BOARD OF SELECTMEN MEETING
Thursday, April 14, 2016
10:00 A.M.
Town Hall Meeting Room
AGENDA

1. Welcome and Pledge of Allegiance

2. Approval of Minutes
   a. Board of Selectmen Meeting, March 24, 2016
   b. Special Board of Selectmen Meeting, April 7, 2016

3. First Selectman Updates – Peter Tesel

4. Old Business
   a. Board of Education request for Municipal Improvement to abandon portions of the
      Church Street, Richard Street and New Lebanon Avenue Right of Way, totaling
      23,058 square feet.

5. New Business

6. Appointments and Nominations

7. Executive Session
   a. Discussion and Settlement of Pending Claims and Litigation.

8. Adjournment

Peter J. Tesel, First Selectman
Town of Greenwich
Board of Selectmen
Meeting March 24, 2016
10:00 A.M.
Town Hall Meeting Room

DRAFT MINUTES

1. The meeting opened at 10:19 A.M. with the Pledge of Allegiance.

   a. Attendance:
      I. First Selectman Peter J. Tesei - Present
      II. Selectman John Toner - Present
      III. Selectman Drew Marzullo - Present

   The First Selectman greeted and welcomed attendees commenting that it was a Public Meeting of the Board of Selectmen who reserve the right to call on people to propose questions and make comments.

2. Approval of Minutes
   a. Minutes of the Regular Board of Selectmen meeting held on 3-11-2016 were moved for approval as amended by Mr. Toner, seconded by Mr. Marzullo. The motion passed unanimously.

3. First Selectman’s Update
   a. Charles Zsebik was been selected as Greenwich’s new Director of Purchasing and Administrative Services. Thanks were extended to Ms. Pepe and Mr. Branyan for the time invested in screening and interviewing, and to Ms. Ahmad, TOG Law Department, and Mr. Watts, BOE Director of Purchasing, for joining the interview panel during the selection process. Pursuant to the Charter, the Board of Selectmen makes the appointment.

      On a motion by Mr. Toner, seconded by Mr. Marzullo, the Board of Selectmen voted 3-0 to appoint Mr. Zsebik to the position of Director of Purchasing and Administrative Services. (Resolution attached.)

      Mr. Zsebik thanked the Board of Selectmen.

   b. Correspondence from the Board of Trustees of the Village of Rye Brook requested that Greenwich, as an adjoining municipality, express its concern to the Westchester County Executive, Rob Astorino, about the potential for increased noise and air quality pollution on the expansion of air service planned at Westchester Airport.

   c. Ms. Barbara Heins, the newly appointed Executive Assistant, prior to beginning as a Town employee, attended the League of Women Voters presentation of its RTM Study on March 22, in the Cone Meeting Room of Town Hall. Although she noted no dramatic changes, she noted the League’s support of increasing engagement with the public.

   d. Eversource advised the Town administration that transmission work would be taking place at its south end of Stamford substation. It anticipated no adverse effect to customers during the 3/28/16 – 4/18/16 period of work but promised if any customer inconvenience occurred, it would be rectified within four (4) hours.

Board of Selectmen Meeting - March 24, 2016 – Subject to Approval
e. Monday’s BET Decision Day meeting acted on the proposed FY17 Budget making amendments to both operations and capital expenditures. The Finance Department will provide the BET revised Budget shortly.

Thanks were extended to the BET members, Mr. Branyan and Ms. Jones for supporting the requested incremental increase of fire fighters.

Thanks were extended to BET members who supported the acquisition of property for the new NW Fire House location.

A meeting with the RTM Budget Overview Committee to address their questions about the NW Fire House, is scheduled on March 30th at 7:30 P.M. Selectmen Toner and Marzullo are invited to attend and support the discussion.

f. Congratulations and thanks were offered to high school student recipients of the Community Service Awards. Their video will be available as a resource to explain the meaning of public service. A future reception is being planned to celebrate the winners.

4. Old Business
   a. Approval of Municipal Improvement (MI) request for the purchase of 4.27 acres at 1241 King Street for the Northwest Greenwich Fire/GEMS Facility. Mr. Monelli commented that the 1327 location currently accommodating GEMS was unsuitable for a combined Fire/GEMS location. The BET had approved the purchase of 1241 King Street as consistent with Greenwich’s Plan of Conservation and Development. Mr. Branyan expected a survey for the exact acreage of the new property before the end of March. Phase 1 & 2 Environmental Testing identified no issues for the site. $1.625 million would be available for the Closing on July 1, 2016; the new facility is expected to be open by summer of 2018.

      On a motion by Mr. Toner, seconded by Mr. Marzullo, the Board of Selectmen voted 3-0 to approve MI status for the 1327 King Street property.

