


MEMORANDUM

TO: Town Council

FROM: David E. Cox, Town Manager 

DATE: January 6, 2022

SUBJECT: Agenda Information – 1/11/2022

The following is additional or summary information regarding matters on the upcoming Town Council Agenda. The numbering below follows the agenda and some routine or self-explanatory items are not discussed in this memo. As you review your packet materials, please do not hesitate to contact the appropriate staff member or me prior to the Council meeting with any questions or concerns. Often, these conversations can help staff and me be prepared for the Council meeting and be ready to facilitate a more productive and efficient meeting for everyone.

7 Resolutions/Ordinances/Policies/Proclamations

7a Proclamation for Po of Po's Rice and Spice for support of seniors and senior programming –

The Council is asked to approve a Proclamation thanking Po Fong for her ongoing support of the Town's older adult population and the Senior Center, especially during the pandemic. Among other support, Po and her Village Center restaurant, Po's Rice and Spice, has provided free meals to older adults when other options were limited and has opened her space to the Senior Center for its holiday themed mini celebrations for small groups of the Town's older adult population. Her ongoing support is truly appreciated by the Senior Center, the Commission on Aging and the older adult population.

8 Continued Business

8b Update regarding accepting Fern Lane – Staff continues to review this matter. Research into records regarding the acceptance of other private roads is ongoing in order to address the comments by residents regarding inequities in Town process. File documents are included in the Agenda packet and consist of meeting minutes from 1989 at which private roads were discussed. Based on the limited information in these minutes, the Town has continued with very minor levels of maintenance on the roads listing in the material. Some roads have since been accepted into a higher level of maintenance (Byron and Poe are included in that list) and the method by which that occurred is still being researched. The exact method by which those changes occurred is unclear. Staff has also attempted to revisit the cost of the proposed upgrade of the road and has been considering other options for the Council to consider. Staff is attempting to consider the private road situation on a global scale with an intent of suggesting Council adopt a formal written policy that pertains to Private Roads and any maintenance or acceptance possibilities the Town is willing to offer. There is a document that appears to the beginning of a policy in the 1989 material, but staff has not found an adoption yet. An option the staff is considering in response to the resident comments is a less expensive special service charge through which the Town would essentially act in the place of a Homeowners Association. In this case, the Town

could charge an annual fee to all benefitting properties through which it would provide maintenance services to the road without any significant upgrades or changes to the existing road. Based on the interests of the homeowners, higher levels of service could be provided at additional charges. Despite the ongoing review and research by staff, the Council is being provided an opportunity to discuss the matter and provide any input of commentary it wishes to provide at this point.

Recommendation: Provide input on the proposed acceptance and overall matter.

9 New Business

9a Review of Easements to Eversource related to Air Line Trail improvements – The Town Council is asked to consider granting of two easements to Eversource as shown in the attached map and documents. The easements are intended to facilitate removal of Eversource’s poles and wires from the wetland area of the Air Line Trail that the Town is working with CT DEEP and CT DOT to improve. The removal of the electrical facilities will allow the construction of a boardwalk through the area. The new location for the facilities will run along Gildersleeve Drive, which is the driveway to the wastewater treatment facility. A second easement is being granted to allow Eversource to construct an access drive to its facilities that will be located north of Gildersleeve Drive toward the Trail, which is a steep grade and requires a longer access route. Staff from DPW and the WPCA were party to the establishment of the easement areas and are in agreement. The easement documents have been modified and sent to Eversource for final review and to the Town Attorney for any comments that office may have. The Town Attorney indicates that the document is acceptable and appropriate.

Recommendation: Approve the easements and authorize their execution and filing.

11a Consideration of the appointment of a Poet Laureate – The Council is asked to consider a recommendation from the Arts and Cultural Commission to name a new Poet Laureate for the Town. As the Council may recall, it was approached by an individual seeking to fill the position, which has been vacant for some time following the passing of the previous Poet Laureate. The decision of the Council was to request the Arts and Cultural Commission conduct a solicitation for other potential interested parties, to conduct a review process and make a recommendation. The Commission has undertaken that process and has recommended Stan Lindh for the unpaid position.

Recommendation: Appoint Stan Lindh as the Town Poet Laureate.

The remainder of the items are of a routine nature, in the sole purview of the Council or are announcements. Please contact me or the appropriate staff member with questions or concerns.

Town of East Hampton
Town Council Regular Meeting
Tuesday, December 14, 2021
Town Hall Council Chambers and Zoom

MINUTES

Present: Chairman Mark Philhower, Vice Chairman Tim Feegel, Council Members Pete Brown, Brandon Goff, Eric Peterson (via Zoom), Kevin Reich and Alison Walck and Town Manager David Cox

Call to Order & Pledge of Allegiance

Chairman Philhower called the meeting to order at 6:30 p.m. in the Town Hall Council Chambers and via Zoom.

Adoption of Agenda

A motion was made by Mr. Goff, seconded by Ms. Walck, to adopt the agenda with the change to move Item 8a to 6a and rename Item 6a to 6b. Voted (7-0)

Public Hearing for an Ordinance Amending Chapter 33 of the Code of the Town of East Hampton Regarding the Economic Development Commission to Include a Purpose and Mission Statement

Matthew Reich, Chairman of the Economic Development Commission, provided an overview of the amendment to the EDC Ordinance adding a mission statement and purpose.

A motion was made by Mr. Reich, seconded by Mr. Feegel, to close the Public Hearing. Voted (7-0)

Approval of Minutes

A motion was made by Ms. Walck, seconded by Mr. Reich, to approve the minutes of the Town Council Regular Meeting of November 23, 2021 as written. Voted (7-0)

Public Remarks

Pam Hatfield, 37 Fern Lane, commented that a permanent solution is needed for Fern Lane. They would like assurance that the town will maintain the road and calls for pothole repair/patching will be responded to. Please consider accepting Fern Lane without a burden on the residents. She provided a brief history of Fern Lane.

Mike Piergalini, 16 Fern Lane, feels that by the establishment of the historic district that the town has already accepted Fern Lane. He read some passages from the Historic District manual and noted the inclusion of Fern Lane on the Mail-A-Map.

William DeMore, 3 Fern Lane, commented that the town has recognized some action with Cobalt Lodge for gated access to Fern Lane with no permission from the Fern Lane residents. He would like a more permanent solution.

Sylvia DeMore, 3 Fern Lane, commented that the road was maintained until the prior Town Manager was hired. A private way sign was also put up at that time.

Mr. Cox provided an email from Michelle Levy regarding Fern Lane. The email will be included with the minutes filed in the Town Clerk's Office.

Proclamation for Sergeant Tim Dowty

The Council members presented a proclamation to Sergeant Tim Dowty congratulating him on his upcoming retirement from the East Hampton Police Department and thanked him for his many years of service to the Town.

Presentations

Clean Energy Task Force Presentation on Sustainable CT

Paul Wisniewski and Russ Kaplan from the Clean Energy Task Force provided a presentation on the town registering for Sustainable CT. The presentation will be included with the minutes filed in the Town Clerk's Office. If the town chooses to join Sustainable CT a resolution must be passed. The Council will consider this at a future meeting.

Bids & Contracts

Review & Potential Approval of the Scope and Costs for Phase I of the Water System Evaluation & Design Project with Environmental Partners in the Not to Exceed Amount of \$47,600

Mr. Cox provided an overview of the proposal from Environmental Partners for the Preliminary Engineering Report Preparation. This is the first phase of work on the Water System Evaluation and Design. The funding source for this portion of the project is a grant received from the State of CT Department of Public Health Drinking Water Division.

A motion was made by Mr. Feegel, seconded by Mr. Goff, to approve the scope and costs for Phase I of the Water System Evaluation & Design Project with Environmental Partners in the not to exceed amount of \$47,600. Voted (7-0)

Resolution/ Ordinances/ Policies/ Proclamation

Review & Possible Approval of an Ordinance Amending Chapter 33 of the Code of the Town of East Hampton Regarding the Economic Development Commission to Include a Purpose and Mission Statement

The amended ordinance will be included with the minutes filed in the Town Clerk's Office.

A motion was made by Mr. Reich, seconded by Mr. Brown, to adopt the amended ordinance as presented for the Economic Development Commission. Voted (7-0)

Continued Business

Sub-Committee Reports & Updates

Mr. Reich reported that the High School Athletic Fields Building Committee met on December 2nd. The sod is completed on the baseball field. The irrigation is complete. A new drain will be installed in the spring. Also, in the spring the track and tennis courts will be resurfaced. The project should be complete by June.

Mr. Brown reported that the Water Sub-Committee met to review the contract for the water system evaluation from Environmental Partners to be recommended to Council.

Mr. Brown reported that the American Rescue Plan (ARP) Sub-Committee met to review the list of projects that were provided for possible allocation of funds from the approximately \$3.7 million to be received by the Town. The sub-committee will prioritize the listing of possibilities for Council consideration. Mr. Philhower noted that he will become the Chairman of the ARP Sub-Committee replacing Mr. Brown.

Ms. Walck attended the Commission on Aging meeting where the results of the survey are being reviewed and prepared for a presentation to the Council.

New Business

Review & Possible Approval of Police Department General Orders

- **General Order 3.6 Pursuit Policy**
- **General Order 5.23 Use of Body Worn & Dashboard Cameras**

Police Chief Dennis Woessner provided an overview of General Order 3.6 and General Order 5.23 for approval.

A motion was made by Ms. Walck, seconded by Mr. Reich, to approve Police Department General Order 3.6 Pursuit Policy and Police Department General Order 5.23 Use of Body Worn & Dashboard Cameras as presented. Voted (7-0)

Discussion of a Petition Received Regarding Accepting the Private Road Fern Lane into Town Ownership

Mr. Cox provided an overview of a memo regarding Fern Lane and a petition received from the residents there requesting the Town accept Fern Lane as a town road and to take over maintenance. The full memo and petition will be included with the minutes filed in the Town Clerk's Office. Chairman Philhower asked for a cost breakdown for the next meeting. He would also like the information related to Cobalt Lodge's access to Fern Lane and asked for the conditions where Poe Road and Byron Road were accepted and the conditions of how Meeks Point became a town road. This item will be on the next agenda.

Motion to Register for Benefits Under the Opioid Lawsuit Settlement

Mr. Cox provided an overview of a memo related to the Town opting in to the Opioid Settlement. The cutoff date to register for the settlement is January 2, 2022. Ms. Walck asked the Town Manager to research the cost of the opioid crisis on the Town.

A motion was made by Mr. Brown, seconded by Mr. Feegel, to authorize the Town Manager to register the Town for the opioid settlement. Voted (7-0)

Town Manager Report

Mr. Cox provided an overview of his written report which will be included with the minutes filed in the Town Clerk's Office. In addition to the written report, Mr. Cox reported that the Parks & Recreation Survey is underway. Mr. Goff reported a possible issue that no email is requested on the survey and people could complete the survey multiple times. Mr. Cox will check with Parks & Recreation on this. Mr. Cox also reported that the Police Department is in the second phase of cameras with cameras being installed in the vehicles. Lastly Mr. Cox noted that the Senior Center received a 100% funded grant for a new senior van.

Appointments

A motion was made by Mr. Goff, seconded by Mr. Brown, to appoint the following residents to the boards listed:

Marlene Geary – Economic Development Commission – term ending December 31, 2024

Nico Guerrera – Conservation-Lake Commission Alternate – term ending June 30, 2022

Jordan Higgins – Economic Development Commission – term ending December 31, 2023

Barbara Moore – CT Office of Tourism – term ending May 31, 2024

Voted (7-0)

Tax Refunds

A motion was made by Ms. Walck, seconded by Mr. Goff, to approve tax refunds in the amount of \$1,689.87. Voted (7-0)

Public Remarks

Pam Hatfield, 37 Fern Lane, thanked the Council for their consideration in accepting Fern Lane. She noted it is unreasonable to expect the residents on the road to bring the road up to standards before it can be accepted.

