

MINUTES (DRAFT)

The Board of Selectmen held a public hearing on Wednesday, April 10, 2013, at 4:30 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, Stephen Edwards, Patty Haberstroh, Stephen Smith, Cyndi Palaia, Richard Kotchko, Melvin Barr, Frank Taylor, Margaret Travers, Cathy Colgan, Glenn Cucinell, Marc Murphy, Michael Sornatale, Franco Fella, and Patricia Scully recording secretary.

MINUTES

1. The minutes of the Board of Selectmen's public hearing of March 13, 2013 were presented by the recording secretary. There were no additions/deletions/revisions. Mr. Haberstroh said that it should be noted that he participated in only the first half of the public hearing; however he would vote in favor of acceptance. 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 March 13, 2013 as presented are hereby APPROVED.

APPROVAL OF WAIVER OF WESTPORT POLICY ON ENCROACHMENTS ON TOWN PROPERTY AT PROPERTY KNOWN AS 10 DEVON ROAD

2. Item #2 was presented by Melvin Barr representing the property owners. This request had been discussed at the March 13, 2013 public hearing. The property owners and the Public Works Department had come to a compromise. Attached to the minutes is the proposed wall modification, along with the Town Engineer's letters of April 1 and February 19, 2013. 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 waiver of the Westport Policy on Encroachments on Town Property at property located at 10 Devon Road as shown on attached drawing and contingent upon compliance with the Town Engineer's

APPROVAL OF ACCEPTANCE OF MONETARY GIFTS FROM COMMUNITY RESIDENTS AND ORGANIZATIONS TO WESTPORT DEPARTMENT OF HUMAN SERVICES FAMILY PROGRAMS ESCROW FUNDS IN SUPPORT OF 2012-13 CAMPSHIP AND CEREMONIES AND CELEBRATIONS PROGRAMS

3. Item #3 was presented by Patty Haberstroh representing the Westport Department of Human Services. Selectman Haberstroh recused himself for the vote on the item as his wife was employed by the town and was presenting the request. Upon motion by Shelly A. Kassen, seconded by Charles W.K. Haberstroh and passed by a vote of 2-0 (with Mr. Joseloff and Mrs. Kassen voting in favor), it was:

RESOLVED: That the request for acceptance of monetary gifts for \$6,225 from community residents and organizations to the Westport Department of Human Services Family Programs Escrow Funds in support of the 2012-13 Campership and Ceremonies & Celebrations programs, is hereby APPROVED.

APPROVE CLOSURE OF MAIN STREET FROM POST ROAD EAST TO AVERY PLACE AND CLOSURE OF MYRTLE AVENUE FROM EVERGREEN AVE. TO MAIN STREET ON TUESDAY, OCT. 29, 2013 FROM 3 – 5 P.M. FOR ANNUAL HALLOWEEN PARADE

4. Item #4 was presented by Cyndi Palaia representing the Parks & Recreation Department. 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 to the Traffic Authority for the closure of Main Street from Post Road East to Avery Place and the closure of Myrtle Avenue from Evergreen Avenue to Main Street on Tuesday, Oct. 29, 2013, from 3-5 p.m. for the Annual Halloween Parade is hereby APPROVED.

APPROVAL OF USE OF TOWN-OWNED PROPERTY KNOWN AS VETERANS GREEN ON TUESDAY, OCT. 29, 2013 FOR THE ANNUAL HALLOWEEN PARADE AND PARTY, AS RECOMMENDED BY THE PARKS & RECREATION DEPARTMENT

5. Item #5 was presented by Cyndi Palaia representing the Parks & Recreation Department. 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 Veterans Green on Tuesday, Oct. 29, 2013 for the Annual Halloween Parade and Party, as recommended by the Parks & Recreation Department, is hereby APPROVED.

APPROVAL OF USE OF TOWN-OWNED PROPERTY KNOWN AS VETERANS GREEN ON SUNDAY, SEPT. 22, 2013, FOR ANNUAL NUTMEG TOUR FOR AUTISM

6. Item #6 was presented by Frank Taylor representing Fairfield County Concours d'Elegance. 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 Veterans Green on Sunday, Sept. 22, 2013, for the Annual Nutmeg Tour for Autism, contingent upon compliance with comments from various town departments including the Westport/Weston Health District and in accordance with the Procedures for Use of Town-owned Property, Facilities and/or Public Roadways, is hereby APPROVED.

APPROVAL OF THREE-WAY INTERCONNECTION AGREEMENT BETWEEN TOWN OF WESTPORT, CONNECTICUT LIGHT & POWER COMPANY AND ECI ENERGY FOR SOLAR PANELS AT SAUGATUCK EASTBOUND TRAIN STATION

7. Item #7 was presented by Building Official Stephen Smith and Glenn Cucinell representing ECI Energy. 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 three-way interconnection agreement between the Town of Westport, Connecticut Light & Power Company and ECI Energy for the solar panels at the Saugatuck eastbound train station, as recommended by the Building Official, is hereby APPROVED.

