Fasi.

Jon Brayshaw said he has been working on this many days and there is sufficient evidence to indicate that this referendum will be acceptable with regard to bond.

Marianne Corona asked if Attorney Fasi approved the language- Attorney Corona said he was not asked to do so, but he participated in the preparation of it and has been copied on it, and when asked if this issue had anything to do with the town's bonding or eligibility he said it did not.

Marianne Corona stated that Attorney Corona is representing the buyer, not the townspeople who are the sellers and she was did not think this would satisfy it.

Paul Pizzo said this will now rescind the vote that happened earlier regarding this property and keeping open space, without having told the townspeople that this vote will remove all the open space. He said this new resolution should start with "Will the town rescind a vote taken earlier and not provide open space."

Another speaker asked if each of the selectmen were satisfied that the language of the referendum would not put the town in violation of the bonding commitment.

Jon Brayshaw explained the pricing history of the entire property. He stated that open space is redefined every day, noting that the orchard is open space, the ski area, the golf course, the park, they are all open space, and it can come in a variety of forms. He explained how this process played out, noting in the end the BOS is not selling the property, the townspeople are by voting during the referendum.

Dave Burgess said that his answer to being satisfied they are not in violation of bonding issues is based on information provided by Jon Brayshaw, who has said the attorneys are in agreement.

Ed Bailey stated that reading the emails he believes that Attorney Fasi wanted particular language in a question and that Attorney Antin made a revision. He said he did not see that there was a disagreement, more just a discussion and an evolution to this point.

Marianne Corona noted the town voted on a bond issue for open space and the ski area and the town is not getting any open space for this money.

Seb Aresco said this meeting room is very unfriendly for people with hearing deficiency, and asked that the town do something to fix that. He stated that everyone who worked on the bonding issue years ago told the townspeople that this was a good deal for open space and that is what everyone wanted. He said the BOS should table this tonight and send out a survey to the townspeople to ask for their opinion rather than a referendum.

Jon Brayshaw noted this issue has been on agendas for months, possible as many as 9 months - and on May 6, 2013 this sale was approved for sale. At this point the only thing left to do is to decide how and when, and it was agreed to have a referendum even though it is more expensive it will draw more votes. He said over the past 8 or 9 months of discussing this issue he has not heard any negative groundswell.

Cheryl Pizzo said she thought they were going to referendum because Attorney Fasi thought they were in a very risky situation, and this was the way to correct it, not so that they can get more people to vote.

Jon Brayshaw thought it would be a laudable accomplishment to get the \$300,000 to pay down the debt.

Cheryl Pizzo said that the town made this purchase for the open space, and this is a breach of public trust to sell this only piece of open space.

Attorney Corona said the referendum is an ultimate survey- there is no way to do a better job of polling the public about their preference. He noted also that the town voted overwhelmingly to sell every last bit of this property to Alpine - and at that time there were no discussion about selling precious open space. He stated this property will be encumbered with a conservation easement, development rights were taken from the rest of the Powder Ridge property.

Marianne Corona said again that Attorney Corona is representing the purchaser. She said again the front parcel was to be left to open space.

Ed Bailey noted with regard to the comment about why the referendum, the BOS had decided on a referendum prior to Attorney Fasi's comments, which were to proceed with a referendum.

A speaker asked if Ed Bailey had emails that Dave Burgess were not privy to. The selectmen reviewed emails on the table.

It was stated that the emails should be available to the public if they are requested.

A motion was made by Ed Bailey to adopt a certain resolution setting referendum on sale of remaining 19.76± acres of Powder Ridge Ski Area. The date of the referendum is set for Tuesday, July 23, 2013. This motion was seconded by Dave Burgess and approved by all three selectmen.

Selectmen continued to discuss/debate with members of the public whether or not this should go to referendum and making documents and Attorney Fasi available.

6. Personnel manual (47:52)

Jon Brayshaw read a draft motion to approve the manual. Dave Burgess stated that he had questions and the document seemed unfinished. Jon Brayshaw noted it was being done for insurance reasons primarily by Joe Geruch and Attorney Antin.

It was agreed there were more revisions needed.

7. Route 147 Bridge & Miller Road Bridge (52:26)

Jon Brayshaw reported the work on the bridge is already 3 months behind schedule so he had a meeting with DOT and Durham officials to discuss. It was noted this could be a real problem for the Durham Fair.