Theresa Fishman, 13 Fern Lane, commented that it is interesting to hear how other private roads were accepted such as Poe and Byron.

Chairman Philhower noted the Fern Lane item will be on the next agenda.

Communications, Correspondence & Announcement

November Board & Commission Summary

The November Board and Commission Summary was provided to Council members.

Executive Session

Motion to Recess to Executive Session to Discuss Matters Concerning Security Strategy or Deployment of Security Devices Regarding Cybersecurity

A motion was made by Mr. Reich, seconded by Mr. Brown, to enter Executive Session at 7:43pm with the Town Manager invited into the session. Voted (7-0)

Executive Session ended at 8:24pm.

Adjournment – No action will be taken following Executive Session – Council will adjourn immediately after the session.

A motion was made by Mr. Reich, seconded by Mr. Brown, to adjourn the meeting at 8:24pm. Voted (7-0)

Respectfully Submitted,

Cathy Sirois
Recording Clerk

Proclamation

PO FONG PO'S RICE & SPICE

*WHEREAS, **Po Fong** and her family own Po's Rice and Spice in the East Hampton Village Center; and*

*WHEREAS, **Po Fong** takes the initiative to help the community whenever possible and has a continued interest in the welfare of others; and*

*WHEREAS, **Po Fong** provided free meals and delivery to the elderly during the COVID-19 pandemic and permitted the Senior Center to host its 2021 holiday parties at her restaurant; and*

*WHEREAS, **Po Fong** has consistently contributed to local fundraisers to assist the school community and the Public Library; and*

*WHEREAS, **Po Fong** is a strong community advocate working with town agencies, local businesses and others to ensure community needs are met.*

*NOW, THEREFORE, WE THE EAST HAMPTON TOWN COUNCIL, on behalf of the citizens of East Hampton, do hereby thank **Po Fong and Po's Rice and Spice** for being a true community partner.*

EAST HAMPTON TOWN COUNCIL

Mark Philhower, Chairman

Timothy Feegel, Vice Chairman

James Brown

Brandon Goff

Eric Peterson

Kevin Reich

Alison Walck

Dated this 11th day of January 2022

Fern Lane (Private Driveway)

**Preliminary opinion of cost to upgrade private driveway
to town road standards given following
assumptions and information**

Prepared By East Hampton Department of Public Works 11/15/2021

UPDATED 1-6-2022

Preliminary assumptions based on field visit, areal survey and limited mapping.

Proposed road length approximately 1,700'

Proposed area of pavement approximately 4155 S.Y.

Existing driveway pavement is in poor condition likely due to lack of drainage system and adequate pavement sub structure

One catch basin exists near the intersection with State Rt 151 this would likely be the discharge point for the first 2/3 of the road

The remaining 1/3 of the road would need to be drainage discharged to a newly acquired drainage easement.

There is no existing continuous right of way or easement to acquire. One must be developed in order to facilitate a required town right of way.

Number	Item	Unit	Quantity	Unit Price	Cost
1	4" S0.5 HOT MIX Asphalt	Tons	975	\$ 96.00	\$ 93,600.00
2	Reclaiming existing asphalt	S.Y.	2644	\$ 3.00	\$ 7,932.00
3	Excavation	C.Y.	1,500	\$ 12.00	\$ 18,000.00
4	Preparation of subgrade	S.Y.	1,511	\$ 5.00	\$ 7,555.00
5	Processed aggregate base In place	C.Y.	503	\$ 80.00	\$ 40,240.00
6	Drainage swale excavation 2' deep	L.F.	3,400	\$ 15.00	\$ 51,000.00
7	Driveway Cross Culverts 15" 20' long	E.A.	16	\$ 1,800.00	\$ 28,800.00
8	Rock Excavation	C.Y.	100	\$ 200.00	\$ 20,000.00
9	Clearing and Grubbing	L.S.	1	\$ 60,000.00	\$ 60,000.00
10	Erosion and Sedimentation Control	L.S.	1	\$ 20,000.00	\$ 20,000.00
Sub Total					\$ 347,127.00
	Mobilization and Demobilization 10%	L.S.	1	10%	\$ 34,712.70
	Construction Staking 3%	L.S.	1	3%	\$ 10,413.81
	maintenance and protection of Traffic 5%	L.S.	1	5%	\$ 17,356.35
Sub total					\$ 409,609.86
	Contingency 10%				\$ 40,960.99
Total					\$ 450,570.85

Estimated Engineering and Surveying Cost L.S. 1 10% \$ 40,960.99

This is to be completed by the Property owners in advance of the town undertaking the project.

Total Preliminary opinion of project cost to property owners \$ 491,531.83

Total Preliminary opinion of project cost to each individual property owner \$ 32,768.79

Number	Item Notes
1	Assumes State Bid Price to be completed out side of bid package.
2	Average width 14' existing pavement
3	To build additional road width +- 12" and overexcavation to remove any unsuitable materials
4	To build additional road width
5	To build additional road width
6	Drainage swales on both sides of road
7	Cross culvert at each driveway
8	For road widening
9	All dead trees with in the proposed right of way to be removed as part of the project. Trees to be removed as determined by Town Tree Warden.

Potential Repayment Options
Assuming Full Road Rebuild
At The Maximum Estimated Cost

Assuming 0% Interest

Financed Amount	\$550,000 Including all costs plus legal.
Total properties	15
Cost Per Property	\$36,666.67
Interest Rate	0.00%

		Annual Payment	Total Payment	Cost of Finance
Lump Sum Payment	1	\$36,666.67	\$36,666.67	\$0.00
5 Year Payback	5	\$7,333.33	\$36,666.67	\$0.00
10 Year Payback	10	\$3,666.67	\$36,666.67	\$0.00
15 Year Payback	15	\$2,444.44	\$36,666.67	\$0.00
20 Year Payback	20	\$1,833.33	\$36,666.67	\$0.00
30 Year Payback	30	\$1,222.22	\$36,666.67	\$0.00

Assuming 1% Interest

Financed Amount	\$550,000 Including all costs plus legal.
Total properties	15
Cost Per Property	\$36,666.67
Interest Rate	1.00%

		Annual Payment	Total Payment	Cost of Finance
Lump Sum Payment	1	\$36,666.67	\$36,666.67	\$0.00
5 Year Payback	5	\$7,554.79	\$37,773.95	\$1,107.28
10 Year Payback	10	\$3,871.34	\$38,713.40	\$2,046.73
15 Year Payback	15	\$2,644.54	\$39,668.10	\$3,001.43
20 Year Payback	20	\$2,031.90	\$40,638.00	\$3,971.33
30 Year Payback	30	\$1,420.76	\$42,622.80	\$5,956.13

Town of East Hampton

20 EAST HIGH STREET

EAST HAMPTON, CONNECTICUT 06424

April 13, 1989

Bruce A. Dubay
P. O. Box 278
10 Fern Lane
Middle Haddam, CT 06456-0278

Re: Your letter of April 10, 1989 Concerning Fern Lane

Dear Mr. Dubay:

This is to acknowledge receipt of your letter.

Fern Lane is a private roadway traversing the properties adjoining same. Each property owns a portion of the roadway with a right of access granted to all others. This is referenced in your deed Vol. 202 Page 477 (copy enclosed).

Because the roadway belongs to private parties, any major improvements to same must be made by and with the consensus of all the private parties. Historically, the town has plowed said roadway to ensure access for fire, ambulance and other emergency vehicles.

May I suggest that you contact the other property owners on Fern Lane to determine whether collectively you wish to upgrade your private roadway and share the cost.

Very truly yours,


Alan H. Bergren
Town Manager

cc: Board of Selectmen
Robert Drewry, Supt. of Public Works

BOARD OF SELECTMEN
REGULAR MEETING
JULY 25, 1989

The regular meeting of the Board of Selectmen was called to order at 7:30 p.m. by the chairman. Those present were:

William Devine, Chairman
Robert Cramer
Martha Hitchcock
Richard Knotek

Alan Bergren, Town Manager

Selectman Robert Brindley was absent due to illness.

Also present were Robert Drewry, Supt. of Public Works, Town Engineer Thomas Cummings, several residents from Cobalt Road and Fern Lane, the news media and Mary Lunden, Recording Secretary.

Motion by Mr. Knotek, seconded by Mr. Cramer, that the minutes of the meeting held July 11, 1989 be accepted as printed. So Voted (3-0) Selectman Hitchcock abstained because she was not present at the prior meeting.

Public Comments

Fred Hansen of Middle Haddam addressed the board concerning the erosion taking place at the sewer outfall. Mr. Bergren sent a letter to the Selectmen noting the problem and the need to be repaired. Selectman Knotek asked that the WPCA respond on corrective action to be taken.

Announcements and Communications

Chairman Devine read a communication from C. Gary Rioux, Parade Chairman for Old Home Day, thanking the Selectmen for their participation.

Alan Bergren, Town Manager, reviewed a memo from Lt. James Warga regarding the proposed ordinances on "Drinking in Public", "Liquor in Public Places", and "Loitering". The prosecutor has advised the police department that these ordinances are not enforceable and cited some examples. The problems still need to be addressed and the Board invited the police to be at their next meeting to see how a solution can be reached to improve the problem areas.

Chairman Devine read a recent news article supporting the absence of the beer concession at the Old Home Day affair.

Board of Selectmen
July 29, 1989
New Business

Housing Authority Resignation - Upon motion of Mr. Cramer, seconded by Ms. Hitchcock, Fr. Stanley Szczapa's resignation from the Housing Authority was accepted. So voted (4-0). This term runs to December 31, 1989. Term to begin January 1st for five years. Both town committees have been advised of the vacancy.

Economic Development Commission Annual Report - In accordance with Section 8 of the Economic Development Ordinance, a report was transmitted to the Selectmen for their review of the Commission's activities and an itemized account of their receipts and disbursements for the fiscal year 1988-89 and their recommendations and proposed activities for improving economic conditions and development for fiscal year 1989-90.

Motion by Mr. Cramer, seconded by Mr. Knotek, that the Board of Selectmen acknowledges receipt of the Annual Report from the Economic Development Commission. So voted (4-0).

Old Business

Cobalt Road Project Update - Town Engineer Tom Cummings presented an outline for improvements. His firm did preliminary field work and found that problems exist from icing conditions, ponding in other seasons and a result of piecemeal development. Problems started after the flood of 1982 which took out the culvert, the culvert replaced and the road rebuilt. The problem has escalated with more and more people building on the road. The area is flat which makes the road act as a dike. Dispersing the flow would help solve the problem. He suggests that splitting the road into three separate projects: 1) the north is estimated to cost \$42,000 toward Mine Brook; 2) the middle is estimated to cost \$46,000 bringing the water cross lots and 3) the southern part toward Gadpouch is estimated to cost \$53,000 draining into existing pipe on State land.

Robert Drewry, Supt. of Public Works, is recommending that all three sections to be completed. He estimates that \$175,000 would be needed to do the job as well as Lake Drive, which could be started next in August, 1990.

Motion by Ms. Hitchcock, seconded by Mr. Knotek, that the Board of Selectmen endorses the public works recommendation to request funding in the 1990-91 capital budget for drainage work for Cobalt Road under the present priority listing, and to forward the endorsement to the Board of Finance and Town Council after November 7, 1989. So voted (4-0).

Private Roads Discussion - Robert Drewry, Supt. of Public Works, submitted a report on the status of private roads. He is recommending that title searches be done to determine ownership, and that the Board should consider abandoning some roads. In his report, Mr. Drewry outlines a road acceptance policy to be considered.

In their discussion with the residents of Fern Lane, it was pointed out that the developer of High Point Estates had made an offer to the residents in return of access to Fern Lane. The residents turned the offer down saying that there would be too much traffic and no offer was made to upgrade the road.

Mr. Bergren pointed out that the town has a liability because the public works department has previously done light maintenance work on some roads such as Fern Lane. Mr. Bergren will also get estimates on what it would cost to do the title search, and prioritize the roads depending upon the number of homes affected. Mr. Bergren also pointed out that beneficial assessments are permitted and have been done in the past to upgrade public roads. A road inventory to be submitted to the Board/Council will be made by January, 1990.

