

REGULAR MEETING OF THE LITCHFIELD BOARD OF SELECTMEN  
TUESDAY, SEPTEMBER 17, 2013  
TOWN OFFICE BUILDING - 5:30 P.M.

Call to Order: First Selectman Leo Paul, Jr. called the meeting to order at 5:30 p.m. Other Selectmen present were Jeffrey Zullo, Paul Parsons, Diane Knox and Jonathan Torrant.

Approval of Minutes: Motion: P. Parsons moved to approve the regular September 3, 2013 meeting minutes and D. Knox seconded. All voted aye and the motion carried.

Public Requests/Comments: Lynn Stone, co-president of the PTO for the Center and Intermediate Schools presented an invitation to the board for The First Parent Academy on October 3, 2013 at Litchfield Intermediate School. The purpose is to make every child's potential a reality by engaging and empowering families and communities to advocate for our children. They are working to increase parent involvement in the PTO and the schools. She explained the PTO values, standards and action plan.

Selectmen's Requests: None

Resignations: None

Interviews, Appointments & Reappointments: None

Liaison Reports/Commission-Committee Minutes: 8/14/13 Board of Education minutes; 8/14/13 Board of Education special meeting minutes

Vacancies: The list of current appointed vacancies with term expirations is as follows:

Beautification Commission: 4 regular members 2/2015, 2/2014, 2/16, 2/16; 2 alternates 2/2016  
Board of Ethics: One alternate member 6/2016  
Conservation Commission: 1 member 12/2013; 2 alternate members 12/2015  
Economic Development Commission: One regular member 6/2016; 1 alternate 6/2016  
Inland Wetlands Commission: 1 alternate member 6/2014  
Milton Historic District Commission: 3 alternate members 1/2015, 1/2015, 1/2014  
Northwest Regional Mental Health Board, Catchment Area Council #22, at-large member 5/2015  
Park & Recreation: 2 alternate members: 6/2017, 6/2014  
Recycling Committee: 4 members, 2/2015, two 2/2016, 2/2014  
Sandy Beach Commission: 1 regular member 12/2015  
Social Services Board: 1 member, 2/2015  
Town Hall Building Committee: 1 member, 3/2015  
Veteran's Advisory Committee: 2 regular members 8/2016, 8/2015; 2 alternate members 8/2015  
Water Pollution Control Authority: 1 regular member 1/2018; 1 alternate member 1/2015

Tax Refunds: Motion: D. Knox moved to accept the 20 refunds, for a total of \$5,945.54 as submitted by the Tax Collector, and J. Torrant seconded. J. Zullo questioned the refunds to Toyota Motor Credit Corporation. He would like an explanation from the Tax Collector. J. Zullo moved to amend the motion to approve the first five refunds for a total of \$493.82 and table the Toyota Motor Credit refunds totaling \$5,451.72 to the next Board of Selectman meeting requesting an explanation from the Tax Collector. J. Torrant seconded the amendment. All voted aye and the amendment carried. Voting on the amended motion all voted aye and the amended motion carried.

Transfers: None

Old Business: a) **Adopt Resolution for School Food Services Account for Board of Education:** The resolution has been changed, since the last Board of Selectmen meeting, authorizing the Town Treasurer and First Selectman as signers on the account, restricting authority to others. This resolution will allow the Board of Education to collect revenue from the school lunches and other sources and then pay the food service provider. **Motion:** P. Parsons moved to approve the resolution and D. Knox seconded. All voted aye and the motion carried. The resolution is attached to the minutes as Attachment II.

New Business

a) **Consider and Act upon a Resolution Entitled "Resolution Amending a Resolution Appropriating \$2,580,000 for the Litchfield Capital Improvement Plan 2013-2014 and Authorizing the Issue of \$2,580,000 Bonds of the Town to Meet Said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose"**

Mr. Paul introduced and read the title of the resolution.

**Motion:** J. Torrant moved to waive the reading of the entitled resolution and incorporate its full text into the minutes of the meeting. D. Knox seconded. J. Zullo asked that the entire resolution be read because the summary of the resolution does not indicate that the bonding is increasing from \$2,580,000 to \$2,965,000. P. Parsons pointed out that in the first paragraph of the resolution the change is clear. **Voting on the motion:** P. Parsons, D. Knox, J. Torrant and L. Paul voting aye. J. Zullo voting nay. Motion passed.

**Motion:** J. Torrant moved to adopt the above-titled resolution and D. Knox seconded the motion.

**Discussion:** It was explained that an amendment to the Capital Resolution was approved increasing the amount of the resolution from \$2,580,000 to \$2,965,000. The additional \$385,000 represents Town Aid Road grant expenses and will not result in increased bonding.