Jon Brayshaw reported there were only two bids for the Miller Road bridge and there was an irregularity in the low bid so it has to go out to bid again.

8. Construction contract with DEEP (57:27)

Jon Brayshaw provided a resolution that will permit the town to enter into contracts with the DEEP.

A motion was made by Jon Brayshaw to approve the certified resolution that permits the town of Middlefield to enter into contracts with the Departments of energy and environmental protection. This motion was seconded by Dave Burgess and approved by all three selectmen.

9. GIS Mapping (59:00)

Jon Brayshaw explained there will be a survey of CT done by gps and ultimately every lot will be included on a data base, and provided a draft resolution for the BOS to approve to allow the town to participate in this study.

A motion was made to adopt this resolution; this motion was seconded and approved by all three selectmen.

10. Summer schedule (1:05:40)

The selectmen reviewed the calendar agreeing to meet only on July 16, and August 20.

11. Appointments (1:11:10)

A motion was made by Jon Brayshaw to re appoint David Glueck to a term of 05/01/ 2013 to 04/30/2018 on Zoning Board of Appeals. This motion was seconded by Ed Bailey and approved by all three selectmen.

12. Tax Refunds (1:11:59)

A motion was made to approve tax refunds as per attached (to motion on file in the town clerk office) This motion was seconded and approved by all three selectmen.

13. Adjourn

A motion was made to adjourn at 8:25pm, this motion was seconded and approved by all three selectmen.

Middlefield Board of Selectmen

Regular Meeting - July 16, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 8:15 pm. Present are Dave Burgess, Jon Brayshaw and Ed Bailey.

2. Agenda (:44)

A motion was made by Dave Burgess to approve the agenda as presented; this motion was seconded by Ed Bailey and approved by all voting members.

3. Public Comment (:59)

There were no public comments.

4. Approval of Minutes (1:19)

A motion was made by Dave Burgess to approve the minutes of the June 18, 2013 BOS meeting; this motion was seconded by Ed Bailey and approved by all three selectmen.

5. Bridge repairs (1:48)

Jon Brayshaw explained the Miller Road Bridge project went out to bid, with 5 or 6 responses, but the lowest bidder had a few irregularities and so it went back out to bid, due July 19. He noted that it has been determined that doing the Miller Road Bridge at this time, with the Route 147 bridge also being done, was not a prudent idea. The Miller Road Bridge would then be done in the spring.

With regard to the 147 bridge there was a large meeting with DOT, chamber of commerce and area businesses, police, etc and it was agreed they will need to work on traffic control for the Durham Fair.

6. Employee Manual (7:52)

Jon Brayshaw stated that he liked the draft and made a motion to adopt the manual as presented with comments of Joe Geruch and Attorney Antin.

Dave Burgess indicated there had been questions about it. Board members reviewed the copies they had available. It was agreed to wait for a final version to approve rather than a draft. Jon Brayshaw asked Dave Burgess to meet with Joe Geruch to finalize the document.

7. Volunteers needed (15:40)

Jon Brayshaw noted there are vacancies on boards and commissions and encouraged the selectmen to find people to fill these.

8. ICE grant (17:16)

A motion was made to set the date of August 10, 2013 for a town meeting to approve the resolution regarding a state ICE grant for the purchase of a Beast Chipper for DMIAAB. This motion was seconded by Dave Burgess and approved by all three selectmen.

9. Appointments (22:23)

There were no appointments to be made.

10. Adjourn

A motion was made to adjourn at 8:42 pm; this motion was seconded and approved by all three selectmen.

Middlefield Board of Selectmen

Special Meeting

August 5, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 4:35 pm. Present are Ed Bailey, Jon Brayshaw, Dave Burgess and Attorney Corona.

2. Sale of land on Powder Hill Road

It was explained that there was to be a closing on July 28, 2013 for the sale of this property.

A motion was made to approve the agenda; this motion was seconded and approved by all voting members.

Jon Brayshaw had a prepared resolution to extend the closing date and provided copies to the selectmen.