Upon motion of Ms. Hitchcock, seconded by Mr. Knotek, the Board directed the Town Manager to seek an opinion from the Town Attorney concerning the town's responsibilities with respect to private roads (but not limited to) those listed in the report presented by the public works department, and to direct the Town Manager to develop a cost estimate to do title searches and establish ownership of the private roads listed in the report.

Upon motion of Ms. Hitchcock, seconded by Mr. Knotek, that until the aforementioned opinion and title search is completed with respect to private roads (but not limited to) those listed in the report presented by the public works department, that the public works department be directed to continue the same level of maintenance on private roads previously provided and that no new private roads be added to maintenance schedules and no current private roads receiving maintenance be dropped. So voted (4-0).

Tax Refund/Appropriations/Transfers

Upon motion of Mr. Cramer, seconded by Ms. Hitchcock, refunds were approved for the following in accordance with Section 12-129 concerning overpayments:

Fred Adams, 21 Country La., East Hampton - \$19.00
Geo. T & Kathleen S. Reinholtz, 20 Wildwood La. - 153.24

So voted (4-0).

MEMORANDUM

To: Alan Bergren, Town Manager
From: Robert Drewry, Superintendent of Public Works
Date: July 17, 1989
Subject: Private Roads

The ownership of most of these roads, to my knowledge, has never been determined. To do so would require title searches for each road. The cost for this is unknown at this time.

There are also several other roads not listed that are believed to be Town-owned roads (accepted at Town Meetings) that the deeds were pending; this would also require a search to see if they were turned over.

There are a number of unimproved roads that are not listed here that we should consider abandoning since they are impassable and constitute a liability for the Town.

Decisions Regarding Road Policy

1. If parties are interested in having a road accepted:
 - A. Title search must be performed to establish ownership.
 - B. Owners must submit a plan to Planning and Zoning to bring roads up to current Street Standards.
 - C. Planning and Zoning must approve plan.
 - D. Road work must be completed in five (5) years.
(Roads cannot be accepted until Standards met.)
 - E. Planning and Zoning must approve final work and recommend road acceptance to the Town meeting pending receipt of a properly executed deed(s).

NOTES:

Road plans must be sealed by a registered professional engineer.

Road plan must be approved by the Town Engineer.

Once accepted, roads are open 24 hours per day to everyone.

Subdivision standards on length may have to be waived by Planning and Zoning because of existing conditions.

Street Standards on radius of cul-de-sac and width may have to be waived.

2. Current policy regarding private roads:
 - A. No standards.
 - B. Plowing and maintenance have been evolutionary haphazard decision-making processes that occurred over the last fifty (50) years. The decisions were supposedly made prior to the Town Charter (probably by a First Selectmen or series of First Selectmen).
 - C. The rationale given or past down through the years has been public safety, vehicular traffic for a number of homes.
3. Costs to Town/Parties
 - A. Undetermined at this time.
 - B. Routine maintenance of an additional 3.4 miles of roads as Town roads will necessitate additional costs for manpower, materials and equipment.

- C. Upgrades are required by law to be performed by owners before Planning and Zoning can recommend acceptance to Town meeting.
- D. Beneficial assessment permitted on Town-owned roads, uncertain if assessment can be levied on private roads - legal research required.

Name: BOULDER ROAD
Ownership: Unknown
Number of Homes: 2
Miles: .25
Remarks: Road is very narrow and has no turn-around for snow plowing.

Type: Unimproved
Condition: Fair
Town maintained and plowed

Name: BYRON ROAD
Ownership: Unknown
Number of Homes: 2
Miles: .05
Remarks:

Type: Improved
Condition: Good
Town maintained and plowed

Name: PINE TRAIL
Ownership: Unknown
Number of Homes: 8
Miles: .25
Remarks:

Type: Improved
Condition: Good
Town maintained and plowed

Name: BROOK TRAIL
Ownership: Unknown
Number of Homes: 11
Miles: .1 Improved
.05 unimproved
Remarks:

Type: Unimproved and Improved
Condition: Fair
Town maintained and plowed

Name: MOUNTAIN TRAIL
Ownership: Unknown
Number of Homes: 10
Miles: .1
Remarks:

Type: Unimproved
Condition: Fair
Town maintained and plowed

Name: LAUREL TRAIL
Ownership: Unknown
Number of Homes: 7
Miles: .1
Remarks:

Type: Unimproved
Condition: Fair
Town maintained and plowed

Name: FERN LANE
Ownership: Unknown
Number of Homes: 14
Miles: .35

Type: Semi-improved
Condition: Poor
Town maintained and plowed

Remarks: Very narrow road. No area to turn around for snow plowing. Severe potholes, drainage problems.

Name: BEVIN COURT Type: Improved
Ownership: Condition: Good
Number of Homes: 1 single family Maintenance unknown
1 multi-family
Miles: .1
Remarks: No turn-around for snow plows.

Name: O'NEILL LANE Type: Unimproved
Ownership: Unknown Condition: Fair
Number of Homes: 12 Town maintained and plowed
Miles: .2
Remarks: We receive State Aid monies for this road.

Name: (ROAD OFF SCHOOLHOUSE LANE)
Ownership: Unknown Type: Improved and unimproved
Number of Homes: 4 Condition: Good
Miles: .3 Town plowed
Remarks: Very narrow - no place to turn plow trucks around

Name: DAY POINT ROAD Type: Improved
Ownership: Unknown Condition: Good
Number of Homes: 22 Town maintained and plowed
Miles: .25
Remarks: We receive State Aid monies for this road.

Name: MARKHAM LANE Type: unimproved
Ownership: Unknown Condition: Poor
Number of Homes: 4 Town maintained and plowed
Miles: .1
Remarks: No turn-around for snow plows

Name: HALE ROAD Type: Unimproved
Ownership: Unknown Condition: Fair
Number of Homes: 14 Town maintained and plowed
Miles: .15
Remarks: No turn-around for snow plows

Name: WEST AVENUE Type: Unimproved
Ownership: Unknown Condition: Fair
Number of Homes: 12 Town maintained and plowed
Miles: .1
Remarks: Very narrow; drainage problems

Name: POE ROAD Type: Improved
Ownership: Unknown Condition: Good
Number of Homes: 3 Town maintained and plowed
Miles: .05
Remarks:

Name: SPELLMAN'S POINT ROAD (past int. with Bay Road)
Ownership: Unknown Type: Improved
Number of Homes: 31 Condition: Good
Miles: .25 Town maintained and plowed
Remarks: No turn-around for plow trucks

Name: MEEKS POINT ROAD
Ownership: Unknown
Number of Homes: 30
Miles: .4
Remarks: We receive State Aid monies for this road. Has two areas that have drainage problems.

Type: Improved
Condition: Fair
Town maintained and plowed

Name: BISHOP HILL ROAD
Ownership: Unknown
Number of Homes: 7
Miles: .15
Remarks: Very narrow. No turn-around for snow plows

Type: Improved
Condition: Good
Town maintained and plowed

Name: WHITTIER ROAD EXT.
Ownership: Unknown
Number of Homes: 7
Miles: .1
Remarks:

Type: Unimproved
Condition: Poor
Town maintained and plowed

Name: STARR PLACE
Ownership: Unknown
Number of Homes: 7
Miles: .1
Remarks: We receive State Aid monies for this road. No turn-around and drainage problems.

Type: Improved
Condition: Fair
Town maintained and plowed

Name: RAILROAD AVENUE
Ownership: Unknown
Number of Homes: 5
Miles: .1
Remarks: We receive State Aid monies for this road.

Type: Improved
Condition: Fair
Town maintained and plowed

Name: TIMBER TRAIL
Ownership: Residents
Number of Homes: 5
Miles: .1 Improved
.25 Unimproved
Remarks: Houses still being built.

Type: Improved and Unimproved
Condition: Good
Maintained by property owners

Name: ERLANSON DRIVE
Ownership: Unknown
Number of Homes: 2
Miles: .15
Remarks:

Type: Improved
Condition: Good
Maintained by owner

Name: HIGH POINT ESTATES
Ownership:
Number of Homes: 4
Miles: .4
Remarks: Road built to Town standards with a waiver of the length of cul-de-sac. Houses still being built.

Type: Improved
Condition: Good
Maintained by owner

Name: GREEN RIVER ROAD
Ownership: Unknown
Number of Homes: 4
Miles: .2
Remarks:

Type: Unimproved
Condition: Fair
Maintenance unknown

Name: COBALT SIDING ROAD
Ownership: Unknown
Number of Homes: 3
Miles: .25
Remarks:

Type: Unimproved
Condition: Poor
Maintenance unknown

Name: MARSHALL ROAD
Ownership: Unknown
Number of Homes: 5
Miles: .1
Remarks:

Type: Improved and Unimproved
Condition: Good
Maintenance unknown

Name: WILLIAM STREET
Ownership: Unknown
Number of Homes: 23
Miles: .15
Remarks:

Type: Improved
Condition: Good
Maintenance unknown

Roads Reported to be Private
Whereabouts Unknown

Beyer Place
Lake Court
Community Road
Shelly Road
Kilmer Road
West Court
Park Road



MEMORANDUM

TOWN COUNCIL

Mark Phillhower
Chairperson

Tim Feegel
Vice Chairperson

James Brown


Brandon Goff

Eric Peterson

Kevin Reich

Alison Walck

TO: Town Council

FROM: David E. Cox, Town Manager 

DATE: December 9, 2021

SUBJECT: Fern Lane Road Acceptance Petition

In November, I received a Petition addressed to the Council and Town Manager from residents on Fern Lane requesting the Town accept Fern Lane as a Town road and to take over maintenance. I shared that petition with the Council at that time. At the December meeting, the Council will be asked to review the petition, consider its options and to determine how it wishes to respond.

It is my understanding, although I have not researched the specific information, that a similar request was received in the past. Needless to say, it was determined at that time not to accept the road. As the Council considers the new request, I will offer the thoughts of staff on a path the Council could use if it wished to grant the request and accept the road.

By way of background, Fern Lane is a dead end road in the Middle Haddam area of an approximate length of 1,700 feet. The road is abutted by seventeen (17) properties, fifteen (15) of which are directly accessed from the road. As a private road, access is achieved by way of easements or other access grants across private property and a specific parcel of land is not dedicated to the purpose of holding the road. Further, there is no information on the construction of the traveled road in terms of pavement profile or depth and the existing road is generally less than 15 feet in total width.

Staff recommends that if the Council desires to accept the road, that it be first brought to an acceptable standard of construction and be contained within an appropriate right of way. Staff does not recommend that the road be brought to the current standard for newly platted and constructed roads. However, it is recommended that the road be reconstructed to the current standards of sub-base, base, and asphalt with a minimum width of 22 feet to allow 11-foot lanes in both directions. Reconstruction provides an appropriate road for typical residential traffic including garbage and recycling vehicles, public works vehicles and public safety equipment and further provides the durability expected in Town-owned or Town-maintained roads. Additionally, an appropriate storm water drainage system likely using swales should be included to move storm water away from the road and to



Town Council - Fern Lane Road Acceptance Petition
December 9, 2021

act as a snow storage location in the winter. All of this infrastructure should be contained in a Right of Way deeded to the Town of sufficient width. Staff believes this would be a minimum of 32 feet in width depending on the field conditions.

In a manner similar to any subdivision, staff recommends that the residents cooperate together to undertake the work identified above. This would involve the group directly engaging a surveyor to understand the existing property lines and any important land information and benchmarks, an attorney to undertake any necessary land transfer activities and an engineer to design the road in response to survey and field conditions such as existing grade and the presence of ledge. The residents could also then engage a road construction company to undertake the work. This is the single largest expense, so it will likely be a matter the Town and the residents would have to work out and may be undertaken by the Town.