5. New Business
   a. Discussion on Byram Park New Pool access policy – Mr. Siciliano and Mr. Monelli described the access policy developed in response to the BET and RTM condition for release of construction funds. Construction Bid deadline is April 5th; once reviewed, a contractor selected and an Operation Plan is presented to the BET, the balance of conditioned funds will be released for constructing the pool project. The Law Department has reviewed and compared nearby municipalities’ Access Policies and found: 1) that it is standard for residents to take guests to pools. In reviewing the P&R policy, the Law Department found that it allows guests of residents can accompany a season pass holders for a fee; 2) that no purchase of pool passes take place at the pool location; 3) single non-resident entry Park Pass (park/beach, not pool) can be purchased at Town Hall and Civic Centers. The Law Department found that these policy features were defensible given past Connecticut litigation. Mr. Marzullo questioned whether the anticipated revenue stream would be adequate without the addition of non-resident family seasonal membership passes; Mr. Siciliano remarked that swimming lessons, concession sales and beach parking fees would provide offsetting revenue.
Mr. Tesei emphasized that the Board of Selectmen had the responsibility to make the Pool Access Policy. Mr. Marzullo asked for further discussion and clarification of neighboring municipalities’ non-resident pool access policies. It was decided that a Special Meeting, at a date to be announced, was needed to allow Town residents to express their opinion on the non-resident use aspect of the Access Policy.

b. Approval of State Preservation Office (SHOP) – Declaration of Preservation Agreement for the Old Barn at Greenwich Point – Mr. Fox suggested postponing the approval of the Declaration until the Special Meeting Agenda.

6. Appointments and Nominations

Mr. Tesei remarked that although a new appointment was needed, the item would be moved to the Special Meeting Agenda.

7. Executive Session

Mr. Tesei motioned to enter into executive session at 11:15 A.M., seconded by Mr. Marzullo, the Board voted 3-0 in favor.

Present in Executive Session were: Mary Pepe, Director, HR Department; Tiffany Navarro, HR Department Workers’ Compensation Administrator; J. Wayne Fox, Town Attorney; Eugene McLaughlin, Assistant Town Attorney

Mr. Toner moved to exit Executive Session at 12:09 P.M., seconded by Mr. Marzullo, the Board voted 3-0 in favor.

a. Full and Final Settlement of commercial tax appeal Docket # HHB CV 11-6022818S Parcel No. 01-1634/S vs. Town of Greenwich for a credit of approximately $41,473 against future tax payments.

Upon a motion by Mr. Toner seconded by Mr. Marzullo, the Board voted 3-0-0 in favor of the settlement.

b. Full and Final Settlement of commercial tax appeal Docket # HHB CV 11-6022817 – Parcel No. 01-1962/S vs. Town of Greenwich for a credit of approximately $46,868 against future tax payments.

Upon a motion by Mr. Toner seconded by Mr. Marzullo, the Board voted 3-0-0 in favor of the settlement.


Upon a motion by Mr. Toner seconded by Mr. Marzullo, the Board voted 3-0-0 in favor of the settlement.
8. Adjournment

Mr. Toner motioned to adjourn at 12:18 P.M.; seconded by Mr. Marzullo, the Board voted 3-0 in favor.

Next Meeting of the Board of Selectmen will be a Special Meeting to discuss Byram Park Pool Access Policy and Approval of the SHOP Declaration of Preservation Agreement. Date, Time and Room to be announced.

Next Regular Meeting of the Board of Selectmen is scheduled on Thursday, April 14, 2016 at 10:00 A.M. in the Town Hall Meeting Room.

Peter J. Tesei First Selectman

Prepared by Catherine Sidor
Recording Secretary
Town of Greenwich
Board of Selectmen
Special Meeting Thursday, April 7, 2016
Mazza Room
DRAFT MINUTES

1. The Meeting opened at 11:14 a.m. with the Pledge of Allegiance.

   Attendance:

   I. First Selectman Peter J. Tesei – Present
   II. Selectman John Toner – Present
   III. Selectman Drew Marzullo – Present

The First Selectman greeted and welcomed attendees. He said the special meeting is to hear the request from the Board of Education on a request for Municipal Improvement to abandon portions of the Church Street, Richard Street and New Lebanon Avenue a right of way for the proposed New Lebanon School project. The board will hear comments and then vote on the request at its April 14, 2016 meeting.

2. Old Business
   a. Discussion of the 2016 Proposed Provisional Byram Park Pool Access Policy. Parks and Recreation Director Joe Siciliano recapped the proposal that was first made public two weeks ago that would limit access to the proposed Byram Park Pool. The provisional policy is required as a condition of release of funds as set by the Board of Estimate and Taxation. The policy to require guests be accompanied by a Greenwich Season Beach Pass Holder would go into effect in 2017 when the pool is opened.

