

**SUBJECT TO APPROVAL**

MEETING DATE: MONDAY, MARCH 25, 2019  
7:00 P.M.

MEETING PLACE: TOWN CAMPUS ROOM A

BOARD OF SELECTMEN MEETING  
MINUTES

7:00 p.m. Regular Session

First Selectman Banisch called the Regular Session of Monday, March 25, 2019 to order at 7:02 p.m. Present were First Selectman Banisch, Selectman Goldberg, Selectman Murphy and Selectman Wilson. Selectwoman Ferris was not present.

1. Pledge of Allegiance.  
Eagle Scout Dylan Cancelliere led the Pledge of Allegiance.

2. Approval of Minutes.

**MOVED** by Selectman Murphy and seconded by Selectman Goldberg to **APPROVE** the minutes of March 12, 2019.

**VOTE:** the motion was approved unanimously.

3. First Selectman's Comments.
  - a. First Selectman Banisch urged residents to lock their vehicles; especially in the wake of the fatal accident in Durham last week which involved a stolen car from Madison.
  - b. Item 19, the Board of Finance has clarified that only the Ambulance Services are involved in the requested study.

4. Citizen's Comments:

Catherine Ferrante of Copse Road stated and submitted the following:

I am opposed to the purchase and installation of the surveillance cameras requested by the Information Technology department. My concern stems from the fact that the data would be collected and stored by Comcast. Who owns the data that is collected and how can it be used? These are very important questions in an age of advanced facial recognition software. We've already seen municipal police departments in our state share license plate data with ICE at the click of a button. Are we going to end up at some point, inadvertently – through Comcast – sharing data with ICE or other agencies, or opening the door to hacking by nefarious groups? I understand some of the cameras would be installed around the Youth and Family Services building where confidentiality of clientele is protected. The Board of Finance should have serious concerns about opening the town up to potential liability for breaches of that

confidentiality by sharing images and data with Comcast. Defending a lawsuit is very expensive. Please deny the request for funding for surveillance cameras. Thank you.

### **New Business**

5. Discuss and take action to approve a Proclamation honoring Eagle Scout Luke Conway.

**DISCUSSION:** Selectman Murphy read aloud the Proclamation.

**MOVED** by Selectman Murphy and seconded by Selectman Wilson to **APPROVE** a Proclamation honoring Eagle Scout Luke Conway.

**VOTE:** the motion was approved unanimously.

6. Discuss and take action to approve a Proclamation honoring Eagle Scout Dylan Cancelliere.

**DISCUSSION:** First Selectman Banisch read aloud the Proclamation.

**MOVED** by First Selectman Banisch and seconded by Selectman Wilson to **APPROVE** a Proclamation honoring Eagle Scout Dylan Cancelliere.

**VOTE:** the motion was approved unanimously.

7. Discuss and take action to adopt a Fair Housing Action Plan and Fair Housing Resolution; and to allow the First Selectman to sign the same.

**MOVED** by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** adopting a Fair Housing Action Plan and Fair Housing Resolution; and to allow the First Selectman to sign the same.

**VOTE:** the motion was approved unanimously.

8. Discuss and take action to approve a Certified Resolution of Application Small Cities Program authorizing the application and authorizing the First Selectman to sign and approve documents for the Small Cities Grant.

**MOVED** by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** a Certified Resolution of Application Small Cities Program authorizing the application and authorizing the First Selectman to sign and approve documents for the Small Cities Grant.

**VOTE:** the motion was approved unanimously.

9. Discuss and take action to approve a Section 3 Plan pertaining to the Small Cities Grant Application for the Concord Meadows Housing project; and to authorize the First Selectman to sign the same.

**MOVED** by Selectwoman Murphy and seconded by Selectman Goldberg to **APPROVE** a Section 3 Plan pertaining to the Small Cities Grant Application for the Concord Meadows Housing project; and to authorize the First Selectman to sign the same.

**VOTE:** the motion was approved unanimously.

10. Discuss and take action to approve a Citizens Participation Plan pertaining to the Small Cities Grant Application for the Concord Meadows Housing project; and to authorize the First Selectman to sign the same.