Staff has preliminarily reviewed the situation regarding construction of a new road in the area of the existing road. Public Works Director Walsh prepared the attached conceptual plan, which shows the roadway and attendant drainage swales with driveway culverts, and conservatively estimated the cost of design and construction at just under \$500,000. No estimation has been made of the cost to undertake land transaction activities for Right of Way creation including related surveying and legal costs.

If the Council desired to accept the road after it was upgraded and agreed that the costs should be borne by the residents/property owners, but the Council also desired to assist, State law does support an option that allows the Town to fund some of the work and assess the benefitting property owners for the cost over time. Section 148 (c)(2)(G) of the Connecticut Statutes provides that the Town may “*prescribe the form of proceedings and mode of assessing benefits ... in making public improvements to be paid for, in whole or in part, by special assessments, and prescribe the manner in which all benefits assessed shall be collected.*” This law allows the Town to establish a public review process to set a special assessment and establish the payment amount and timeline.

A Special Assessment process should involve a number of steps including:

1. A determination by the Council whether it wishes to proceed with the improvement and acceptance of the road and the process.
2. A preliminary meeting with residents to outline the process and determine their interest in proceeding.
3. Establish and implement the work plan to design the improvement, better estimate its costs and develop the Right of Way.



Town Council - Fern Lane Road Acceptance Petition
December 9, 2021

4. Final determination on how the costs will be covered including, if an assessment process is used, over what time frame will property owners need to pay the assessment.
5. Either a public hearing or, as an alternative, a signature from each property owner indicating willingness to participate in the project and to be assessed an amount.
6. Undertake the work, accept the project and Right of Way and implement the assessment including filing appropriate documents in the land records.

Further, at an appropriate point in the design process once a more formal understanding of the road design is complete the project will need to be presented to the Planning and Zoning Commission for its consideration and approval. Such review will likely need to include consideration of variances to the Town's road construction and right of way standards. Preliminarily, staff has identified the following standards from which this road would likely vary. Others may be identified as the road is designed in detail.

1. Right of Way width – Standard is 50 feet. Estimate is 32 feet.
2. Cul-de-sac length – Standard Maximum is 1,000 feet. Estimate is 1,700 feet +/-.
3. Cul-de-sac diameter – Standard is 80 feet. Estimate is 40 feet.
4. Pavement width – Standard for this type of road would be 24 feet. Estimate is 22 feet.

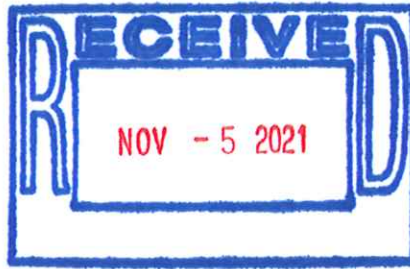
Petitioning and presenting to the Planning and Zoning Commission is also an item staff recommends be undertaken by the residents/property owners directly in a manner similar to a developer.

The Council is asked to review the request and the possible method by which the request could be honored and determine whether it wishes to proceed and under what general terms.

DC

Attachments

cc: Matt Walsh, Public Works Director
Jeremy DeCarli, Planning and Zoning Official



October 23, 2021

Dear Town Council and Town Manager,

The residents of Fern Lane would like to request your consideration in accepting Fern Lane as a recognized town road. All have signed below in agreement of this request.

In speaking with Jeremy DeCarli, he suggested the town could accept the road with an exception to the standard, as to avoid major upgrades. It seems this would be reasonable given Fern Lane's historical nature and significance in the historic section of Middle Haddam. Fern Lane already appears on several town maps.

In addition, the road has historically been maintained by the town for well over 40 years. This includes plowing, patching, brush trimming, sweeping and occasionally full paving. In recent years it has been severely neglected to the point of its current state of deterioration.

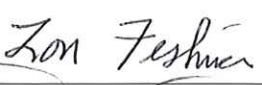
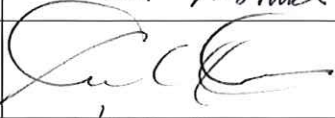




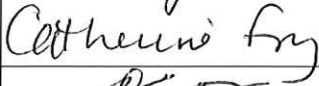

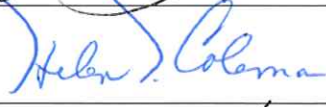




As taxpayers we feel this is a reasonable request. We would like to see a direct benefit from our tax dollars and receive the same services as others. This would relieve the residents of a huge burden, eliminate safety concerns, and provide some positive impact to a neighborhood that has had to endure major commercial encroachment and construction. As you know, Fern Lane is a quiet road with just 14 mature single-family homes and few children.

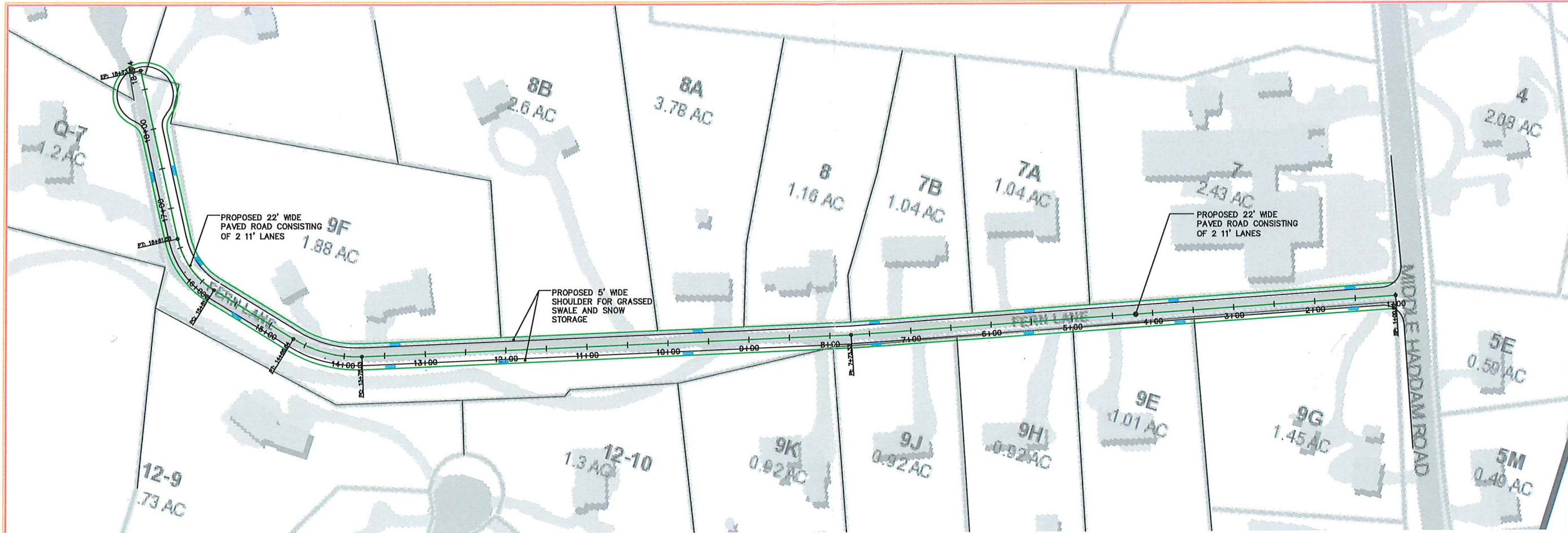
Please accept Fern Lane as a town road, remove the "Private Way" sign, replace with "No Outlet" and complete the badly needed maintenance to bring Fern Lane back. The residents would really appreciate the peace of mind in knowing the road will be properly maintained going forward.

Thank you for your consideration,

The Residents of Fern Lane

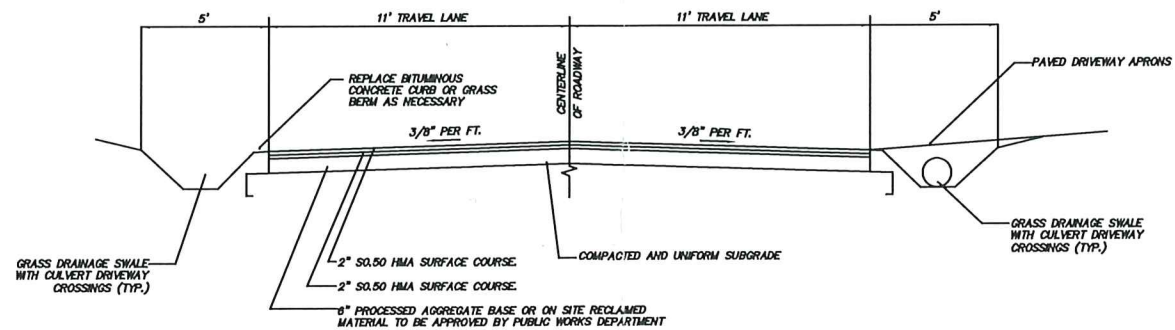
Name	Signature	Address	Contact Information
Todd & Pam Hatfield	Todd Hatfield Pam Hatfield	37 Fern Lane	pamelahatfield@ sbcglobal.net
MARK & MARTHA URBANOWICZ	Mark Urbanowicz Martha Urbanowicz	40 FERN LANE	markurbanowicz @SBCGLOBAL.NET
Tom Trevethan	Tom Trevethan	33 Fern Lane	Tatrevethan@gmail.com
CAROLE BYSTREK	Carole Bystrek	18 FERN LANE	CAROLE SUNSHINE @ SBC GLOBAL.NET
Peter Zory	Peter Zory	12 Fern Lane	860 267 6174
Bernadette Grogg	Bernadette Grogg	" " "	" " "
Therese Fishman	Therese Fishman	13 Fern Lane	theresefishman@gmail.com 860-267-0604

Name	Signature	Address	Contact Information
LON FISHMAN		13 FERN LN	860-267-0607
RICHARD E. KNOTEK		10 FERN LANE	860-638-9361 RKNOTEK@AOL.COM
Wm C. DeMore		3 Fern Lane	860-267-9016
Sylvia W. DeMore		3 Fern Lane	860 267 9016
Paula Deighton		17 Fern lane	860-267-1924
MARK DEIGHTON		17 FERN LANE	860-267-1924
Catherine Fry		27 fern lane	860 267-7071
JOHN C. FRY		22 Fern Lane	john.c.fry@sbglobal.net
HELEN N. COLEMAN		21 FERN LANE	860-267-8079 GAF-hnc 21@
MICHAELA PISAGALLINI		16 FERN LANE	860 508 3099 ^{comcast} net.
Michelle Levy		28 Fern Lane	dolphina@comcast 860-398-3000 net
Peter Levy		28 Fern Lane	notbud powell@ Comcast.net
KAREN ASETTA		5 FERN LANE	counting.karen@ cs.com



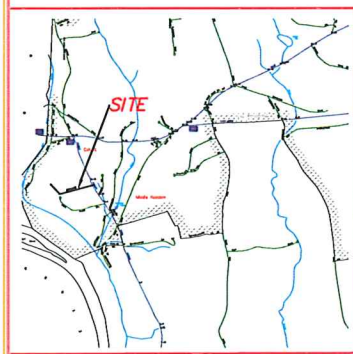
GENERAL NOTES

1. MAPPING IS BASED ON TOWN OF EAST HAMPTON GIS ARIEL IMAGERY. SCALE IS APPROXIMATE.
2. THIS IS A CONCEPTUAL ROADWAY DESIGN FOR THE PURPOSES OF OBTAINING A PRELIMINARY OPINION OF PROJECT COST. SIGNIFICANT SITE CONSTRAINTS MAY OR MAY NOT EXIST THAT COULD SIGNIFICANTLY IMPACT THE ENGINEERED DESIGN AND THE OVERALL PROJECT COST.



TYPICAL ROADWAY CROSS SECTION

N.T.S.