The selectmen reviewed the provided documents concerning this issue. Attorney Corona provided some background and history on the property explaining there were steps needed to create an interior lot and move forward on the sale of the land ensuring it will be a legal lot when completed. Attorney Corona noted they will need to extend the closing time in order to complete necessary steps. It was agreed the regulations are not clear in defining what is needed to accomplish the goal of making it an approved lot. It was agreed that Planning and Zoning Commission needs to work out the necessary steps, and the Board of Selectmen has to extend the closing date.

A motion was made to adopt the resolution titled Resolution concerning extending the closing date for the sale of the remaining 19.678 parcel of Powder Ridge Ski Area. This motion was seconded and Approved by all three selectmen.

3. Adjourn

A motion was made to adjourn at 4:55 pm; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Regular meeting

August 20, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:20 with the Pledge of Allegiance. Present are Jon Brayshaw, Ed Bailey and Dave Burgess.

2. Agenda (1:34)

Jon Brayshaw noted on item 6, it is a water tank, not a waste tank, and to add an item regarding Brian Dumas EMD.

A motion was made to approve the agenda as modified; this motion was seconded and approved by all voting members.

3. Approval of Minutes (2:45)

A motion was made to approve the minutes to the previous meeting, July 16, 2013 as filed; this motion was seconded and approved by all voting members.

4. Public Comment (3:30)

A question was asked if there was a vote on a particular issue, Jon Brayshaw advised there was, a motion was made and it was given to the town clerk.

5. Miller Road Bridge (4:12)

Jon Brayshaw reported there was a meeting in Durham last week and things are falling into place with DOT, the fair and Lyman etc. It was agreed not to do the work at the same time as the Route 147 bridge. Bids were received and the bidders were notified of the delay.

6. Old Indian Trail Water Tank (6:07)

Jon Brayshaw explained there is a water system in the industrial park and provided information. He noted there has been a report that the tank is deteriorating, and discussed the options of repair and replacement. It was noted any costs would be shared with Durham 50/50. Ed Bailey noted the state prefers above ground tanks now rather than below, and if there is a bigger project proposed it may increase the likelihood of receiving grant money. It was noted they will need to discuss with Durham, however, Middlefield is considered to be the operators of the system. It was agreed they need to determine what the cost of a new tank will be, what is the agreement with Durham, and what is the access to the site.

7. Housing program (24:01)

Jon Brayshaw explained the town signed up years ago for the housing rehab program, which provides the town with funds in \$300,000 increments and it is given to homeowners to do needed repair. When the homeowners' home is eventually sold, the money provided is returned to the town. The program has been discontinued at this time as there are not enough interested homeowners. If there is additional interest in the future this program can be restored.

8. Wadsworth Falls (31:36)

Jon Brayshaw reported on the issues surrounding the overuse of Wadsworth Falls on Cherry Hill Road and surrounding parking issues. A letter from nearby homeowner was presented.

Geoff Colegrove reported that Middlefield parking regulations do not provide for parking as a principal use, so it is only allowed as accessory use to the activity on the property. He noted in the commercial zoned area the property in question is therefore in violation of their site plan and use on the property. With regard to the property in the residential zone, Geoff Colegrove noted there is no approved site plan, and it is a non conforming use as it was used as industrial commercial since before zoning. He noted the parking area is for the use of the buildings. He noted the town can file for an injunction, and explained the various processes the town could go through. It was agreed there should be a letter sent to property owners that they are in violation. It was suggested to contact the town of Kent as they experienced a similar problem. Geoff Colegrove will draft a letter. Jon Brayshaw noted the hard work done by the town's representatives.

9. Senior Tax Relief (47:17)

Jon Brayshaw provided some history on the senior tax relief programs and advised that he was approached by someone who suggested that Middlefield adopt Durham's program. Board members were given the information on the programs and asked to review for future discussion.

10. Lake Beseck (52:19)

Ed Bailey reported that the Lake Beseck Committee has reviewed what they plan to do for the storm water study and watershed plan and more. Ed Bailey provided a copy of a plan for the board to review. Once the report is completed, the town will be eligible to request grants and other funding for needed work.

Jon Brayshaw noted the costs for the work is more than expected, and questioned the need of some of the particular activities in the proposal, including overlays, conceptual completion design plans for dredging project, and questioned some of the details.

A motion was made to approve Milone and MacBroom Lake Beseck watershed management study fee proposal dated August 9, 2013. This motion was seconded and approved by all voting members.