**Roll Call Vote:** Jeffrey Zullo, Paul Parsons, Diane Knox, Jonathan Torrant and Leo Paul, Jr. all voted aye. There were no nays or abstentions, and the motion passed.

**Motion:** J. Zullo moved that a town meeting be warned and held on September 24, 2013 at 7:00 o'clock p.m. at the Litchfield Intermediate School Auditorium to consider and act upon the \$2,965,000 amended Town CIP 2013-2014 bond resolution. P. Parsons seconded. No discussion

**Roll Call Vote:** Jeffrey Zullo, Paul Parsons, Diane Knox, Jonathan Torrant and Leo Paul, Jr. all voted aye. There were no nays or abstentions. Mr. Paul declared the motion carried and the resolution adopted. The resolution follows these minutes as Attachment I.

b) **Sign Town Meeting Call – 9-24-13:**

**Motion:** J. Torrant moved to approve and sign the Special Town Meeting Call for 9/24/13 and D. Knox seconded. All voted aye and the motion carried.

c) **Discuss Interlocal Agreement Concerning the Bantam Lake Jams:** L. Paul stated the Interlocal Agreement was prepared by Attorney Michael Rybak. Copies have been sent to the Town of Morris, their attorney and the Bantam Lake Authority. The agreement is necessary because the new dam will use the CL&P abutments and CL&P won't issue an easement to access the abutments until the town approves an agreement. Morris had some issues with the agreement creating an advisory board consisting of a selectman, public works director and a member of the Bantam Lake Authority from each

town for a total of six members. Morris selectmen believe the oversight responsibility of the new dam should be with the Bantam Lake Authority. P. Parson stated that he liked the agreement and the idea that public works personnel with engineering experience would be involved with the oversight. J. Zullo said at a minimum Litchfield should have our public works director involved. L. Paul stated he believes an additional level of management is necessary. All board members were supportive of the Interlocal Agreement as presented.

Correspondence: None

Motion: J. Torrant moved to adjourn at 6:25 p.m. and P. Parsons seconded. All voted aye and the motion carried.



Leo Paul, Jr., First Selectman

A RESOLUTION AMENDING A RESOLUTION APPROPRIATING \$2,580,000 FOR THE LITCHFIELD CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$2,580,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

A resolution entitled "RESOLUTION APPROPRIATING \$2,580,000 FOR THE LITCHFIELD CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$2,580,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE," adopted at Town Meeting held on May 8, 2013 which resolution is hereby ratified, confirmed and adopted, is hereby amended to increase the appropriation and bond authorization therein by \$385,000 from \$2,580,000 to \$2,965,000, as follows:

Section 1. The title of the Resolution is amended to read as follows:

"RESOLUTION APPROPRIATING \$2,965,000 FOR THE LITCHFIELD CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$2,965,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE"

Section 2. The following is substituted for Section 1 of the Resolution:

"Section 1. The sum of \$2,965,000 is appropriated for the planning, acquisition and construction of the Town of Litchfield Capital Improvement Plan 2013-2014, as adopted and amended by the Board of Selectmen from time to time, and including: (i) Public Works Department; (ii) Board of Education; (iii) Board of Fire Commissioners and EMS; (iv) Parks and Recreation; (v) Oliver Wolcott Library; (vi) Town Clerk and (vii) Debt Administration, and for appurtenances, equipment and services related thereto, or so much thereof as may be accomplished within such appropriation, including administrative, advertising, printing, legal and financing costs to the extent paid therefrom. The Board of Selectmen may by resolution transfer funding herein authorized among projects within the 2013-2014 CIP.

Section 3. The following is substituted for Section 2 of the Resolution:

"Section 2. LOCIP and other grant funds received and expended on the above purposes shall be included in and applied against this appropriation and bond authorization. It is expected that Grant funding will be received in the amount of \$498,696 and bonds of the Town will finance \$2,466,304.

Section 4. The amount \$2,965,000 is substituted for the amount \$2,580,000 in the Prior Resolution unless otherwise provided herein.

**RESOLUTION OF AUTHORITY FOR CORPORATIONS**

By: BOARD OF EDUCATION

**Union Savings Bank**

UNION SAVINGS BANK  
225 MAIN STREET  
DANBURY, CT 06810

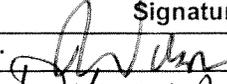
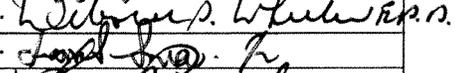
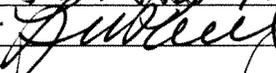
TOWN OF LITCHFIELD- SCHOOL FOOD SERVICES  
PO BOX 110  
LITCHFIELD, CT 06759-0110

Referred to in this document as "Financial Institution"

Referred to in this document as "Corporation"

I, Lisa Losee, certify that I am ~~Secretary~~ <sup>XXXXXX</sup> (clerk) of the above named corporation organized under the laws of Connecticut, Federal Taxpayer Identification Number 06-6002025, and that the resolutions on this document are a correct copy of the resolutions adopted at a meeting of the Board of Directors of the Corporation duly and properly called and held on \_\_\_\_\_ (date). These resolutions appear in the minutes of this meeting and have not been rescinded or modified.