LOCATION MAP



DEPARTMENT OF
PUBLIC WORKS
1 PUBLIC WORKS DRIVE
EAST HAMPTON
CONNECTICUT

DESCRIPTION	DATE	BY

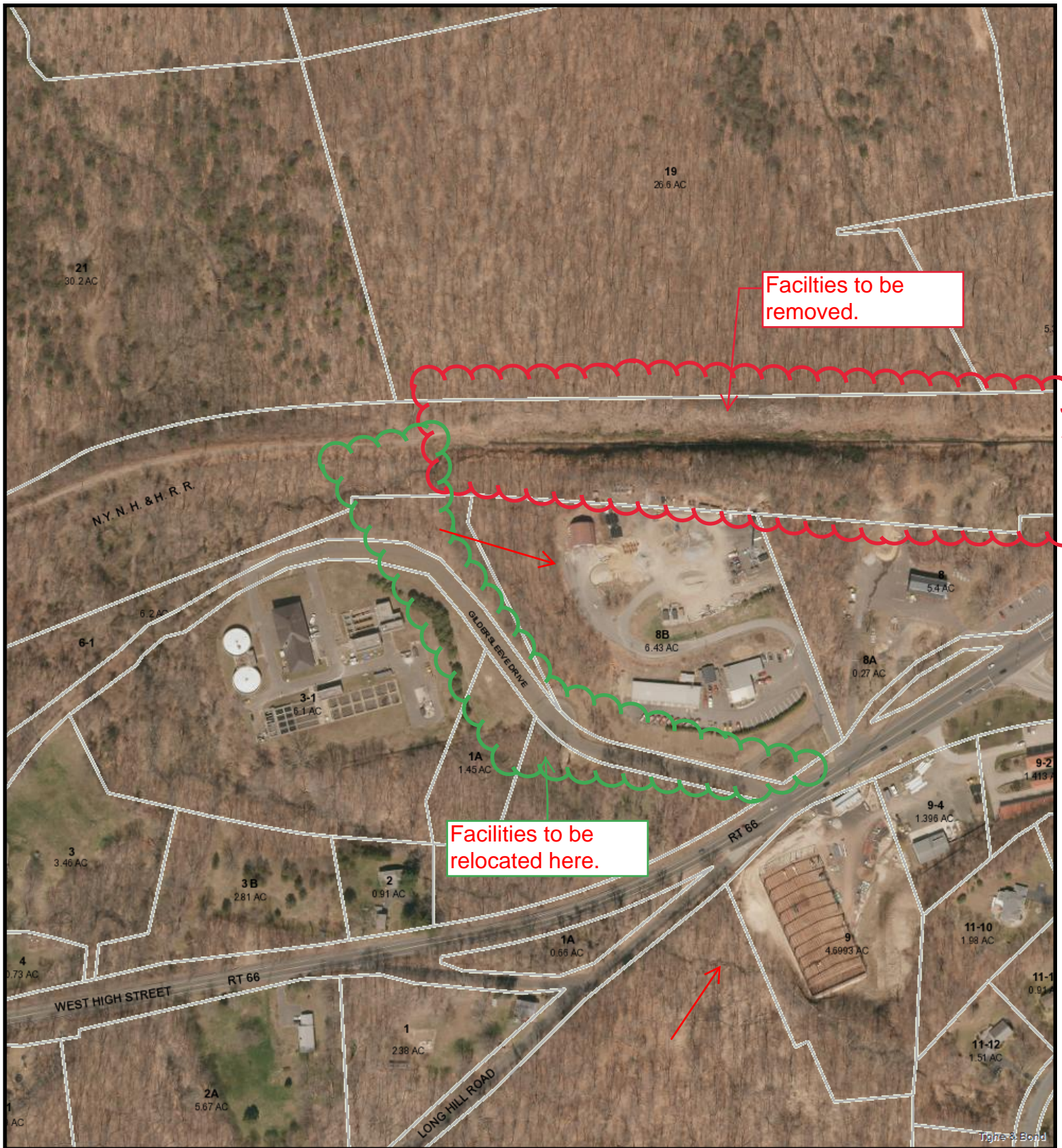
FERN LANE
CONCEPTUAL LAYOUT
EAST HAMPTON
CONNECTICUT

M.W.	DESIGNED	DRAWN	CHECKED
SCALE	1"=60'		
DATE	DEC, 2021		

1 OF 1

CP-1

SHEET NAME



Air Line Trail - Eversource

1/6/2022 9:24:32 AM

Scale: 1"=300'

Scale is approximate

The information depicted on this map is for planning purposes only. It is not adequate for legal boundary definition, regulatory interpretation, or parcel-level analyses.



ELECTRIC DISTRIBUTION EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the Town of East Hampton, a municipal corporation organized and existing under the laws of the State of Connecticut having an address of 1 Community Drive, East Hampton, Connecticut 06424, hereinafter called Grantor, hereby grants to THE CONNECTICUT LIGHT AND POWER COMPANY d/b/a EVERSOURCE ENERGY, a specially chartered Connecticut corporation with offices in Berlin, Connecticut, its successors and assigns, hereinafter called Grantee, with WARRANTY COVENANTS the perpetual right to construct, operate, maintain, repair, replace, relocate, remove and rebuild on, across, over, through and under the land hereinafter described herein (Easement Area(s)), an electric distribution system consisting of poles, guys, braces, wires, cables, conduits, transformers, transformer pads, pedestals, meters, structures for street lights and other appurtenances useful for providing electric and communication (including wires, cables and conduits running from the poles, transformers and pedestals to any structures erected on the Grantor's lands); the right to provide electric and communication service by means of the same; and the right to enter and to cross the Grantor's lands to access the Easement Area for the purpose of installing, inspecting, maintaining, repairing, replacing, relocating or removing same and the right and after consultation with the Grantor when practicable, to trim and keep trim, cut and remove such trees or shrubbery as in the judgment of the Grantee are necessary to maintain its services

Said Easement Area is located on the Grantor's lands on the west and north sides of Gildersleeve Drive (FKA Coughlin Road) in the Town of East Hampton, County of Middlesex, Connecticut, as more particularly described on a map entitled "**Easement Map Easement Granted to The Connecticut Light and Power Company d/b/a Eversource Energy Across the Property of Town of East Hampton**", which map has been filed in the office of the Town Clerk of said Town of East Hampton, Connecticut, as Map No. _____

The Grantor agrees and acknowledges that Grantee shall have the right, with the necessary materials, vehicles, personnel and equipment, to access Grantor's lands and to locate, install maintain, repair, replace and operate its Facilities and Services within and from the aforementioned Easement Areas.

The Grantor agrees, except with the written permission of the Grantee, that: (i) no building, structure, or other improvement or obstruction shall be located upon, there shall be no excavation, filling, flooding or grading of, and there shall be no parking of vehicles or planting of trees or shrubbery upon the Easement Area or outside the Easement Area within five (5) feet from any facilities or appurtenance installed to provide services to any structures erected on the Grantor's premises; and (ii) nothing shall be attached, temporarily or permanently, to any property of the Grantee installed by virtue of this easement. The Grantee may, without liability to the Grantor and at the expense of the Grantor, remove and dispose of any of the aforesaid made or installed in violation of the above and restore said land to its prior condition. In the event of damage to or destruction of any of said facilities of the Grantee by the Grantor or agents or employees thereof, all costs of repair or replacement shall be borne by the Grantor. Nothing in this paragraph shall reduce the rights of the Grantor to maintain and to perform maintenance upon or to replace its existing facilities, including, but not limited to, fencing and roadways in their current locations without the written permission of the Grantee.

The Grantee further agrees, by the acceptance of this Easement, that as long as and to the extent that the electric distribution system together with all appurtenances, located on said land pursuant to this easement are used to provide electric, communication, signal or street lighting service, the Grantee will repair, replace and maintain such facilities at its own expense (except as otherwise provided herein) and in connection with any repair, replacement or maintenance of said system the Grantee shall promptly restore the premises to substantially the same condition as existed

prior to such repair, replacement or maintenance, provided, however, that such restoration shall not include any structures, other improvements or plantings made by the Grantor contrary to the provisions of this easement.

If any portion of the above described land upon or under which said facilities or appurtenances thereto shall be located, is now or hereafter becomes a public street or highway or a part thereof, permission, as set forth in Section 16-234 of the General Statutes of Connecticut relating to adjoining landowners, is hereby given to the Grantee and to its successors and assigns, to use that portion of the land for the purposes and in the manner above described.

Any right herein described or granted, or any interest therein or part thereof, may be assigned by the Grantee to any communication or signal company or other contractor of the Grantee and the Grantor hereby agrees to and ratifies any such assignment and agrees that the interest so assigned may be used for the purposes described therein for communication or signal purposes.

The words "Grantor" and "Grantee" shall include lessees, heirs, executors, administrators, successors and assigns where the context so requires or permits.

TO HAVE AND TO HOLD the premises unto it, the said Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF, the Grantor has hereunto caused (set) _____ hand(s) and seal(s) to be affixed this _____ day of _____ 2022.

Signed, sealed and delivered in the presence of:

TOWN OF EAST HAMPTON

Witness Print/Sign

By David E. Cox (L.S.)
Its Town Manager

Witness Print/Sign

ACKNOWLEDGMENT

STATE OF CONNECTICUT

S.S. _____

COUNTY OF _____

On this _____ day of _____, 2022 before me, the undersigned officer, personally appeared _____ for Town of East Hampton who acknowledged him/herself to be the person whose name is subscribed to the within instrument and acknowledged that they, being duly authorized to do so, executed the same for the purposes therein contained as their and said Grantor's free act and deed.

IN WITNESS WHEREOF, I hereunto set my hand and the official seal.

Notary Public Seal Required
My Commission Expires _____

DRAFT

Return Original To:
Eversource Energy
107 Selden Street
Berlin, CT 06037
Attn: **Eversource Agent**

PERMANENT ACCESS ROAD EASEMENT

The Town of East Hampton, a municipal corporation organized and existing under the laws of the State of Connecticut having an address of 1 Community Drive, East Hampton, Connecticut 06424 (the "Grantor"), for a valuable consideration, receipt and sufficiency of which is hereby acknowledged, hereby grant(s) to The Connecticut Light and Power Company, d/b/a Eversource Energy, a specially chartered Connecticut corporation having its office in Berlin, Connecticut, its successors and assigns forever (the "Grantee"), the following permanent, and, except to the extent hereinafter specifically set forth, exclusive rights and easements in the right of way described in Exhibit A attached hereto and made a part hereof (the "Access Area") located in the Town of East Hampton, County of Middlesex, State of Connecticut, for purposes of constructing and utilizing an access road to access the Grantee's electric transmission facility Easement located on property at 20 Gildersleeve Drive, East Hampton, Connecticut.

The Grantee shall have the right to cut and remove trees, brush, rocks, and other obstructions within and/or extending into the Access Area, fill depressions, roughly grade the surface of and, at the Grantee's sole option, lay down crushed stone or other material for sub-base and/or crushed stone or gravel for top surface in the Access Area for the purpose of constructing an access road. The Grantee shall have all other rights and benefits necessary or convenient for the full enjoyment or use of the rights and easements herein granted, including but not limited to the right to enter upon, travel and transport materials and equipment over and upon the Access Area.

The Grantor hereby reserves the right to use the Access Area for any purposes that, in the opinion of the Grantee, (i) do not interfere with the exercise of any of the rights and/or easements herein granted and (ii) do not create a hazard.