11. Oxford Drive (1:07:03)

Jon Brayshaw explained there is a town owned vacant lot and he would prefer to sell the land and use the funds to pay down debt, so he asked the neighbor to that property if they were interested in purchasing the land. He explained the town has spent between \$30,000 and \$35,000 on the lot for fees and loss of taxes, and asked the Board of Selectmen if they would support selling the lot to the neighbor, and suggested they list the property for sale. It was suggested to have the tax assessor and tax collector determine a fair price, and see what they come to and have conversation with the interested parties before spending the money on an appraisal before it is required.

12. Brian Dumas (1:14:50)

Jon Brayshaw reported that Brian Dumas the emergency management director, who has been great in his capacity with the town, has sent in his resignation. Jon Brayshaw asked for the board's approval to send a letter of thanks on behalf of the town.

A motion was made for the Board of Selectmen to express their sincere appreciation for the work provided to the town of Middlefield by Brian Dumas, our Emergency Management Director, noting the Board of Selectmen wish him well with his new endeavors. This motion was seconded and approved by all voting members.

13. Tax refunds (1:19:36)

Ed Bailey read the list of tax refunds from the list presented by the certified tax collector.

A motion was made to approve the tax refunds as per list read into the record. This motion was seconded and approved by all voting members.

14. Adjourn

A motion was made to adjourn at 8:40; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Special meeting – September 10, 2013

Minutes

(Not approved at time of filing)

1. Call to order
Jon Brayshaw called the meeting to order at 7:20pm. Present are Dave Burgess, Ed Bailey and Jon Brayshaw.
2. Agenda (:25)
A motion was made by Ed Bailey to approve the agenda; this motion was seconded by Ed Bailey and approved by all voting members.
3. Executive Session (:43)
A motion was made by Jon Brayshaw to enter into executive session at 7:20; this motion was seconded by Ed Bailey. This motion was seconded and approved by all voting members.
A motion was made to leave executive session at 9:10pm. There were no votes takes and no decisions made during the executive session. This motion was seconded and approved by all voting members.
4. Adjourn
A motion was made to adjourn; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen
Regular meeting – September 17, 2013
Minutes
(Not approved at time of filing)

1. Call to order
Jon Brayshaw called the meeting to order at 7:02 pm with the Pledge of Allegiance. Present are Dave Burgess, Ed Bailey and Jon Brayshaw as well as members of the Board of Finance.
2. Agenda (:50)
Jon Brayshaw asked to add to the agenda discussion on prescription discount card, micro grids and Antoinette Astle retirement.
A motion was made by Ed Bailey to approve the agenda am amended; this motion was seconded by Dave Burgess and approved by all voting members.
3. Approval of Minutes (1:49)
A motion was made by Ed Bailey to approve the minutes to the previous meeting, August 5, 2013 as filed; this motion was seconded by Dave Burgess and approved by all voting members.
A motion was made by Dave Burgess to approve the minutes to the previous meeting, August 20, 2013 as filed; this motion was seconded by Jon Brayshaw and approved by all voting members.
4. Board of Finance (3:19)
Lucy Petrella chairman of the Board of Finance noted the presence of Alice Malcolm, Dave Lowry and Mary Wolack. Lucy Petrella read a statement, explaining they would like to

achieve greater and consistent dialogue between the two boards. Mary Wolack noted they do not want to overstep but they want to be a part of decision making processes.

Jon Brayshaw explained that a lot of things happen very quickly and described the situation with the flooring of the auditorium and how it required immediate attention rather than going out for bid. Mary Wolack noted with the availability of electronic communication they should at least be notified. Dave Lowry suggested that at least before the funds have to be moved the BoF should be made aware.

Lucy Petrella noted they are working on the town's assets so that they can be aware of items that will be needing attention.

Ed Bailey suggested they update the town's purchasing policy, and having the finance director, BoS and BoF collaborate.

Lucy Petrella said the bigger items were of a concern, and the BoF would like to be more involved with those, such as the bonding issue with Powder Ridge, and contract negotiations due to the financial impacts those issues have. Others agreed that having BoF members involved is beneficial, noting also the current expertise on the BoF.

Lucy Petrella asked that they agree on the first three item in her list that she provided, and possibly the fourth.

