

## MINUTES (APPROVED)

The Board of Selectmen held a public hearing on Wednesday, July 13, 2011 at 4 p.m. in Room 309 of the Westport Town Hall. Present at the meeting were: Gordon F. Joseloff, Shelly A. Kassen, Charles W.K. Haberstroh, Gail Kelly, Barbara Butler, Stephen Edwards, Fire Chief Andrew Kingsbury, Robert LaRose, Melissa Lemieux, and Patricia Scully recording secretary.

### MINUTES

1. The minutes of the Board of Selectmen's public hearing of June 22, 2011 were presented by the recording secretary. There were no additions/deletions/revisions. Upon motion by Shelly A. Kassen, seconded by Charles W.K. Haberstroh and passed by a vote of 3-0, it was:

RESOLVED: That the minutes of the Board of Selectmen's public hearing of June 22, 2011, as presented, are hereby APPROVED.

### APPROVAL OF ACCEPTANCE OF MONETARY GIFT TO TOWN OF WESTPORT FROM UNITED WAY OF COASTAL FAIRFIELD COUNTY FOR DEPARTMENT OF HUMAN SERVICES' FAMILIES IN NEED ESCROW FUND, IN ACCORDANCE WITH POLICY FOR GIFTS TO THE TOWN AS AMENDED OCT. 28, 1998

2. Item #2 was presented by Human Services Director Barbara Butler. Upon motion by Shelly A. Kassen, seconded by Charles W.K. Haberstroh and passed by a vote of 2-0 (Mr. Joseloff and Mrs. Kassen voting yes and Mr. Haberstroh abstaining), it was:

RESOLVED: That the request for acceptance of a monetary gift to the Town of Westport from the United Way of Coastal Fairfield County for the Department of Human Services' Families in Need Escrow Fund, in accordance with the Policy for Gifts to the Town as amended Oct. 28, 1998, is hereby APPROVED.

### APPROVAL OF USE OF TOWN-OWNED PROPERTY KNOWN AS THE IMPERIAL AVENUE PARKING LOT, THE LIBRARY PARKING LOT AND THE LEVITT PAVILION FOR THE ANNUAL BLUES, VIEWS & BARBEQUE FESTIVAL TO BE HELD ON SEPT. 23, 24, AND 25, 2011, CONTINGENT UPON COMPLIANCE WITH COMMENTS FROM TOWN DEPARTMENTS INCLUDING WESTPORT/WESTON HEALTH DISTRICT AND IN ACCORDANCE WITH PROCEDURES FOR USE OF TOWN PROPERTY, FACILITIES AND/OR PUBLIC ROADWAYS

3. Item #3 was presented by Westport Downtown Merchants Association representative Robert LaRose. Mr. LaRose requested that the dates approved for the use of town property include a set-up day - Sept. 22, 2011 after 1 p.m. Upon motion by Shelly A. Kassen, seconded by Charles W.K. Haberstroh and passed by a vote of 3-0, it was:

RESOLVED: That the request for use of town-owned property known as the Imperial Avenue parking lot, the Library parking lot and the Levitt Pavilion for the Annual Blues,

Views and Barbeque Festival to be held on Sept. 23, 24 and 25, 2011 and Sept. 22, 2011 as a set-up day, contingent upon compliance with comments from town departments, including the Westport/Weston Health District, and in accordance with the Procedures for Use of Town Property, Facilities and/or Public Roadways, is hereby APPROVED.

APPROVAL OF USE OF TOWN-OWNED PROPERTY KNOWN AS JESUP GREEN FOR OUTDOOR COMMUNITY YOGA CLASS BY LULULEMON ATHLETICA TO BE HELD ON SATURDAY, SEPT. 10, 2011, CONTINGENT UPON COMPLIANCE WITH COMMENTS FROM TOWN DEPARTMENTS INCLUDING WESTPORT/WESTON HEALTH DISTRICT AND PROCEDURES FOR USE OF TOWN PROPERTY, FACILITIES AND/OR PUBLIC ROADWAYS

4. Item #4 was presented by Lululemon Athletica representative Melissa Lemieux. The board raised concern about use of town-owned property by a for-profit company. Westport Downtown Merchants Association representative Robert LaRose agreed to have the WDMA sponsor the event as the WDMA was a not-for-profit organization. Upon motion by Shelly A. Kassen, seconded by Charles W.K. Haberstroh and passed by a vote of 3-0, it was:

RESOLVED: That the request for use of town-owned property known as Jesup Green for an outdoor community yoga class given by Lululemon Athletica and sponsored by the Westport Downtown Merchants Association to be held on Saturday, Sept. 10, 2011, contingent upon compliance with comments from town departments including the Westport/Weston Health District, and Procedures for Use of Town Property, Facilities and/or Public Roadways, is hereby APPROVED.

APPROVAL OF CONTRACT BETWEEN TOWN OF WESTPORT AND D.W. TRANSPORT LEASING, UNCASVILLE, CT FOR DISPOSAL OF SLUDGE GENERATED AT WESTPORT WATER POLLUTION CONTROL FACILITY AND AS RECOMMENDED BY PUBLIC WORKS DIRECTOR

5. Item #5 was presented by Public Works Director Stephen Edwards. Upon motion by Shelly A. Kassen, seconded by Charles W.K. Haberstroh and passed by a vote of 3-0, it was:

RESOLVED: That the request for a contract between the Town of Westport and D.W. Transport Leasing, Uncasville, CT, for the disposal of sludge generated at the Westport Water Pollution Control Facility, and as recommended by the Public Works Director, is hereby APPROVED.

APPROVAL OF RESOLUTION THAT THE TOWN OF WESTPORT ENTER INTO MEMORANDUM OF AGREEMENT WITH THE STATE OF CONNECTICUT DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION (FORMERLY KNOWN AS CONNECTICUT DEPARTMENT OF EMERGENCY MANAGEMENT AND HOMELAND SECURITY) AS RELATES TO 2010 STATE HOMELAND SECURITY GRANT, AND FURTHER TO AUTHORIZE WESTPORT FIRST SELECTMAN GORDON F.

JOSELOFF TO EXECUTE AND DELIVER ANY AND ALL DOCUMENTS ON BEHALF OF  
THE TOWN OF WESTPORT AS RELATES TO SUCH MEMORANDUM OF AGREEMENT

6. Item #6 was presented by Fire Chief Andrew Kingsbury and Assistant Town Attorney Gail Kelly. Attorney Kelly stated that the State of Connecticut had changed the name of the department and the resolution would reflect this change in name. Upon motion by Shelly A. Kassen, seconded by Charles W.K. Haberstroh and passed by a vote of 3-0, it was:

RESOLVED: That the Town of Westport may enter into with and deliver to the State of Connecticut Department of Emergency Services and Public Protection, (formerly known as Connecticut Department of Emergency Management and Homeland Security), any and all documents which deems to be necessary or appropriate is hereby APPROVED; and

FURTHER RESOLVED: That Gordon F. Joseloff, as First Selectman of the Town of Westport, is authorized and directed to execute and deliver any and all documents on behalf of the Town of Westport and to do and perform all acts and things which he deems to be necessary or appropriate to carry out the terms of such documents, including but not limited to, executing and delivering all agreements and documents contemplated by such documents, is hereby APPROVED.

Upon motion by Gordon F. Joseloff, seconded by Charles W.K. Haberstroh and passed by a vote of 3-0, the public hearing was adjourned at 4:50 p.m.

Patricia Scully  
Recording Secretary