



TOWN OF MIDDLEBURY
Board of Selectmen

AMENDED MINUTES
Meeting of the Board of Selectmen
Monday July 18, 2022 – 4:00 p.m.
Town Hall Conference Room

Start: 4:00 p.m.

End: 5:45 p.m.

Present:

Edward B. St. John, First Selectman
Elaine Strobel, Selectman
Ralph Barra, Selectman
Attorney Robert W. Smith
Brett Kales, MVFD Fire Chief
Terry McAuliffe, Chairman, Economic Development Commission
Marj Needham, Middlebury Bee Intelligencer
Linda Zukauskas, Voices
Liana St. Germain, Recording Clerk

RECEIVED FOR FILING

Aug 9 2022 at 3:55 P.M.
TOWN CLERK'S OFFICE

MIDDLEBURY, CT

Brigitte M. Besant
TOWN CLERK

Call to Order with Pledge of Allegiance

The meeting was called to order by the First Selectman at 4:00 p.m. with the Pledge of Allegiance.

Approval of July 5, 2022 Meeting Minutes

First Selectman Edward B. St. John MOTIONED to approve the July 5, 2022 meeting minutes, with the addition of appointing General Gerald Lukowski alternate member of the Planning and Zoning Commission; SECONDED by Selectman Ralph Barra. Term Selectman Elaine Strobel abstained due to not being present at the meeting held on July 5, 2022.

Tax Rebates

First Selectman Edward B. St. John MOTIONED to dispense from the reading of the tax rebate and they take usual course, due to multiple attendees needing to speak in today's meeting. SECONDED by Selectman Elaine Strobel. Unanimous approval. (See attached)

Beth A. Ferrucci - \$277.64
Beth A. Ferrucci - \$287.70
Nissan Infiniti Limited - \$84.92
Nichole M. Ferreira-DaSilva - \$13.39
Barbara A. Accetura - \$13.04
Charles J. Burdette - \$94.78
Robert N. D'Angelo & Diane R.
D'Angelo - \$93.78
Hyundai Lease Titling Trust - \$281.56
JP Morgan Chase Bank NA - \$167.24

James J. Lango - \$ 93.78
David M. Marshall & Cheryl A Marshall -
\$93.78
Ryan P. Pfeiffer - \$93.78
Melvyn Ranish & Carol L. Ranish -
\$93.78
Carlos J. Rodrigues - \$250.08
VW Credit Leasing Ltd - \$287.91
Michael A. Weglarz - \$39.76

Resignation

Selectman Elaine Strobel MOTIONED to accept the resignation of General Gerald Lukowski from the Zoning Board of Appeals. SECONDED by First Selectman Edward B. St. John. Unanimous approval.

Appointments

First Selectman St. John noted regarding the Board of Education appointment, he received a letter from the Middlebury Republican Town Committee, at its July 12, 2022 voted to endorse: John Jenusaitis of 593 Watertown Rd and Russ Tolles of 75 Yale Ave, First Selectman Edward B. St. John MOTIONED to appoint John Jenusaitis, to fill the vacancy for Regional Board of Education, 07/18/2022 – 12/01/2023. SECONDED by Selectman Elaine Strobel. Unanimous approval.

First Selectman St. John then noted regarding the Board of Planning and Zoning Commission, he received a letter from the Middlebury Republican Town Committee, at its July 12, 2022 voted to endorse: Frank Mirovsky of 654 South St and George Tzezos of 99 Burr Hall Rd, to the position of Planning and Zoning Alternate. First Selectman Edward B. St. John MOTIONED to appoint Frank Mirovsky for alternate of Planning and Zoning, 07/18/2022 – 08/02/2024. SECONDED by Selectman Elaine Strobel. Unanimous approval.

Discussion and Consideration

The Peddler's Ordinance, per First Selectman St. John, Selectman Barra passed out copies of the Peddler's Ordinance to the board members, drafted by Attorney Robert W. Smith. A discussion took place where First Selectman St. John stated they will review, make comments and discuss the draft prior to moving forward.

