

Board of Selectmen Meeting
April 14, 2021
APPROVED MINUTES

The Westport Board of Selectmen, Traffic Authority and Water Pollution Control Authority held a public meeting on Wednesday, April 14, 2021 at 9:00 AM. Pursuant to the Governor's Executive Order No. 7B, there was no physical location for this meeting. It was held electronically, live streamed on www.westportct.gov, and broadcast on Westport's Optimum Government Access Channel 79 and Frontier Channel 6020.

<https://play.champds.com/westportct/event/58>

In attendance were Jim Marpe, Jennifer Tooker, Melissa Kane, Eileen Flug, Peter Ratkiewich, Bryan Thompson, Doug LoMonte, Al D'Amura, Christine Alison, Sam Arciola, Gary Conrad, Sara Harris, Jillian Cabana, Eric Woods, and Eileen Francis, recording secretary.

MINUTES

1. Jennifer Tooker presented Item #1. 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 Selectmen's and the Water Pollution Control Authority's meetings of March 24, 2021 are hereby APPROVED.

APPROVE USE OF TOWN ROADWAYS FOR FLEET FEET/DMA-SPONSORED 5K ROAD EVENT ON MAY 1, 2021

2. Jacqui Bidgood, representing the Westport Downton Association and David Wright, representing Fleet Feet presented Item #2. Eric Woods and Al D'Amura represented the Police Department and stated the measures that would be in place to insure adequate signage and notification for the residents of the neighborhood and public safety during the race. Ms. Bidgood and Mr. Wright provided further details about the rolling start, the volunteers at various intersections and the measures in place to mitigate concerns over COVID-19 recommendations. Upon motion by Jim Marpe, seconded by Melissa Kane and passing by a vote of 3-0, it was:

RESOLVED, that the use of town roadways known as Main Street, Elm Street, Clinton Avenue, Loren Lane, Sniffen Road, Oak Street and Richmondville Avenue for the Fitness and Health 5k Road Run Activity on Saturday, May 1, 2021 (rain date Sunday, May 2, 2021) from 7:00 am to 11:30 am, contingent upon compliance with recommendations from Town departments and in accordance with Procedures for Use of Town-owned Property, Facilities and/or Public Roadways is hereby APPROVED.

APPROVE USE OF IMPERIAL AVENUE PARKING LOT FOR THE WOMAN'S CLUB YANKEE DOODLE FAIR FROM SEPTEMBER 19-26, 2021

3. Christina McVaney, representing the Westport Woman's Club presented Item #3. Ms. McVaney stated that she had spoken with other organizations who currently have permission to utilize the public lot, and all are comfortable with the plans. Due to COVID-19, the Woman's Club had determined it would be prudent to move the date from June to September. Ms. McVaney also stated that the amusement organizer has established guidelines to accommodate any COVID-19 recommendations. Jillian Cabana representing the Police Department stated that the police detail was discussed and she is comfortable with the plans for police coverage. A correction to the start date (September 17) was noted and the final resolution reflects the correct date (September 19). Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that use of the town property known as the Imperial Avenue Parking Lot from Sunday, September 19, 2021 through Sunday, September 26, 2021 for the Westport Woman's Club Yankee Doodle Fair, contingent upon compliance with recommendations from relevant town departments and in accordance with Procedures for Use of Town-owned Property, Facilities and/or Public Roadways is hereby APPROVED.

APPROVE USE OF JESUP GREEN FOR LIBRARY'S SUMMER READING PROGRAMS FROM JUNE – AUGUST 2021

4. Mary Parmelee and M. Myers, representing the Westport Library presented Item #4. The presenters stated that the Library will abide by COVID-19 protocols and insure compliance. Upon motion by Jim Marpe, seconded by Melissa Kane and passing by a vote of 3-0, it was:

RESOLVED, that the use of town property known as Jesup Green for the Westport Library's Summer Reading Programs scheduled for Tuesdays at 10:00 am from June 29 through August 17, Wednesdays at 9:30 am from June 30 through August 18 and Thursdays at 10:00 am from July 1 through August 19, contingent upon compliance with recommendations from Town departments and in accordance with Procedures for Use of Town-owned Property, Facilities and/or Public Roadways is hereby APPROVED.