   Selectman Marzullo made a motion to set the number of nonresidents or a cap limiting the number of nonresidents on a daily basis – a number that would be determined by the Parks Department. The motion failed to receive a second.

   Selectman Marzullo then made a motion to establish a one-time fee with a set amount of money to access the facility. The fee would be determined by the Parks Department. The motion failed to receive a second.

   First Selectman Tesei then moved the motion to adopt the 2016 Provisional Byram Park Pool Access Policy as proposed by the Parks and Recreation Department. The motion was seconded by Selectman Toner.

   Selectman Marzullo asked whether it will be possible to revisit the policy when the town has not had a chance to review its impact. Mr. Siciliano responded that the policy will be reviewed and updated by the Board of Selectmen annually when he presents proposed parks policies and fee schedules.
Mr. Marzullo then proposed amending the motion that the policy will expire after one year so that there can be a revaluation of the policy. The amendment to the motion failed by a vote of 1-2, with First Selectman Tesei and Selectman Toner voting against.

A vote was then taken on the original motion to approve the provisional policy. It was approved by a vote of 2-1 with Selectman Marzullo voting against.

3. New Business

a. New Lebanon School Project – a request for Municipal Improvement from the Board of Education on a request for Municipal Improvement to abandon portions of the Church Street, Richard Street and New Lebanon Avenue a right of way for the proposed New Lebanon School project.

Nick Macri, an ex-officio member of the New Lebanon School Building Committee, explained the abandonment of portions of the right of way is necessary to facilitate a zoning issue regarding side yard and front yard setbacks. The abandonment would allow the proposed school building to be pushed towards the playing field. In doing so, the school’s service area would be in the back of the building where there would be daily food and milk deliveries; twice weekly district maintenance truck delivery; four trash pickups per week and two monthly district supply deliveries. The truck activity would be scheduled in the mornings for 180 school days, according to Mr. Macri. He also presented photographs of the trucks expected to make to those deliveries and pickups.

Selectman Marzullo asked whether neighbors have been notified of the proposed changes involving the trucks. Mr. Macri said neighbors have been notified. Ms. Claire Kilgallen, a New Lebanon School Building Committee member, said she attended the April 6 Representative Town Meeting District 4 meeting and apprised members of the proposed change. She said none of the District 4 members voiced a concern.

First Selectman Tesei said the Board of Selectmen will vote on the proposal at its regularly scheduled meeting at 10 a.m. Thursday, April 14, 2016 in the Town Hall Meeting Room.

4. Adjournment

Selectman Toner made the motion to adjourn the meeting, with a second by Selectman Marzullo. Motion passed unanimously. The meeting adjourned at 11:47 a.m.

Peter J. Tesei, First Selectman
April 1, 2016

Board of Selectmen
101 Field Point Road
Greenwich, CT 06830
Via e-mail

Dear First Selectman Mr. Tesei, Selectman Mr. Toner and Selectman Mr. Marzullo,

The Board of Education respectfully requests that the Board of Selectmen take action on referring Municipal Improvement to abandon portions of the Church Street, Richard Street and New Lebanon Avenue Right of Way, totaling 23,058 square feet.

The item was acted on by the New Lebanon Building Committee on March 30, 2016 and voted affirmatively by the Board of Education at its regular meeting on March 31, 2016.

For your reference the Board of Education meeting packet for the item is linked HERE and is also attached.

Respectfully submitted,

Laura Erickson
Chair, Board of Education

cc: Stephen Walko, Chair, New Lebanon Building Committee
Dr. William McKersie, Superintendent
Board of Education members
GREENWICH PUBLIC SCHOOLS

MEMORANDUM

TO: Board of Education
FROM: Jim Hricay, Managing Director of Operations
DATE: March 30, 2016
RE: Request for Municipal Improvement – Abandonment of portions of the Church Street, Richard Street and New Lebanon Avenue Right of Way

At the Wednesday, March 30, 2016, meeting of the New Lebanon Building Committee, a motion was passed requesting that the Board of Education initiate a Municipal Improvement (MI) to:

Abandon portions of the Church Street, Richard Street and New Lebanon Avenue Right of Way (ROW).

The motion was made by Ex Officio member Nick Macri, a representative of the Planning and Zoning Commission. According to Mr. Macri, the abandonment is requested to facilitate the zoning setbacks required for the “new” New Lebanon School Building.

The attached map details the area being requested for abandonment totaling 23,058 square feet.
New Lebanon School Truck and Delivery Information

To Service Entrance (loading dock)
1 daily food - Type 1
1 daily milk - Type 1
2 weekly district maintenance Type 3
4 weekly trash pickup - Type 2
2 monthly district supply

To Front Entrance (administrative offices)
UPS delivery truck
Mail carrier truck
Office supplies

Truck traffic operates primarily in the morning hours when school is open.