Jon Brayshaw said he would like to look it over and see how it relates to the charter as well. Jon Brayshaw reported that according to the finance director, going short term on the financing they saved the town \$550,000 over the four year period, despite the number of people saying to go long term.

Alice Malcolm stated her agreement with it, but she noted the benefit had they been able to say the BoF and the BoS agreed that short term was the way to go.

Jim Irish noted the need for early communications between the boards on expenditures and strategies will assist in support for a decision when there are more people who have reviewed and discussed it.

Ed Bailey noted the drawback comes where there are opposing decisions. The past use of liaisons between boards was discussed, noting it was very successful.

Lucy Petrella stated that with regard to the charter it makes it clear who has the authority to make decisions, no matter who is involved to discuss.

Jon Brayshaw recommended they bring back the liaison system due to its success. He noted they have had a contract negotiation meeting and asked what role the BoF would like to play.

Lucy Petrella asked if they caucused with Joe Geruch to discuss that would be the time the BoF would like to be in the room and provide input. Jon Brayshaw agreed the idea of more participation is good. It was suggested during the actual negotiations a BoF member could be present, but only as an observer- to add input only during the caucus time.

Bob Yamartino suggested now that they've have the first meeting and the main issues are on the table, it would be appropriate for the BoF and BoS to have a joint executive session to discuss. It was suggested they could consider inviting the union rep as well to that meeting.

Jon Brayshaw agreed it would be beneficial to have assistance for those decision regarding finances, but noted the times when the negotiations are during the day, and are over small amounts.

Bob Yamartino suggested the BoF can coordinate their meeting schedule to coincide with the BoS and then if a joint meeting is required is does not add to anyone's schedule.

Lucy Petrella noted in emergency situations, if the BoF were called, they would be willing to call a special meeting within 24 hours for issues.

Jon Brayshaw noted it was never his intention to leave the BoF out of any matters, and will never be, and will accept assistance when needed, but they need to review and consider the ideas. Many agreed they need to communicate issues such as anticipated overages to the BoF more quickly along with the explanation of the options that were considered.

Lucy Petrella summarized, noting they all agree that working together is beneficial, that the BoF is willing to adjust meeting dates to coincide with BoS, to reinstate the liaison system they had, that Jon Brayshaw will review the charter to consider how to approach this.

Ed Bailey noted that they need to work toward updating the purchasing policy as well.

5. Public Comment (53:38)

There were no public comments.

6. Lake Beseck (53:42)

Ed Bailey reported they are following up on two issues – one is an EPA grant they are going to apply for and it will be brought to the BoS for signature. The other grant is the STEAP grant which is being applied for as well.

Jon Brayshaw stated the drawdown will begin Mid October and the valve will be left open for next year.

7. Chip Sealing (57:26)

Jon Brayshaw reported that chipsealing will be taking place the following week in the Lake area.

8. Personnel Manual (57:58)

Jon Brayshaw asked that they review and approve the draft manual.

A motion was made by Jon Brayshaw to approve the personnel manual dated August 20 2013. This motion was seconded by Dave Burgess and This motion was seconded and approved by all voting members.

9. Prescription drug plan (59:40)

Jon Brayshaw reported that 102 towns and cities in Connecticut have signed up for the free program for prescription drugs, and provided information to the selectmen. It was stated this will provide all Middlefield citizens the opportunity to save on their prescriptions and possibly for those covering their pets as well. There will be additional information for the public at the next meeting.

10. Micro Grids (1:03:29)

Jon Brayshaw noted several years ago an energy advisory committee was formed, and a lot of tasks were completed including gathering information on wind turbines. Ultimately there was no financing for the study. Jon Brayshaw stated he has been approached by several companies regarding micro grids. The state is encouraging the formation of these using photovoltaic cells. He explained the DPUC is looking into natural gas expansion plans, which would be necessary to make a micro grid system operable.

11. Antoinette Astle (1:08:57)

Jon Brayshaw read a citation he would like to present to Antoinette Astle upon her retirement.

A motion was made by Ed Bailey to approve the citation to Antoinette Astle. This motion was seconded and approved by all voting members.