**MOVED** by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** a Citizens Participation Plan pertaining to the Small Cities Grant Application for the Concord Meadows Housing project; and to authorize the First Selectman to sign the same.

**VOTE:** the motion was approved unanimously.

11. Discuss and take action to approve authorizing the First Selectman to sign all other Certifications and documents as part of the Small Cities Grant Application.

**MOVED** by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** authorizing the First Selectman to sign all other Certifications and documents as part of the Small Cities Grant Application.

**VOTE:** the motion was approved unanimously.

12. Discuss and take action to approve the application for the Historic Document Preservation Program Grant.

**MOVED** by Selectman Murphy and seconded by Selectman Wilson to **APPROVE** an application for the Historic Document Preservation Program Grant.

**VOTE:** the motion was approved unanimously.

13. Discuss and take action to approve abating certain taxes for the Engaging Heavens Ministries in accordance with Ordinance 20-2.

**DISCUSSION:** The Board confirmed the terms and details of the exemption.

**MOVED** by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** abating certain taxes for the Engaging Heavens Ministries in accordance with Ordinance 20-2 as of the date of acquisition.

**VOTE:** the motion was approved unanimously.

14. The following line transfers are designated as routine and appropriate for approval as a single action by the Board of Selectmen, if so desired. A board member may request removal of any line transfer item from the consent agenda for review and discussion.

Motion: To approve Line Transfers totaling \$72,250.

**MOVED** by Selectman Wilson and seconded by Selectman Murphy to **APPROVE** Line Transfers totaling **\$72,250**.

**VOTE:** the motion was approved unanimously.

15. Discuss and take action to approve a Special Appropriation from the CNRE Fund for \$25,000 to continue the planning phase on the BOE Facilities Study from April 1, 2019 to June 30, 2019.

**DISCUSSION:** Bill McMinn provided a summary of what the request entailed and also what the next steps would be after the study was funded and conducted. The BOE members present stated that they would present a summary to the other elected Boards on April 1, 2019. Mr. McMinn stated that the Committee had worked hard on this proposal.

Selectman Wilson stated that this seemed outside of the normal procedure and he wanted to confirm how funds would be moved from the CNRE.

**MOVED** by Selectman Murphy and seconded by Selectman Wilson to **APPROVE** a Special Appropriation from the CNRE Fund for \$25,000 to continue the planning phase on the BOE Facilities Study from April 1, 2019 to June 30, 2019.

**VOTE:** the motion was approved unanimously.

16. Discuss and take action to approve modifying the 2019-20 Capital Improvement Program to include planning funds in the amount of \$100,000 for the BOE Facilities Study for fiscal year 2019-2020.

**DISCUSSION:** Selectman Wilson confirmed that there would be a path within the next Fiscal Year of how to move forward. He also confirmed that the end goal was to create a concrete plan. Selectman Wilson also stated that he did not feel that the CIP Committee needed to formally vote on moving this matter to the Board of Selectmen and Board of Finance; instead the requests could move forward as being supported by the Tri-Board Facilities Committee and approved by the Board of Selectmen and Board of Finance.

**MOVED** by Selectman Murphy and seconded by Selectman Goldberg to **APPROVE** modifying the 2019-20 Capital Improvement Program to include planning funds in the amount of \$100,000 for the BOE Facilities Study for fiscal year 2019-2020.

**VOTE:** the motion was approved unanimously.

17. Discuss and take action to approve calling a Special Town Meeting to authorize the Town of Madison to condemn (acquire by eminent domain) a portion of that certain property located at and commonly known as 703 Boston Post Road and owned by Roton Associates, LLC. The condemnation will be limited to an easement to run in favor of the Town of Madison and Eversource Energy which is necessary to complete the underground relocation of electrical wires.

**DISCUSSION:** First Selectman Banisch stated that the Town has attempted to resolve this matter to no avail and the Town is now to this point of requiring moving forward with the eminent domain proceedings. He also provided an overview of the easement needed.

Selectman Goldberg confirmed that Town Counsel had reviewed and approved the process moving to the Town Meeting.

**MOVED** by Selectman Wilson and seconded by Selectman Goldberg to **APPROVE** calling a Special Town Meeting to authorize the Town of Madison to condemn (acquire by eminent domain) a portion of that certain property located at and commonly known as 703 Boston Post Road and owned by Roton Associates, LLC, with the above specifications.