The Grantor, by its granting of said easements and rights, and the Grantee, by its acceptance of same, hereby acknowledge, covenant and agree for themselves and their respective heirs, successors and assigns as follows:

- (a) the easements and other rights granted herein are intended to be permanent rights and easements for the benefit of Grantee, its successors and assigns, and are to be fully apportionable and fully assignable or transferable, all or in part, without the need of any consent of the Grantor or the Grantor's heirs, successors and assigns;
- (b) the Grantor shall not erect any building or structure on, place or store any materials on, obstruct, grade, excavate, fill or flood the Access Area, or otherwise use the Access Area in any manner that, in the opinion of the Grantee (i) may interfere with the exercise of any of the rights and/or easements herein granted to Grantee and/or (ii) may create a hazard;
- (c) no cessation of use of all or any portion of said easements or rights or of the Access Area by Grantee shall be deemed an abandonment thereof resulting in the termination of any aspect of the

easements and/or rights or of the Access Area, unless the holder of same at the time of such cessation of use or operation releases, in a written instrument in recordable form, its rights in such easements and rights or in the Access Area;

(d) the Grantor shall not convey any new or additional easements to any third parties within or across the Access Area that may, in the opinion of the Grantee, (i) interfere with the exercise of any of the rights and/or easements granted herein without the Grantee's prior review and consent, and/or (ii) create a hazard, provided, however, that the Grantor shall be allowed to grant or convey easements for access within and across the Access Area that do not involve the permanent or temporary installation of structures or facilities without prior review and consent of the Grantee; and

(e) Grantor reserves the right to relocate the Access Area, at Grantor's sole cost and expense, provided that (i) such relocation does not increase the time, expense, or difficulty of access as that permitted in and over the original Access Area; (ii) at least thirty (30) days prior to any proposed relocation Grantor submits written plans and drawings to the Grantee for its review and approval; and (iii) Grantor obtains the prior written approval of Grantee to any proposed relocation, which approval will not be unreasonably withheld or delayed.

The words "Grantor" and "Grantee" in this instrument are intended, where the context requires or permits or is appropriate to include the plural number as well as the singular and their heirs, executors, administrators, successors and assigns.

TO HAVE AND TO HOLD the above granted and bargained rights and easements unto it, the said Grantee, its successors and assigns, forever.

SIGNATURE PAGE FOLLOWS

IN WITNESS WHEREOF the Grantor, intending to be legally bound hereby, has duly executed this Agreement on this the ____ day of _____, 2022.

Signed and witnessed in the presence of:

Witness 1 _____
Print Name:

By: _____
David E. Cox, Town Manager
Town of East Hampton

Witness 2 _____
Print Name:

ACKNOWLEDGEMENT

STATE OF CONNECTICUT

ss: City or Town of _____

COUNTY OF _____

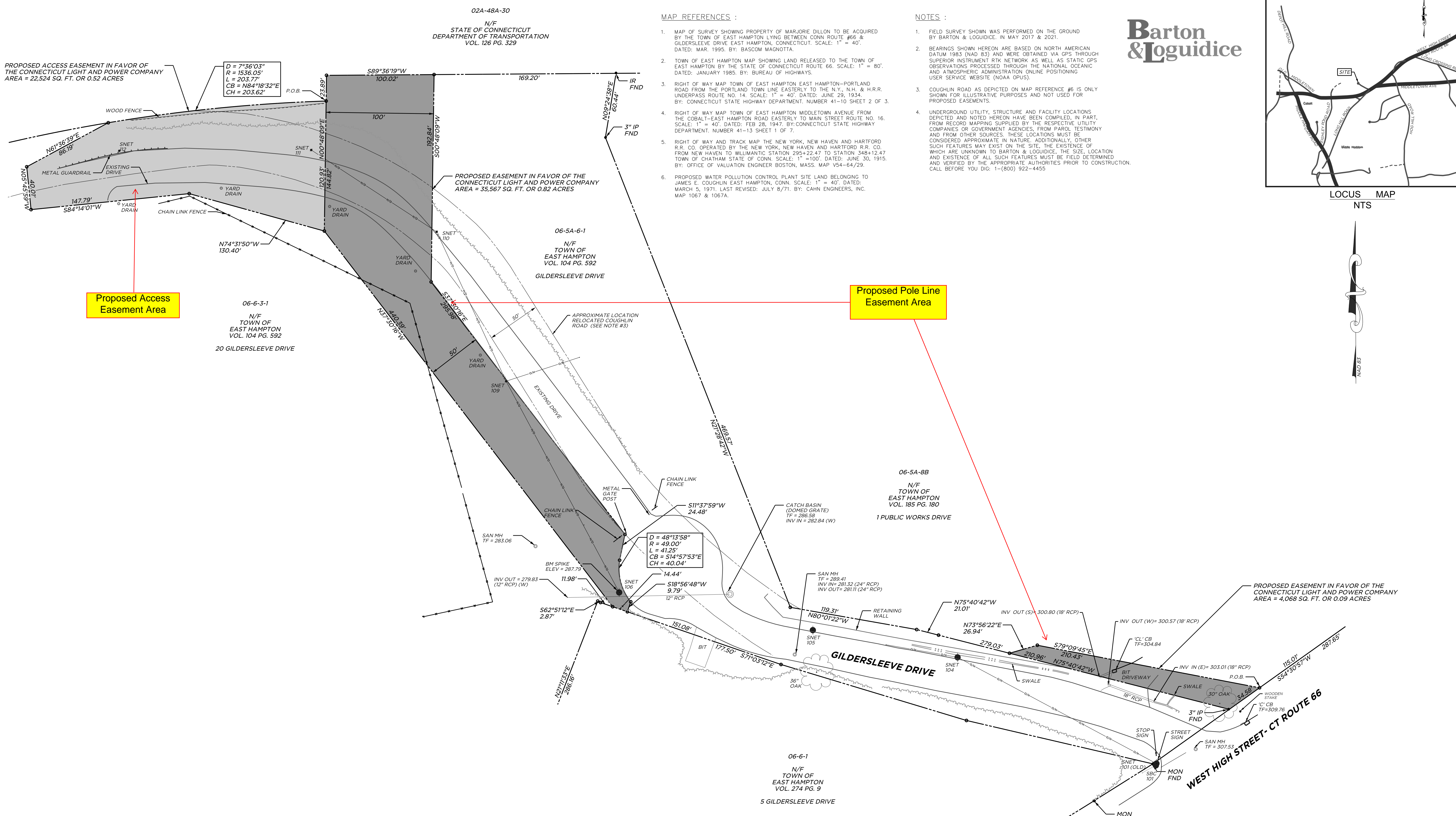
On this the ____ day of _____, 2022, before me, the undersigned officer, personally appeared David E. Cox, Town Manager, who has proven to me with proper identification and/or through personal knowledge to be the person whose name is subscribed on the preceding or attached document, and acknowledged that he/she signed it voluntarily and of his/her free will and deed for its stated purpose.

In witness whereof, I hereunto set my hand and official seal.

Commissioner of the Superior Court
Notary Public -- My Commission Expires: _____

Exhibit A

Map or Description of Access Area



PROPOSED ACCESS EASEMENT IN FAVOR OF THE CONNECTICUT LIGHT AND POWER COMPANY AREA = 22,524 SQ. FT. OR 0.52 ACRES

$D = 7^{\circ}36'03''$
 $R = 1536.05'$
 $L = 203.77'$
 $CB = N84^{\circ}18'32''E$
 $CH = 203.62'$

02A-48A-30
 N/F
 STATE OF CONNECTICUT
 DEPARTMENT OF TRANSPORTATION
 VOL. 126 PG. 329

PROPOSED EASEMENT IN FAVOR OF THE CONNECTICUT LIGHT AND POWER COMPANY AREA = 35,567 SQ. FT. OR 0.82 ACRES

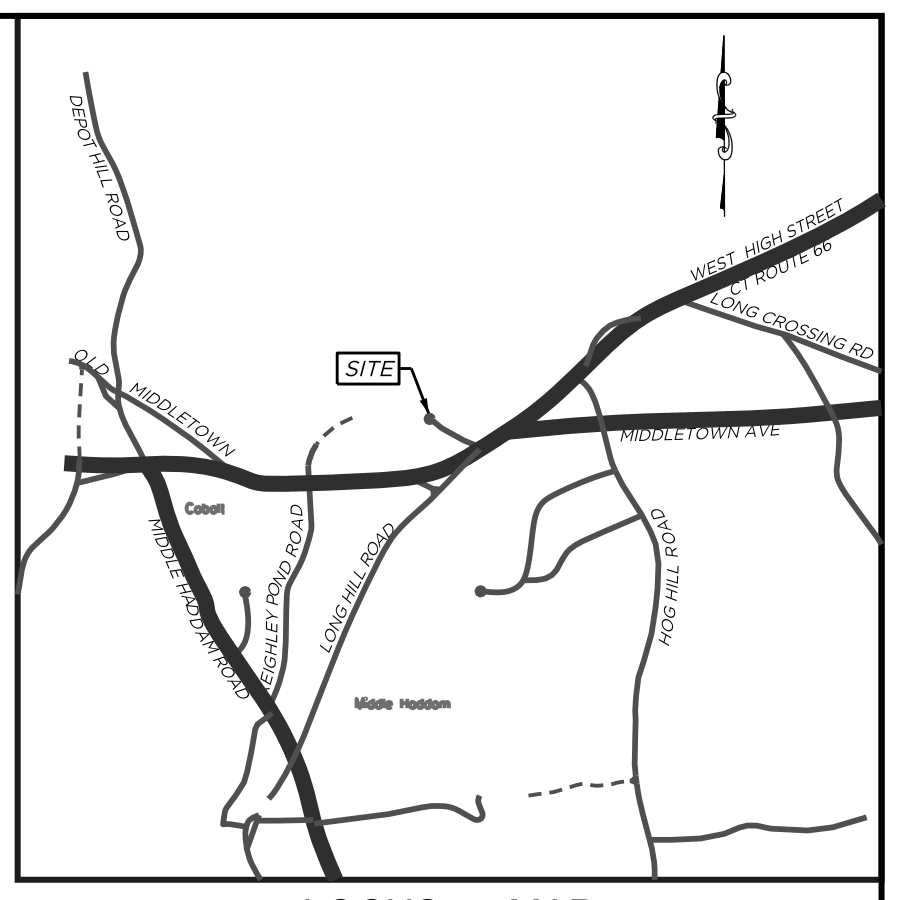
MAP REFERENCES :

- MAP OF SURVEY SHOWING PROPERTY OF MARJORIE DILLON TO BE ACQUIRED BY THE TOWN OF EAST HAMPTON LYING BETWEEN CONN ROUTE #66 & GILDERSLEEVE DRIVE EAST HAMPTON, CONNECTICUT. SCALE: 1" = 40'. DATED: MAR. 1995. BY: BASCOM MAGNOTTA.
- TOWN OF EAST HAMPTON MAP SHOWING LAND RELEASED TO THE TOWN OF EAST HAMPTON BY THE STATE OF CONNECTICUT ROUTE 66. SCALE: 1" = 80'. DATED: JANUARY 1985. BY: BUREAU OF HIGHWAYS.
- RIGHT OF WAY MAP TOWN OF EAST HAMPTON EAST HAMPTON-PORTLAND ROAD FROM THE PORTLAND TOWN LINE EASTERLY TO THE N.Y., N.H. & H.R.R. UNDERPASS ROUTE NO. 14. SCALE: 1" = 40'. DATED: JUNE 29, 1934. BY: CONNECTICUT STATE HIGHWAY DEPARTMENT, NUMBER 41-10 SHEET 2 OF 3.
- RIGHT OF WAY MAP TOWN OF EAST HAMPTON MIDDLETOWN AVENUE FROM THE COBALT-EAST HAMPTON ROAD EASTERLY TO MAIN STREET ROUTE NO. 16. SCALE: 1" = 40'. DATED: FEB 28, 1947. BY: CONNECTICUT STATE HIGHWAY DEPARTMENT, NUMBER 41-13 SHEET 1 OF 7.
- RIGHT OF WAY AND TRACK MAP THE NEW YORK, NEW HAVEN AND HARTFORD R.R. CO. OPERATED BY THE NEW YORK, NEW HAVEN AND HARTFORD R.R. CO. FROM NEW HAVEN TO WILLIMANTIC STATION 295+22.47 TO STATION 348+12.47 TOWN OF CHATHAM STATE OF CONN. SCALE: 1" = 100'. DATED: JUNE 30, 1915. BY: OFFICE OF VALUATION ENGINEER BOSTON, MASS. MAP V54-64/29.
- PROPOSED WATER POLLUTION CONTROL PLANT SITE LAND BELONGING TO JAMES E. COUGHLIN EAST HAMPTON, CONN. SCALE: 1" = 40'. DATED: MARCH 5, 1971. LAST REVISED: JULY 8/71. BY: CAHN ENGINEERS, INC. MAP 1067 & 1067A.