Jon Brayshaw reported that until the town finds a replacement, the Durham equivalent will administer the Middlefield office as best as possible. In the meantime the town will be looking for a replacement, starting with a union and labor counsel review and then they will advertise for the position. There will also be a few people from Middlefield working for an hourly rate answering phones, managing the food bank and other matters that were handled by Antoinette Astle.

12. Appointments (1:15:20)

Jon Brayshaw noted there are members needed for the ZBA, Conservation Commission and the position of Emergency Management Director. It was agreed they need to increase the stipend offered for the Emergency Management Director.

A motion was made to re appoint Mark A Gribko to the Middlefield Housing Authority for a five year term 10-01-2013 to 09-30-18. This motion was seconded and approved by all voting members.

13. Leukemia month (1:18:33)

A motion was made to adopt a proclamation recognizing September as Leukemia Lymphoma and Myeloma awareness month. This motion was seconded and approved by all voting members.

14. Adjourn

A motion was made to adjourn; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Regular meeting

October 7, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:02 pm with the Pledge of Allegiance. Present are Jon Brayshaw, Ed Bailey and Dave Burgess.

2. Agenda (:45)

A motion was made to approve the agenda; this motion was seconded and approved by all voting members.

3. Minutes (1:30)

A motion was made to approve the minutes to the September 10, 2013 meeting as filed; this motion was seconded and approved by all voting members.

A motion was made to approve the minutes to the September 17, 2013 meeting as filed; this motion was seconded and approved by all voting members.

4. Lake Beseck Update (4:38)

Ed Bailey reported that the drawdown is underway at Lake Beseck. The environmental committee has reviewed the grant information for STEAP and they will be working on the details to submit in March.

Jon Brayshaw reported the state is beginning to organize their equipment.

5. Beast Chipper (8:29)

Jon Brayshaw reported the Beast Wood Chipper has arrived at the DMIAAB location and is in use.

6. Appointments (9:36)

Jon Brayshaw noted they still need to appoint a person to the agricultural board, there are openings on the ZBA, Regional Mental Health Board.

A motion was made to appoint the following to an ad-hoc committee formed for the purpose of selecting a senior center coordinator/municipal agent. The members are as follows: Pastor Dale Azevedo, Carol Nelson, David Steel, Barbara Jan DeMauro, Donald Ginter, Donita Griffen, Sonya Cowett and Jon Brayshaw. This motion was seconded and approved by all voting members.

It was noted there are still some outstanding issues regarding the position that will need to be addressed prior to the hiring of someone. A speaker indicated that the prior person in that position did far more than she was paid for. It was agreed they need to set timing goals so that this is done. Another speaker suggested they review the job description as there may be an opportunity to have two people doing two part time jobs rather than one full time.

The selectmen discussed the position of emergency management director, noting it currently only carries a salary of \$3,000. Jon Brayshaw has asked that Bill Roberts take a deputy fire marshal position, as well as the emergency management director. There were concerns expressed that he is currently a fire fighter in another town and would be needed in that other town for an emergency. It was explained that this would need to be worked out, and in the past other directors had other commitments as well. Past issues and how they were handled were discussed.

A motion was made to appoint William Roberts to the position of deputy Fire marshal for the town of Middlefield. This motion was seconded and approved by all voting members.

7. New Flooring (32:48)

Jon Brayshaw reported on the new flooring installed in the community center.

8. Lot 116 Oxford Drive (33:00)

Jon Brayshaw explained there is a legal building lot on Oxford Drive that the neighbor has shown an interest in. He noted it is a strange lot that anyone will ever be likely to buy and build on. Suggestions include getting it appraised, or having a realtor list it for a certain amount of time to see if there is another interest. Dave Burgess stated it should be appraised.

A speaker explained that the person who lost that property in foreclosure wants to buy it, but it should be ensured that person has paid all their taxes.

Jon Brayshaw noted the estimated value is \$30,000. And he has been advised by insurance company that it is a liability. It was agreed to get it appraised, the cost of which was estimated to be \$450, and then sell it at the appraised value.

A speaker had concerns about selling the property back to the person who was foreclosed on. Jon Brayshaw suggested they force the owner to making the entire property then one large lot to ensure that taxes are paid in full on all. It was questioned if that person was going to be willing to pay fair market value and not just what he had owed on it at the time of foreclosure.

