

Board of Selectmen
May 9, 2018
APPROVED MINUTES

The Westport Board of Selectmen, Traffic Authority and Water Pollution Control Authority held a public meeting on Wednesday, May 9, 2018 at 9:00 a.m. in Room 307/309 of the Westport Town Hall. In attendance were Jim Marpe, Jennifer Tooker, Melissa Kane, Eileen Flug, Pete Ratkiewich, Al D'Amura, Eric Woods, Sara Harris, Pete Gelderman, presenters as noted in the minutes, members of the public, and Eileen Francis, recording secretary.

MINUTES

1. Jennifer Tooker presented Item #1. There were no revisions. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the minutes of the Board of Selectman's public meeting of April 25, 2018 and the Water Pollution Control Authority's public meeting of April 25, 2018 are hereby APPROVED.

HEAR APPEAL OF DECISION TO REPLACE SIDEWALK AT 30 FRANKLIN STREET

2. Mr. Frank Hoefling, owner of the property located at 30 Franklin Street, presented his opinion concerning the process and application of the ordinance to the sidewalk abutting his property. Mr. Hoefling stated that the home is residential, despite the fact it is located in a DORD2 zone. He recognizes the need to replace the sidewalk due to its current condition, and presented possible options for his responsibility to have the work completed, but having an option to have a payment plan or having the cost benefit assessed for repayment. He did not agree with the requirement to have the repair comply with Town standards as there was evidence of other sidewalks in town that did not meet those requirements. He was willing to repair the sidewalk, but not to the extent necessary to comply with "town standards" Public Works Director Peter Ratkiewich showed the areas surrounding the property that have complied with the ordinance; that it is a mixed-use, multi-family zone; and that the ordinance was applied correctly in this case. A number of options for both the repair and repayment for the replacement were discussed, including the possibility of extending the sidewalk replacement construction to include a number of homeowners, thus decreasing the cost, and providing financially viable repayment options. Mr. Ratkiewich stated that the Public Works Department would help with coordinating possible construction options among the affected property owners. The Board agreed that to facilitate the process, it would extend the time currently directed for sidewalk replacement from 30 days from March 28, 2018 to 120 days, or until approximately August 1, 2018. The Board will reevaluate at that time. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that in accordance with Article IV, Streets and Sidewalks, §50-412 of the Town Code, the extension of time to replace the adjacent sidewalk at property known as 30 Franklin Street from 30 days to 120 days is hereby APPROVED.

REVIEW UNUSUAL DOOR-TO-DOOR SOLICITOR PERMIT APPLICATIONS FROM APTIVE ENVIRONMENTAL PEST CONTROL – REVIEW ONLY NO VOTE

3. *To take such action as the meeting may determine to review the Vendor Permit Applications from Aptive Environmental Pest Control, pursuant to the Vendor Door-to-Door Solicitor Permit Requirements and Procedures, as revised April 13, 2016.*

Due to the high number of requests from a single vendor (22), and that the identifications for the individual solicitors were from out-of-state, the Selectman's Office deemed the vendor permit applications as unusual. In accordance with the Door-to-Door Solicitor Permit Requirements and Procedures, the Selectman's Office and Attorney's Office requested Board of Selectmen review. The branch manager of Aptive Environmental Pest Control in Norwalk ("DJ") provided information about the process the company employs in other municipalities in Connecticut; and the company's process for employee drug tests and background checks. Lieutenant Eric Woods noted that there were no issues with the applications presented by Aptive. However, Lieutenant Woods did note that the process the Westport PD utilizes for cursory background checks is limited to the State of Connecticut database. DJ agreed to limit the number of solicitors scheduled to work in Westport to eleven. The Board thanked him for that consideration.

TO CHANGE THE TIME LIMIT DESIGNATION OF 31 PARKING SPACES LOCATED IN THE JESUP PARKING LOT FROM 1 HOUR TO 2 HOURS

4. Staff Corporal Al D'Amura presented Item #4. He explained that the current time limit is not conducive to extended shopping or conducting business in the downtown area. The Board agreed that increasing the time limit was beneficial. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the time limit designation of 31 parking spaces located in the Town-owned property known as the Jesup Parking Lot from 1-hour to 2-hours is hereby APPROVED.

APPROVE THE REVISED SERVICE FEE AGREEMENT BETWEEN THE NESC AND THE TOWN OF WESTPORT AND THE WESTPORT BOARD OF EDUCATION

5. Operations Director Sara Harris presented Item #5. Ms. Harris explained that the terms of the contract and its associated fees required additional explanation from the previous Board meeting where the contract was originally approved. Ms. Harris noted that the professional fee of 20,000 was for phase I of the project only and that the contract was revised to clarify the terms. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the revised Service Fee Agreement between the National Executive Service Corps (NESC) and the Town of Westport and the Westport Board of Education as it relates to operations and management consulting services is hereby APPROVED.

APPROVE THE AGREEMENT BETWEEN SPYGLASS GROUP AND THE TOWN OF WESTPORT

6. Finance Director Gary Conrad presented Item #6. Mr. Conrad explained that the Spyglass Group performed a similar audit previously that resulted in significant savings to the Town. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the Agreement between Spyglass Group and the Town of Westport as it relates to an audit of the Town and Board of Education telecommunication service accounts is hereby APPROVED.

APPROVE THE LICENSE AND AGREEMENT BY AND BETWEEN THE TOWN OF WESTPORT, JMK INVESTMENTS AND ACM REALTY, LLC RE: 45 JESUP ROAD

7. Attorney Peter Gelderman of Berchem Moses, P.C. presented Item #7. Attorney Gelderman explained that the license and agreement were necessary to protect the town and its property; and that the Town would not be liable for any adverse results of the soil testing. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the license for access to Town property known as 45 Jesup Road by and among the Town of Westport, JMK Investments and ACM Realty LLC to conduct soil assessment and an agreement regarding the removal of a septic system at property known 20 Bay Street is hereby APPROVED.

ADJOURNMENT

Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, the meeting was adjourned at 10:30 am.

Eileen Francis, Recording Secretary