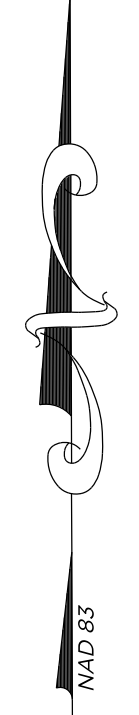
NOTES :

- FIELD SURVEY SHOWN WAS PERFORMED ON THE GROUND BY BARTON & LOGUIDICE, IN MAY 2017 & 2021.
- BEARINGS SHOWN HEREON ARE BASED ON NORTH AMERICAN DATUM 1983 (NAD 83) AND WERE OBTAINED VIA GPS THROUGH SUPERIOR INSTRUMENT RTK NETWORK AS WELL AS STATIC GPS OBSERVATIONS PROCESSED THROUGH THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION ONLINE POSITIONING USER SERVICE WEBSITE (NOAA OPUS).
- COUGHLIN ROAD AS DEPICTED ON MAP REFERENCE #6 IS ONLY SHOWN FOR ILLUSTRATIVE PURPOSES AND NOT USED FOR PROPOSED EASEMENTS.
- UNDERGROUND UTILITY, STRUCTURE AND FACILITY LOCATIONS DEPICTED AND NOTED HEREON HAVE BEEN COMPILED, IN PART, FROM RECORD MAPPING SUPPLIED BY THE RESPECTIVE UTILITY COMPANIES OR GOVERNMENT AGENCIES, FROM PAROL TESTIMONY AND FROM OTHER SOURCES. THESE LOCATIONS MUST BE CONSIDERED APPROXIMATE IN NATURE. ADDITIONALLY, OTHER SUCH FEATURES MAY EXIST ON THE SITE, THE EXISTENCE OF WHICH ARE UNKNOWN TO BARTON & LOGUIDICE. THE SIZE, LOCATION AND EXISTENCE OF ALL SUCH FEATURES MUST BE FIELD DETERMINED AND VERIFIED BY THE APPROPRIATE AUTHORITIES PRIOR TO CONSTRUCTION. CALL BEFORE YOU DIG: 1-(800) 922-4455.

Barton & Loguidice



LOCUS MAP NTS

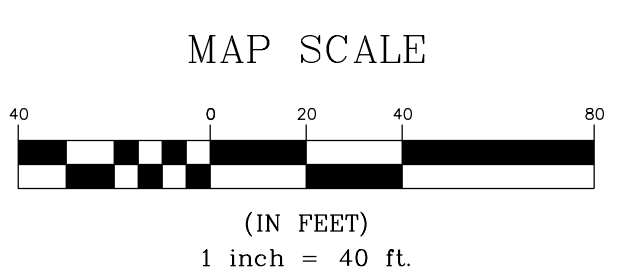


Proposed Access Easement Area

Proposed Pole Line Easement Area

LEGEND

PROPERTY LINE	---
EASEMENT LINE	- - - - -
WOOD FENCE	=====
CHAINLINK FENCE	-----x-----
TREE LINE	~~~~~
OVERHEAD WIRES	-----o-----
UTILITY POLE	●



THIS SURVEY AND MAP HAS BEEN PREPARED IN ACCORDANCE WITH SECTIONS 20-300b-1 THRU 20-300b-20 OF THE REGULATIONS OF CONNECTICUT STATE AGENCIES- "MINIMUM STANDARDS FOR SURVEYS AND MAPS IN THE STATE OF CONNECTICUT" AS ENDORSED BY THE CONNECTICUT ASSOCIATION OF LAND SURVEYORS INC. IT IS AN EASEMENT MAP, BOUNDARY DETERMINATION CATEGORY RESURVEY, CONFORMING TO HORIZONTAL ACCURACY CLASS A-2.

TO THE BEST OF MY KNOWLEDGE AND BELIEF THIS MAP IS SUBSTANTIALLY CORRECT AS NOTED HEREON.

WILLIAM E. WERTZ, CT. L.S. #70067

ANY ORIGINAL OR DUPLICATE OF THIS MAP IS NOT VALID UNLESS IT BEARS THE EMBOSSED SEAL OF THE SURVEYOR WHOSE REGISTRATION APPEARS ABOVE. NO OTHER CERTIFICATION OR WARRANTY IS EXPRESSED OR IMPLIED.

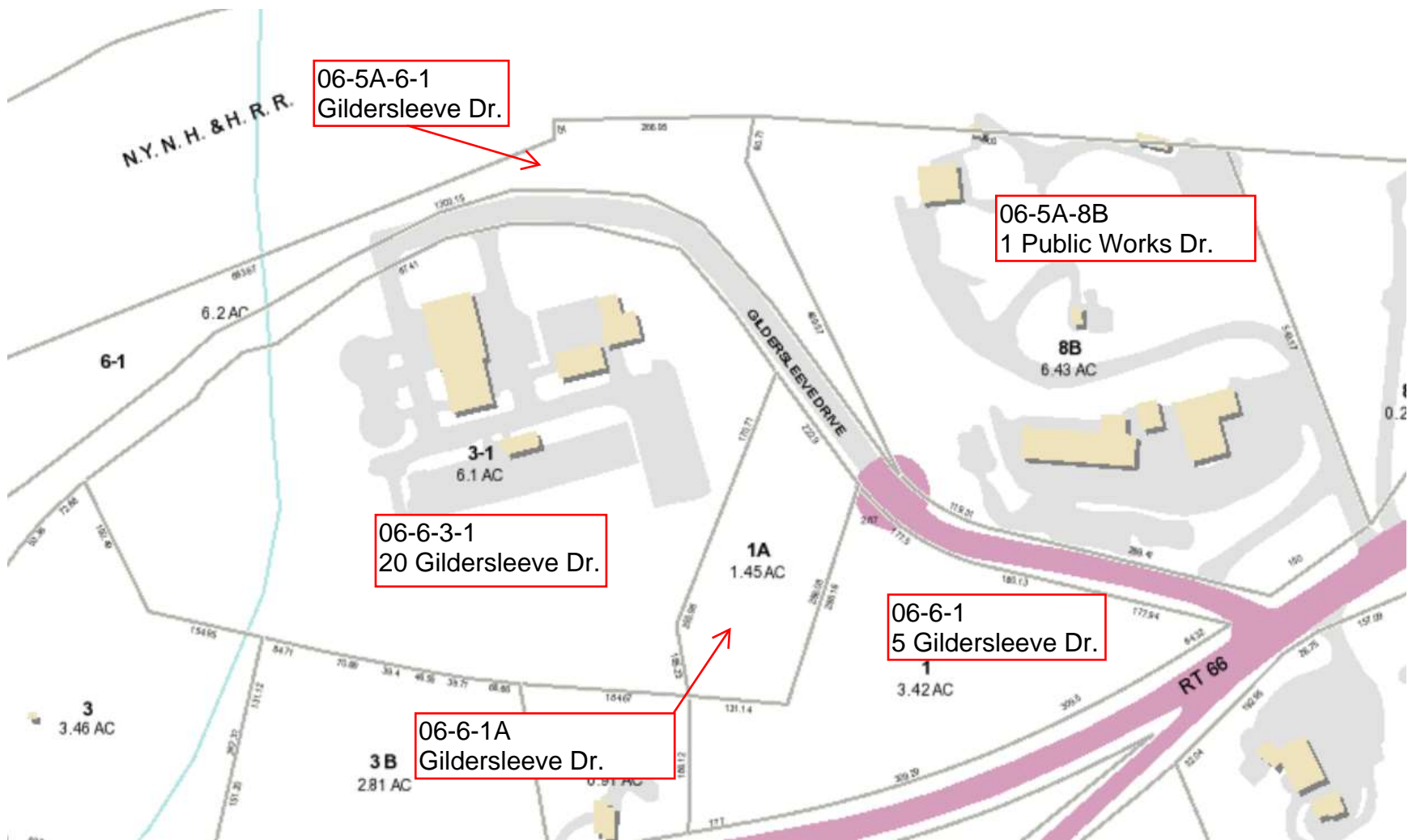
PRELIMINARY

EVERSOURCE ENERGY

EASEMENT MAP

EASEMENTS GRANTED TO THE CONNECTICUT LIGHT AND POWER COMPANY D.B.A. EVERSOURCE ENERGY ACROSS THE PROPERTY OF TOWN OF EAST HAMPTON GILDERSLEEVE DRIVE EAST HAMPTON, CT

BY: ASF	CHKD: NEW	APP: APP	APP: APP
DATE: 08/31/2021	DATE: 08/31/2021	DATE: DATE	DATE: DATE
H-SCALE: 1" = 40'	SIZE: ARCH D	SURVEY JOB #:	SXXXXX
V-SCALE: N.T.S.	V.S: X-X-X	R.E. DWG:	
R.E. PROJ. NUMBER: XXX-XX-XXXX	DWG NO.:	XXXXXX	



Ct-447 Tax Map

Sirois, Cathy

From: Arts and Cultural Comission <arts@easthamptonct.org>
Sent: Friday, December 17, 2021 9:47 AM
To: Sirois, Cathy; Cox, David
Cc: Carol Lane; Elizabeth Sennett; rebeccatinelle@gmail.com; Mindy Maynard; Egyocher@gmail.com
Subject: Poet Laureate

CAUTION:

This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. Remember to hover over any links and if you suspect the email is not legitimate or a phishing email, please contact Tom McMahon at x3363.

Hi Cathy and David,

The East Hampton Arts & Culture Commission has selected Stan Lindh to serve as Poet Laureate for East Hampton for a 2-year term starting in January 2022. The selection was not easy as all three applicants brought something special to the table with their experience, background and beautiful poetry. Stan is a wonderful orator and performer who we believe will serve the town well and work to promote and support poetry in town through his own performances and perhaps new poetry event opportunities. We have not informed him yet, as the town council must make the final approval for the selection according to the application form. I Thank you, Melissa Pionzio

This electronic message is a public record as defined by the Connecticut Freedom of Information Act Section 1-200(5). A copy of this message and any reply will be retained by the Town of East Hampton and will be accessible to the public unless exempted by law.

November 4, 2021

Re: Poet Laureate of East Hampton

(as chosen by the Arts & Culture Commission)

To whom it may seem to concern:

I have been encouraged to pursue this noble goal and thus from the Department of "Be Careful What You Wish For" the following annotated timeline shall serve as my whimsical attempt to do so...