It was agreed to get an opinion from a realtor of its value.

9. Light Up Middlefield (46:00)

Jon Brayshaw reported that Light Up Middlefield would take place Saturday, October 19, from 4:30 to 8:30.

10. Adjourn

A motion was made to adjourn; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Regular meeting
November 19, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order. Present are Dave Burgess and Jon Brayshaw. Ed Bailey arrived during the discussion of the minutes.

2. Agenda (:34)

A motion was made by Dave Burgess to approve the agenda; this motion was seconded and approved by all voting members.

3. Minutes (1:32)

Jon Brayshaw noted a misspelling in names, indicating he would have his secretary fix the minutes on file.

A motion was made to approve the minutes to the previous meeting of October 7, 2013 as filed; this motion was seconded and approved by all voting members.

4. Public Comment (3:13)

A speaker asked about work on the town green. Jon Brayshaw stated there are dead trees being removed and there is a grit chamber being added to the storm drain system. The speaker stated there was some large equipment on the green- Jon Brayshaw explained the work was being done by Jon Wyskiel who is the road foreman. The speaker stated that the town crew in Essex sweeps the streets up to four times a year, as does Deep River and that would help to remove some of the sand from the roads.

5. Update on Lake Beseck (7:14)

Ed Bailey reported that there has not been a storm water samples taken yet. Jon Brayshaw noted there has been several well permits requested from that area. It was not clear when work would begin on the actual dam. Jon Brayshaw noted the raccoons in the area are feasting on the clams now exposed from the lowering of the water.

6. Powder Ridge update (10:52)

Jon Brayshaw reported that the opening is on Friday November 29, 2013 at 5pm. Dave Burgess asked about the effect of the early payment from Sean Hayes on the agreement. Jon Brayshaw stated all the caveats of the original agreement remain including the \$2M of upgrades, downhill skiing, etc. It was noted there is a BAN due shortly, and possible ways to handle the early payment were discussed. It was agreed the Board of Finance would be looking at this.

7. ICE grant resolution (18:27)

A motion was made by Jon Brayshaw to adopt the ICE grant resolution dated November 19, 2013 regarding the equipment referred to as "the beast." This motion was seconded and approved by all voting members.

8. Senior Center (19:42)

Jon Brayshaw reported that there has been a committee formed who has interviewed several candidates and chose Joan Lombardo for the position who has already begun working and everything seems to be going well.

Dave Burgess asked about the hours, Jon Brayshaw advised it was down to 30 hours per week as opposed to Antoinette who was 34 hours per week. Dave Burgess understood they were going to further discuss the issue and he was against making a change to the hours.

9. Emergency Management director (24:38)

Jon Brayshaw reported that Bill Rogers has presented himself for this position.

10. Tree Lighting (25:30)

The tree lighting will take place November 30, and will be an all afternoon event with activities at the church, the library and the community center. Jon Brayshaw noted that the big tree is coming down shortly and the two smaller trees will be decorated.

11. Eagle Scout (27:45)

Jon Brayshaw stated that Brian Blake has done a project at the north cemetery and read a proclamation supporting his eagle scout status, which will be signed and presented at the Eagle Scout Program.

12. 2014 Board of Selectmen Initiatives (30:30)

Jon Brayshaw asked the selectmen to consider the things they would like to do, such as procurement policy, a cleaning up of the town hall (paint, carpet, etc), and to make a list of those items.

13. Town Meeting (31:55)

Jon Brayshaw noted the annual town meeting is scheduled for Dec. 4, 2013 and will opened and then closed. He stated that this is due to a requirement of the charter, which needs to be worked on. Ed Bailey read from the charter and it was agreed they could hold this meeting just prior to the Board of Selectmen meeting on Dec. 2 at 7 pm. This meeting will need to be noticed in the newspaper.

14. Signatures (35:09)

Jon Brayshaw provided documents that require the selectmen's signatures for banking purposes.

15. Tax Refund (39:40)

A motion was made to approve the tax refund list as provided by the tax collector at attached to the motion sheet on file at the town clerk office. This motion was seconded and approved by all voting members.

16. 2014 Schedule (40:09)

The selectmen reviewed the 2014 calendar of meetings for each first Monday and third Tuesday, and agreed this was acceptable.