Per First Selectman Edward B. St. John, discussed a resolution regarding a STEAP project, however there is an unknown start time on the project. He has been in discussions with the Naugatuck Valley Council of Governments regarding a road safety study of the Route 64 corridor (specifically in the area of Chase Road and Routes 63 & 64 & 17 interchange). Notably, this is a State road and all studies must be done within State guidelines – the Town of Middlebury has limitations with what can be done to this road in that regard. NVCOG is pursuing conducting a study in conjunction with the Town of Middlebury pertinent to road usage, road safety and the potential for grants delineated for road safety improvements to this specific area of roadway.

The STEAP project would take sidewalks from the Library to Store Rd to the greenway. Sidewalk would be on the North side of the road, any sidewalk that does exist will also be replaced. Unknown if grant would cover entire project due to embankment issue between the Library and Shepardson. Will be looking into receiving additional grant in the near future. First Selectman St. John MOTIONED to approve the following resolution. SECONDED by Selectman Barra.

“RESOLVED, that The First Selectman Edward B. St. John, and hereby is, authorized to accept on behalf of the Town of Middlebury, a 2022 Connecticut STEAP Grant in the amount of \$414,400.00 for 2022-2023 Sidewalk Project; and FURTHER RESOLVED, that The First Selectman Edward B. St. John is hereby authorized to enter into and execute any and all agreements, contracts and documents necessary to obtain said 2022 STEAP Grant with the State of Connecticut.”

Unanimous approval

Middlebury Edge Building #2: Planning and Zoning approved another building. Bond amounts were received from Calabrese Engineering: Erosion Control Bond - \$18,830.90, Restoration Bond - \$6,147.90, and Landscape Bond - \$5,191.92, for a total of \$30,170.72. First Selectman St. John MOTIONED to approve bond request, SECONDED by Selectman Elaine Strobel. Unanimous approval. Marj Needham asked the First Selectman to confirm the location of this building.

MVFD Chief Kales Update: Fire department purchased a new training prop, at the cost of approximately \$8,000, three (3) months ago. It is a forceable entry training prop. So that each member of the MVFD is properly trained on opening various doors, and the different ways. Last month they approved to purchase a new battery operated Holmatro vehicle combination rescue tool, at the cost of approximately \$15,500. First Selectman St. John requested that Chief Kales get together with the representatives from Voices and also the Middlebury Bee Intelligencer and review how this prop and combination tool work.

Per First Selectman Edward B. St. John, discussed the process that was under taken for procurement of a new (replacement) Engine 1 for the MVFD. This new unit will replace the existing FD Engine 1 pumper tanker, which sustained a motor loss while responding to a call approximately two years ago. The motor was subsequently rebuilt and the unit returned to service. Notably, the existing FD Engine 1 is 31 years old and finding replacement parts, etc. for this unit is becoming increasingly difficult and costly. This factor weighed strongly on the decision to replace this unit. The new Engine Truck shall be procured from Pierce Apparatus – as they were the sole bidders in response to the Town’s multiple requests for quote. The current lead time for delivery of this unit is anticipated to be 680 days – with an approximate cost of \$1,200,000. Per First Selectman Edward B. St. John, a formal detailed narrative further outlining this acquisition shall be forthcoming. **Please note Engine 1 will be 34 years old by the time the new Engine is received- one years shy of antique status.**

Economic Development Commission: EDC Chairman McAuliffe presented a slideshow presentation along with handouts, to review the objectives and project plan for the 2022 Business Survey. EDC Chairman McAuliffe presented the 2017 Business Survey.

He discussed how the survey was conducted via postal mail in 2017 and the obtained the list from the Assessor's database of the taxpaying businesses.

For the planned 2022 Business Survey they will use the Secretary of State's Connecticut Business Registry as well as the Assessor's database. This will be accomplished via E-mail addresses (using a program called Survey Monkey) and also postal mail. The same set of questions will be used along with several open-ended questions.

Public Comment

None

Executive Session

First Selectman Edward B. St. John MOTIONED to go into executive session at 05:12, per Attorney Robert W. Smith it is to discuss pending litigations. SECONDED by Selectman Elaine Strobel. No votes were taken.

Adjournment

First Selectman Edward B. St. John MOTIONED to ADJOURN the meeting at 5:45 p.m.; SECONDED by Selectman Elaine Strobel. Unanimous approval.

Next meeting is slated to take place on August 1, 2022 at 4:00 p.m.

These minutes are submitted subject to approval.

Respectfully Submitted,

Liana St. Germain

Recording Clerk