APPROVE FIRST AMENDMENT TO STRUCTURE LEASE AGREEMENT RE CELL TOWER AT 515 POST ROAD EAST (FIRE HEADQUARTERS)

5. Attorney Doug LoMonte of Berchem, Moses, LP presented Item #5. Attorney LoMonte explained the negotiations; stating that the increase in weight and wind resistance for the proposed equipment installation resulted in a 30% increase in the rental rate, per the terms of original Lease Agreement. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the First Amendment to the Structure Lease Agreement by and between the Town of Westport and New Cingular Wireless PCS, LLC, for modification of certain terms of the original Structure Lease Agreement, dated as of March 22, 2017, as it relates to the telecommunications equipment located at 515 Post Road East (Westport Fire Department Headquarters).

APPROVE AWARD OF CONTRACT FOR BID #21-019T TO DEERING CONSTRUCTION

6. Director of Public Works Peter Ratkiewich presented Item #6. Mr. Ratkiewich described the terms of the bid, and that the Purchase Order will be split into two parts: one for town roadways and properties, and the other for Board of Education properties. The consolidation of the contract with the Town and the Board of Education resulted in cost savings. The cost for the Board of Education portion will be heard at the RTM meeting of May 4. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the Award of Contract for Bid #21-019T (Pavement Preservation and Repairs – Spring 2021) in the amount of \$2,399,928.55 to Deering Construction, Inc. is hereby APPROVED.

APPROVE AWARD OF CONTRACT BID #21-013T TO AJ PENNA & SONS CONSTRUCTION

7. WPCA Collection System Supervisor Bryan Thompson presented Item #7. Mr. Thompson described the process by which AJ Penna was determined to be the lowest qualified bidder as well as details of the project and the coordination with other construction projects. Upon motion by Jim Marpe, seconded by Melissa Kane and passing by a vote of 3-0, it was:

RESOLVED, that the Award of Contract for Bid # 21-013T (Sanitary Sewer Contract #76B Main Street Gravity System Upgrade) in the amount of \$325,136.00 to AJ Penna & Son Construction. Is hereby APPROVED.

APPROVE PARTIAL RELEASE AGREEMENT BY AND BETWEEN THE TOWN OF WESTPORT AND THE CT GREEN BANK

8. Assistant Town Attorney Eileen Flug presented Item #8. Tax Collector Christine Alison and Finance Director Gary Conrad participated. Ms. Flug described the purpose for the amendment to the existing agreement, and that the revision was beneficial to the Town since the process would now be streamlined. Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, it was:

RESOLVED, that the C-PACE Partial Release Agreement by and between the Town of Westport and the Connecticut Green Bank F/K/A Clean Energy Finance and Investment Authority as it relates to the Commercial Property Assessed Clean Energy Agreement, dated February 7, 2013, for the program established under Public Act No 12-2 to facilitate loan financing for clean energy improvements to commercial properties is hereby APPROVED, contingent upon final approval by the Town Attorney's Office.

REVISION 04-13-2021

The following may be heard and discussed on April 14, 2021 pending a 2/3 affirmative vote of Board members.

Upon Motion by Jim Marpe to hear the additional agenda item, seconded by Melissa Kane and passing by a vote of 3-0, the Board approved discussion of Item #9.

APPROVE REQUEST FROM PROGRESSIVE DIAGNOSTICS TO UTULIZE CT DOT LOT #8 AT SAUGATUCK RR STATION, IN COORDINATION WITH THE WESTPORT POLICE DEPARTMENT, FOR DRIVE-THROUGH PCR COVID-19 TESTING

9. Assistant Town Attorney Eileen Flug and Deputy Police Chief Sam Arciola presented Item #9. Curt Kuliga, representing Progressive Diagnostics, was included in the discussion. Ms. Flug described the unique situation whereby RR Parking Lot #8 is CT DOT property and that under the Lease, the Police Department is authorized to manage it. Deputy Chief Arciola will coordinate with the State and Progressive for set up and any potential traffic issues. Ms. Flug discussed the terms, including the length of time Progressive could utilize the Lot, stating that the CT DOT may cancel immediately, and the Town may cancel with 10 days' notice. Progressive will sign a Hold Harmless Agreement. The term will be for 30 days, with administrative extensions possible and as needed. Upon motion by Jim Marpe, seconded by Melissa Kane and passing by a vote of 3-0, it was:

RESOLVED, that upon the approval by the Connecticut Department of Transportation, the request by Progressive Diagnostics, LLC to use DOT Lot #8 at the Metro North Saugatuck Train Station for Drive-Through PCR COVID-19 testing is hereby APPROVED.

ADJOURNMENT

Upon motion by Melissa Kane, seconded by Jim Marpe and passing by a vote of 3-0, the meeting adjourned at 11:15 AM.

/Eileen Francis/
Eileen Francis, Recording Secretary