**VOTE:** the motion was approved unanimously.

18. Discuss budget request from Director of Planning and Economic Development.

**DISCUSSION:** First Selectman Banisch stated that in the course of the budget process, the Board had removed a request for an additional staff member using salary funds available from a restructuring (due to a retirement) as well as additional funds. Dave Anderson, Director of Planning and Economic Development, provided an overview of this restructuring as well as his plans for succession planning which included this new position. He stated that he was only asking that this line item be restored to the prior year funding (20 hours per week; \$36,000 per year). He stated that if there were an issue with this request, he would approach the funding with a contingency that he would go back to both Boards next year in order to make the funding permanent for years going forward. In essence, he is asking that his man hours for Inland Wetlands and Zoning (55 hours) be made whole. The current proposed salary decreases these man hours to 35.

**MOVED** by First Selectman Banisch and seconded by Selectmen Murphy to open the agenda for Item 18b. Discuss and take action to approve restitution to the Land Use Salary Line Item in the amount of \$28,000 as part of the 2019-2020 Fiscal Year Budget.

**VOTE:** the motion was approved unanimously.

18b. Discuss and take action to approve restitution to the Land Use Salary Line Item in the amount of \$28,000 as part of the 2019-2020 Fiscal Year Budget.

**MOVED** by First Selectman Banisch and seconded by Selectmen Murphy to **APPROVE** restitution to the Land Use Salary Line Item in the amount of \$28,000 as part of the 2019-2020 Fiscal Year Budget.

**VOTE:** the motion was approved unanimously.

19. Discuss request from the Board of Finance to seek contracting with a consultant to conduct a comprehensive financial study of all emergency services departments in the Town of Madison.

**DISCUSSION:** First Selectman Banisch stated that this request was meant to consult with an outside organization to conduct a study of the Ambulance Association. Selectman Wilson stated that he felt that the conversation (and he helped draft this item) must include all applicable entities so that one is not singled-out. He stated that there would be no action at this meeting; the Board of Finance asked the Board to take up this conversation and that is what the Board is doing this evening. The Town has contracts with three private

emergency services organizations in Town and that it would not be fair to make one of these entities undergo a comprehensive study and not the others. Also, Selectman Wilson stated that he was concerned that the Board of Finance was “not of one mind” in their requests as to what exactly the Board should review as part of the “operations”. He stated that discussing the public-private agreements between all emergency services entities seemed to be part of the Strategic Plan.

First Selectman Banisch stated that the Ambulance Association has approached the Boards to request funding; and when this request was made he felt that it necessitated a further discussion of how to help the Ambulance Association so that they do not need to continue to bring budget requests to the Boards.

Sam DeBurra, Emergency Services Manager, asked for clarification on “Emergency Services Departments” and he stated that all departments would be applicable – Fire Marshall, Police Department, etc.

#### 20. Update on the Town Planning Processes.

**DISCUSSION:** First Selectman Banisch stated that the Board conducted a Workshop this evening to review the draft Strategic Plan Document and they are closer to bringing the item to the Public.

Selectman Goldberg asked Kirk Barneby to overview the Tri Board Facilities Plan and Mr. Barneby stated that the Tri-Board has been working diligently with Colliers International and the Tri-Board has worked to bring different proposals of how the facilities could move forward to all Elected Boards on April 1<sup>st</sup>.

Selectman Goldberg stated that the Academy School Design Committee is on schedule to complete their work and report back to the Board on April 8, 2019. They have an Architects’ rendering of what the building could look like as well. From there, the decision is the responsibility of the Board.

#### 21. Citizens comments.

Catherine Ferrante asked that video of the Academy School Public Hearings be made available for the public.

Regarding a complete study of emergency services in Town, he stated that the Town could create a system where it is bound to fund a much higher amount for these services.

#### 22. Liaison Reports/Selectmen Comments.

Tom Banisch  
Bruce Wilson Ambulance Association, BOF,

#### 23. Adjournment.

There being no objections, First Selectman Banisch adjourned the meeting at 8:12 p.m.

Respectfully submitted,

Lauren Rhines  
Executive Assistant