1951 – 1968 / An era of relative compliance with convention
culminating in an actual high school diploma

1969 – 1979 / A period of righteous protest, communal living,
creative & occasional employment while attending 7 colleges
(yet nothing but vast knowledge, diverse experience
and the love of a good woman to show for it)

1980 – 2003 / Settling into the Mainstream: Marriage
Children, an East Hamp house on a hill as home
and an actual profession i.e. Real Estate Appraiser

2004 – Present / Inspired by a series of music festivals
The Awakening of a New Identity: Sympetalous
as Purveyor of these Spoken Words in Performance
A time of eXhilaration! then Betrayal & Heartbreak(!)
All leading to Recovery, Break-thru and Opportunity:
The perfect fuel for (dare I say?) this here *Poa Tree*

Stan Lindh aka Sympetalous (contact: slindh@sbclgobal.net)

157 Wopowog Rd
E. Hamp, CT

met a soul
at the edge of dreaming
seems what was said
set one to thinking
so wrote these words
upon arising:
if art is what gives god a face
and music's the sound that feelings make
~ why then ~
poetry's but a whisper of the wind, within
the babble of a brook, whene'er
it dares to rain again...
or for that matter
snowwww

~ field we know ~

seems that some might know about this field, it fills
with fine crystal, frozen: darkest depths of winter
rises green anew with fair light's return as vernal
grows lush a meadow does in rolling height of summer
then softens, soon to wither in a lonesome autumn
its fallen feelin' on forever full cycle...meantime

each of us dwells in the boxes of our choosing
if not making at the edge of this meta-pasture
marked by lichened stones and crowned in razor thorns
a blood line where it meets the olden growth would that
we spend the whole of our lives, longing to be grazing

now and then gazing out a narrow window, at times
upon waving swaths: sun dappled green and our lovers
at others, driving sheets of rain upon strangers, or
so alone to face the stinging sleet & snow, ohhh

but every once in the clear of a while
we venture outside and hence deep within
along a far perimeteur from whence
the ahhs & ooze of this primordial expanse
and we catch a glimpse of our heritage
as clearcut destiny so dear if you dare to stop(!)

and drop why then you'll love to listen
now hear your soul say unto thee:
when you're most in need of me
to guide what is left of you
and what is right within you
this is where I will be

with this passion on the simmer
and a taste for good time glamour
in the days afore our fall from grace
one sweet soft infested summer
me and music became lovers
tying faith between our teeth so
tempting fate like all the others
we danced upon a knife edge no less
with ego's oft inflated glimmer

we strove in vain to meet our makers
slept in doorways with fellow seekers
breathed the fire that each one offered
chasin that dragon straight up the skyway
then racin right down some hell-bound highway
gettin twisted, toasted, wasted in the heat, we'd

sing our anthems off o' allll those albums
as would spirits in the night from dusk til dawn
they prowled the street, the mind it soared then swam
like these silver pearls in a liquid moonlight
so surreal, we'd feel our blood sun rise
from the bottom of the sea somehow
mer-men and maids we had turned to be
some sprouted wings, flew like eagles, proud & free

and all of that from this music, sweet sweet music
life's elixir, it never wavered, ever changing
and yet always there with revelation
this celebration of sensation
as redemption

~ night & day game ~

at birth meteoric now given our druthers
me and my kind? we like to sleep with the sun
makin love via venus, waxin moon up above
and that could well be plantin time, I confess
it's no wonder, deep dreamin takes over
in a realm that some wander
growin wild by the river, a
mere creek in the dark when filled to the brim's
still a drip on a rock but a stream nonetheless
a toss and a turnin then
just before dawn, there's this stirrin
a stretch and a yawwn gone to creep in the dim
with a spark and a flash(!)
feel that burnin?
turned to steamin then whistlin
a pourin soon sippin near shufflin
while step-pin outdoors and
drink-in in the wind
on occasion a bit of crumb
whatever spills might well become
perfect fuel for a seed that's sewed
so under sky where nothing's new
each moment magic for all to see
diamonds hidden in plainest view

At the top of the stairs where shadows are born
we dream in the eaves as the dim is just right, it's
quite good some believe for the Muse to take flight
and ohhh how she soars...but not at all aquiline
more like a loon, or as well as one might and
they would if they could o' course, wouldn't ya know
I've no clue where it goes or what rules she may use
nor what tools to infuse the cool jewel (pray tell)
what makes the art sing, have a life of its own
sorta crazy & free, kind that'll thrive even
live on forever if folks take it to heart
give it a home, and there the spirit will be

As a shimmering orb softly glows in the mind
the muse slowly recedes, only time may reveal
its usual thing: marching on by the moment
while standing so still in the faint light of dawn
we awake to a smile that takes an hour to bloom
'round a rich cup of coffee in an east facing room
then words flow like honey in the late morning sun
now the mug runneth over, least up to the brim
as thoughts form a vision with a mystical ring
in a world filled with fate, if not *fait accompli*
there's a friend in Free will, draws one to the source
soon be sippin on some...this soul at the well

The following words emerged all fuzzy white
and frosty from a Feb-roo-ary so legendary:
the Epic Snow Blitz of Two Thousand 15

In my mind at least I walked way out back
late last night at first I thought it was
a week ago, right there in the swirling midst
of our newfound snow globe world but now
somehow I'm not so sure among low hung boughs
and those thigh deep drifts of a thick dark wood
piney edge of a clearing I know, faint light
in the sky, it's got this gray green glow
soon closing these eyes, so quiet and all
even time won't tell when you get your fill
little e-terni-ty in a moment or two
it occurred to me (as only "it" can do)
that truth is but no one in the forest
separation lost upon entering, and
illusion? the noise made by falling trees
our dying egos: the sigh of winds

a steady joyous drip
slow filtered thru the pain as brew
is what this life seems to be
a spiral mystery for all we know
and from what we've seen in our DNA
a double helix flow of fated destiny
faintly steered by our free will at every turn
along the way, whether it's
wrong or right for us, a yes or no
each step's a choice between
this or that duality, in reality
this life's a tortoise race: we run in place
the marathon in these fits and starts
in search of peace and such a kiss
we find our breath and go downward dog
then deep within to feel the burn
to chant the ommm, to see the light
and one day become the forever right now
been here before you know but there's
no tellin when the time stands stilll
and a new day begins...again



January 11, 2022

To: The East Hampton Town Council

The documentation for the tax refunds listed below is available in the Office of the Collector of Revenue for your review. There are nine (9) refunds totaling \$11,003.22.

Respectfully Submitted,

Jacqueline Langdon CCMC
Jacqueline Langdon, CCMC
Assistant Collector of Revenue

••0••
260•00 +
41•04 +
1,088•39 +
176•69 +
366•60 +
2,387•06 +
6,175•69 +
20•88 +
486•87 +
11,003•22 *

BOARD AND COMMISSION SUMMARY DECEMBER 2021

Arts & Culture Commission

The Arts & Culture Commission met on December 16 at the Joseph N. Goff House. Members interviewed three candidates for the Poet Laureate position. Their recommendation will be provided to Town Council for consideration.

Board of Finance

The Board of Finance met on December 20 for their regularly scheduled meeting. While preliminary discussion was had in regard to the Budget process to familiarize new Board members, no action of note as taken.

Brownfields Redevelopment Agency

The Brownfields Redevelopment Agency met on December 27. Deb Cunningham introduced herself to the members as the liaison for the agency from the Board of Finance. The members briefly discussed the 1 and 13 Watrous, 3 Walnut, and 13 Summit properties. The members discussed investigating historic preservation grants for the brownfield properties in town.

Clean Energy Task Force

The Clean Energy Task Force met on December 7. The members held a discussion with representatives from Earthlight Technologies about bringing green solutions initiatives and programs to town. The members received advice and tips on how to spread the awareness and gain support for the programs they want to start in town. The members reviewed the power point presentation and recommended a few changes. Mr. Wisniewski will be presenting to the Town Council at next Tuesday's meeting. The members discussed having Heat Smart present to the Task Force members.

Commission on Aging

The Commission on Aging met on December 9. Jo Ann Ewing provided an overview of senior services. Members discussed the results of the survey, the high and low investments related to the results of the survey, and assignment of topics for each member for the upcoming workshop with the Council. The members are awaiting confirmation on the date of the workshop.

Conservation-Lake Commission

The Conservation-Lake Commission met on December 9. The members received updates on the watershed projects and federal funding. The members discussed the ordinance banning fertilizer, the lake smart program, and the advisory panel update. The members discussed holding talks about the lake smart program and to make a schedule for those. It was also suggested to hold an informational webinar two to three times a year to get all the information on the projects and the programs the commission is dealing with. This would help to spread the information and awareness to the community and to gain more support for the projects and the commission in town.

Design Review Board

No meeting

Economic Development Commission

The Economic Development Commission met on December 21. The members welcomed two new members to the commission with introductions. The members discussed the revised Business of the Month and New Business nomination online form, the minutes and motions from the last Planning

and Zoning meeting, and the bells on the bridge event. The Town Manager gave the members updates on some projects occurring in the town.

Ethics Commission

No meeting

Fire Commission

The Fire Commission met on December 13. The members approved of the repairs to Squad 1-12 not to exceed \$4,000. The Fire Marshal and Fire Chief gave their monthly reports to the members. There were updates on the dry hydrants project, the ladder and tanker trucks, and the awards program changes. The members discussed the possibility of getting a new boat for the Fire Department. A quote was obtained from Mid Atlantic Rescue and a representative was suggested to come and talk with the members at a meeting. The members made a motion to retire Forestry 1-12 and to talk to Mr. Jylkka about what to do with the vehicle after it has been retired.

Inland Wetland Watercourses Agency

The Inland Wetland Watercourses Agency met on December 22. Josh Wilson was elected Chair and Dean Kavalkavich was elected Vice Chair for the remainder of this term until the next election of officers in June.

Continued Applications:

- A. IW-21-025: Middletown Sportsmen's Club, Champion Hill Road – Construction of Fire Access Road partially in Upland Review Area and a bridge over intermittent stream. Map 11/ Block 40A/ Lot 18 - Continued to January meeting.
- B. Application IW-21-026: William Carter, 23 Bay Road. Construct seawall along Lake Pocotopaug and regrade yard area. Map 09A/ Block 70/ Lot 23 – Continued to January meeting.

Joint Facilities

The Colchester –East Hampton Joint Facilities Board met on November 16th via Zoom. Work began on the force main repair November 15th and is estimated to be completed on December 22nd. The Board will be reviewing the Joint Facilities agreement for the purpose of looking at shared costs on repairs. The Board has begun review of the RFQ for the Middletown Ave. pump station (MAPS) for the purpose of evaluation and design for needed upgrades. The Board approved the 2022 Joint Facilities meeting schedule.

There was no December meeting of the Joint Facilities.

Library Advisory Board

The Library Advisory Board met on December 6. The new Children's Librarian was introduced to the Board. An update was given on the Space Planning project and the budget. The Town Manager reported that the search for a new Library Director is underway.

Middle Haddam Historic District Commission

No meeting

Parks & Recreation Advisory Board

The Parks & Rec Advisory Board met on December 7. The members approved meeting dates for 2022. The boat launch project had been delayed but is back on schedule after the materials arrived. The final report from the focus groups is in and the public survey is out. Mr. Hall discussed possible

action to fund a full-time position for the Office Assistant/Program Lead from the special revenue account. Capital requests will include pickle ball courts, reconstruction of the basketball court at Sears Park, reconstruction of the tennis court at Sears Park and the Air Line Trail gap closure.

Planning & Zoning Commission

The Planning & Zoning Commission met on December 1.

New Business:

- A. Approval of 2022 Meeting Calendar - Jim Sennett made a motion to approve the meeting calendar as presented. Angelus Tammaro seconded the motion. Vote: 7-0

Old Business:

- A. Application PZC-21-021: Global 66, LLC, 265 West High St., Site Plan Modification, Map 6/Block 12/Lot 9 - Kevin Kuhr made a motion to continue the application to the January 5, 2022 meeting. Rowland Rux seconded the motion. Vote: 7-0
- B. Discussion: Accessory Dwelling Units "As of Right" Kevin Kuhr made a motion to schedule a Public Hearing for the February 2, 2022 meeting. Meg Wright seconded the motion. Vote: 7-0

Water Pollution Control Authority

The Water Pollution Control Authority Board met on November 2nd via Zoom. Mr. Clayton met with engineers to discuss the possibility of slip lining the force mains at Pine Trail PS and North Maple PS. The Board has requested a Plan of Conservation Development (POCD) mapping overlay from P&Z, which will include the sewer service area as part of the ongoing Connection Charge discussion. The Board approved the 2022 WPCA meeting schedule.

The Water Pollution Control Authority Board met on December 7th via Zoom. All pump station (20 stations) alarm systems will be required to be upgraded to a 4G unit due to the 3G phase out at a cost of approx. \$1,500 to \$2,000 per unit.

Zoning Board of Appeals

The Zoning Board of Appeals met on December 13.

Public Hearings:

- A. Application ZBA-21-012: Donna & Ed Wells, 13 Navajo Trail for a Variance to reduce the east side yard setback from 15' to 5' to construct an addition to the existing dwelling. Map 09A/ Block 74/ Lot 174 - George Pfaffenbach made a motion to approve the variance. Bob Hines seconded the motions. Vote 2-3. Motion Fails.

New Business:

- A. Approval of 2022 Meeting Dates - George Pfaffenbach made a motion to approve the meeting schedule as presented. Bob Hines seconded the motion. Vote: 5-0