APPROVAL OF USE OF TOWN-OWNED PROPERTY KNOWN AS PARKER HARDING PARKING PLAZA ADJACENT TO AND BY ACQUA RESTAURANT FOR A POP-UP CAFÉ CONTINGENT UPON COMPLIANCE WITH THE TOWN OF WESTPORT POP-UP SEATING AND POP-UP CAFÉ GUIDELINES AS AMENDED MARCH 14, 2012

8. Item #8 was presented by Marc Murphy, General Manager of the Acqua Restaurant. 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 Parker Harding Parking Plaza adjacent to and by Acqua Restaurant for a pop-up café, contingent upon compliance with the Town of Westport Pop-Up Seating and Pop-Up Café Guidelines as amended March 14, 2012, is hereby APPROVED.

APPROVAL OF USE OF TOWN-OWNED PROPERTY KNOWN AS BAY STREET ADJACENT TO AND BY LA VILLA TRATTORIA FOR A POP-UP CAFÉ CONTINGENT UPON COMPLIANCE WITH THE TOWN OF WESTPORT POP-UP SEATING AND POP-UP CAFÉ GUIDELINES AS AMENDED MARCH 14, 2012

9. Item #9 was presented by Michael Sornatale representing La Villa Trattoria. 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 Bay Street adjacent to and by LaVilla Trattoria for a pop-up café, contingent upon compliance with the Town of Westport Pop-Up Seating and Pop-Up Café Guidelines as amended March 14, 2012, is hereby APPROVED.

APPROVAL OF CLOSURE OF MAIN STREET FROM INTERSECTION WITH POST ROAD EAST TO INTERSECTION OF AVERY PLACE ON THURSDAY, MAY 23, 2013 (RAIN DATE THURSDAY, MAY 30, 2013) FROM 2:30-9:30 P.M. FOR WESTPORT DOWNTOWN MERCHANTS ASSOCIATION'S ART ABOUT TOWN

10. Item #10 was presented by Westport Downtown Merchants Association representatives Margaret Travers and Cathy Colgan. 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 to the Traffic Authority for the closure of Main Street from its intersection with Post Road East to the intersection of Avery Place on Thursday, May 23, 2013 (rain date Thursday, May 30, 2013), from 2:30 – 9:30 p.m. (event hours 5:30 – 8:30 p.m.) for the Westport Downtown Merchants Association’s Art About Town, is hereby APPROVED.

APPROVAL FOR USE OF TOWN-OWNED PROPERTY KNOWN AS PARKER HARDING PLAZA BY WESTPORT DOWNTOWN MERCHANTS ASSOCIATION ON JULY 20 AND JULY 21, 2013 FOR 40TH ANNUAL FINE ARTS FESTIVAL

11. Item #11 was presented by Westport Downtown Merchants Association representatives Margaret Travers and Cathy Colgan. 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 Parker Harding Plaza by the Westport Downtown Merchants Association on July 20 and July 21, 2013 for the 40th Annual Fine Arts Festival, contingent upon compliance with comments from various town departments including the Westport/Weston Health District, and in accordance with the Procedures for Use of Town-Owned Property, Facilities and/or Public Roadways as amended Sept. 15, 2010, is hereby APPROVED.

APPROVAL OF LEASE AGREEMENT BETWEEN TOWN OF WESTPORT AND THE WESTPORT ASTRONOMICAL SOCIETY, INC. FOR TOWN-OWNED PROPERTY KNOWN AS 182 BAYBERRY LANE

12. Item #12 was presented by Assistant Town Attorney Gail Kelly and Franco Fellah representing the Westport Astronomical Society. Attorney Kelly stated that the Board of Finance has approved this request at its public hearing on Monday, April 8, 2013. 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 lease agreement between the Town of Westport and the Westport Astronomical Society, Inc. for the town-owned property known as 182 Bayberry Lane for a term of three years commencing as of the date of execution, as recommended by the Town Attorney’s Office, is hereby APPROVED.

APPROVAL OF SUBLEASE AGREEMENT BETWEEN TOWN OF WESTPORT AND AVIS BUDGET CAR RENTAL LLC FOR PROPERTY LOCATED AT EASTBOUND SAUGATUCK RAILROAD STATION

13. Item #13 was presented by Purchasing Agent Richard Kotchko. 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 sublease agreement between the Town of Westport and Avis Budget Car Rental LLC for property located at the eastbound Saugatuck Railroad Station, including office space and parking spaces, for a term of five years commencing on May 1, 2013, 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 5:15 p.m.

Patricia Scully
Recording Secretary