**AGENTS:** Any Agent listed below, subject to the limitations indicated in this document, is authorized to exercise all Powers Granted:

	Name	Title or Position	Signature
A.	DAVID T. WILSON	TOWN TREASURER	x. 
B.	DEBORAH S WHEELER	SUPERINTENDENT	x. 
C.	FRANK J SIMONE JR	CHAIRMAN BOE	x. 
D.	LEO PAUL JR	FIRST SELECTMAN	x. 
E.			x.
F.			x.

**POWERS GRANTED:** Unless indicated below as an exception, any Agent of the Corporation shall exercise all of the following Powers:

Agent Exceptions A, B, C, D, E, or F	Description of Powers:
	(1) Exercise all of the powers listed on this resolution.
BC	(2) Open any deposit or share account(s) in the name of the Corporation.
	(3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this financial institution.
BC	(4) Borrow money on behalf of and in the name of the Corporation, as well as sign, execute, and deliver promissory notes or other evidences of indebtedness
BC	(5) Endorse, assign, transfer, mortgage, or pledge bills receivable, warehouse receipts, bills of lading, promissory notes or other evidences of indebtedness, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Corporation as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.
BC	(6) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box with this financial institution.
	(7) Other:

**LIMITATIONS ON POWERS:** The following are the Corporation's express limitations on the powers granted under this resolution: \_\_\_\_\_

**EFFECT ON PREVIOUS RESOLUTIONS:** This resolution supersedes the resolution dated \_\_\_\_\_ (If not completed, all resolutions remain in effect).

**CERTIFICATION OF AUTHORITY:** I FURTHER CERTIFY THAT THE BOARD OF Directors of the Corporation has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the resolutions on page 2 and to confer the powers granted above to the persons named who have full power and lawful authority to exercise the same. (Apply seal below where appropriate.)

If checked, the Corporation is a non-profit corporation.

In Witness Whereof, I have subscribed my name to this document and affixed the seal of the Corporation on \_\_\_\_\_.

x. \_\_\_\_\_  
~~XXXXXXXX~~ Town Clerk

## RESOLUTIONS

*The Corporation resolves, warrants, and agrees as follows:*

- (1) The Financial Institution is designated as a depository for the funds of the Corporation and as a provider of other financial accommodations indicated in this resolution.
- (2) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by Union Savings Bank. Any and all prior resolutions adopted by the Board of Directors of the Corporation and certified to Union Savings Bank as governing the operation of this corporation's account(s), are in full force and effect, until Union Savings Bank receives and acknowledges an express written notice of their revocation, modification or replacement. Any revocation, modification or replacement of a resolution must be accompanied by documentation, satisfactory to Union Savings Bank, establishing the authority for the changes.
- (3) The signature of an Agent on this resolution is conclusive evidence of his or her authority to act on behalf of the Corporation. Any Agent, so long as he or she acts in a representative capacity as an Agent of the Corporation, is authorized to make any and all other contracts, agreements, stipulations and orders which he or she may deem advisable for the effective exercise of the powers indicated on page one, from time to time with Union Savings Bank, subject to any restrictions on this resolution or otherwise agreed to in writing.
- (4) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the Corporation with Union Savings Bank prior to the adoption of this resolution are hereby ratified, approved and confirmed.
- (5) The Corporation agrees to the terms and conditions of any agreement governing any account properly opened by any Agent of the Corporation. The Corporation authorizes Union Savings Bank, at any time, to charge the Corporation for all checks, drafts, or other orders for the payment of money, that are drawn on Union Savings Bank.
- (6) The Corporation acknowledges and agrees that Union Savings Bank may furnish at its discretion automated access devices to Agents of the Corporation to facilitate those powers authorized by this resolution or other resolutions in effect at the time of issuance. The term "automated access device" includes, but is not limited to, credit cards, automated teller machines (ATM) and debit cards.
- (7) The Corporation acknowledges and agrees that Union Savings Bank may rely on alternative signature and verification codes issued to or obtained from the Agent named on this resolution. The term "alternative signature and verification codes" includes, but is not limited to, personal identification numbers (PIN), and digital signatures. Union Savings Bank shall have no responsibility or liability for unauthorized use of alternative signature and verification codes unless otherwise agreed in writing.

**FOR FINANCIAL INSTITUTION USE ONLY:**

Acknowledged and received on \_\_\_\_\_ by \_\_\_\_\_(initials). This resolution is superseded by a new resolution dated \_\_\_\_\_.

**COMMENTS:**

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