17. Adjourn

A motion was made to adjourn; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Regular Meeting
December 2, 2013
Minutes
(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 7:15 pm with the Pledge of Allegiance. Present are Dave Burgess, Jon Brayshaw and Ed Bailey.

2. Agenda (:54)

A motion was made to approve the agenda noting item 4 should read November 19, 2013; this motion was seconded and approved by all voting members.

3. Public Comment (1:37)

There were no public comments.

4. Lake Beseck update (1:46)

Jon Brayshaw stated that a representative from DEEP will come to Middlefield to tour the lake in order to be made aware of the areas the town would like to dredge, there are several dates available. Jon Brayshaw noted that the work was to begin this week on the dam, and a representative from the company doing that work has requested that the police department patrol the area more frequently as there is equipment.

It was noted there had been four wells, shallow-dug wells that went dry- three of which have applied for a permit to drill a proper well.

5. Powder Ridge update (5:29)

Jon Brayshaw noted the soft opening took place, and today the town received a check from Sean Hayes. Dave Burgess recommended using this to pay the principal of the town loan. Ed Bailey noted according to bond counsel that is what has to be done. Jon Brayshaw was in agreement with that as well. Jon Brayshaw noted how well the opening went.

6. Approval of minutes to November 19 meeting (10:45)

It was noted under item 13, it should state December 2, not December 4.

A motion was made to approve the minutes to the previous meeting of November 19, 2013 as amended; this motion was seconded and approved by all voting members.

7. Town Attorney (11:39)

Jon Brayshaw reported that Ken Antin, the town's attorney is retiring in December. Jon Brayshaw noted it is the prerogative of the First selectman to choose the town attorney, but he would like the benefit of the board of selectmen conducting interviews to choose a new attorney. Board members discussed the priorities for a new town attorney. Jon Brayshaw will pre-qualify a few attorneys and set up meetings with them and the other selectmen.

8. Agricultural counsel (17:48)

Jon Brayshaw stated he was still looking for someone to fill a seat on the agricultural counsel set up by the River COG.

9. Energy advisory committee (19:59)

Jon Brayshaw noted that Middlefield and Durham worked together and it appears the group wants to reconvene for more work regarding micro grids and other energy issues including the solar panel company that Durham was involved with. One speaker noted she had concerns about them due to the lack of storage capacity. Jon Brayshaw noted he wanted them to look into putting the panels on empty parcels of land- One speaker noted concerns about glare.

10. Prescription drug card (29:28)

Jon Brayshaw noted the town had announced this about a month ago, and information has gone out to every home in Rockfall and Middlefield. If there is anyone who needs more information they can contact the town hall.

11. Purchasing policy (31:29)

Jon Brayshaw noted that he wants to revise the town's purchasing policy and asked the selectmen if they want to work on this, or hand it to the Board of Finance. Ed Bailey suggested the Finance Director prepare a proposal for review.

Bidding is an issued to be addressed. Jon Brayshaw noted there is a vortechnic unit being installed at the bottom of Jackson Hill Road this week, and as there is one company that does them, this was not put out to bid. It was noted that they need to also look at using local companies versus out of town companies. It was agreed they need to be able to evaluate the bidders in the bid process. It was noted that the city of Meriden gives a 10% bonus to local companies.

12. Adjourn

A motion was made to adjourn at 8pm; this motion was seconded and approved by all voting members.

Middlefield Board of Selectmen

Special Meeting

December 23, 2013

Minutes

(Not approved at time of filing)

1. Call to order

Jon Brayshaw called the meeting to order at 3:10 pm. Present are Ed Bailey, Jon Brayshaw and Dave Burgess as well as Attorney Bruno Morisutti

2. Agenda

A motion was made to approve the agenda; this motion was seconded and approved by all voting members.

3. Executive session

A motion was made to enter into executive session at 3:15 for the purpose of considering the appointment of a new town attorney. This motion was seconded and approved by all voting members.

A motion was made to leave executive session at 4:10 pm where no votes were taken. This motion was seconded and approved by all voting members.

4. Appointment of attorney

A motion was made to recommend the appointment of Bruno R. Morrisetti as the town attorney. This motion was seconded and approved by all voting members.

5. Adjourn

A motion was made to adjourn at 4:15 pm; this motion was seconded and approved by all voting members.