

**BOARD OF SELECTMEN  
MEETING MINUTES  
MONDAY, DECEMBER 3, 2018  
8:45 A.M. – COMMUNITY CENTER**

First Selectman Matthew Hoey called the meeting to order at 8:47 a.m.

Present: Board Members: Matthew Hoey, Charles Havrda, Susan Renner,  
Louis Federici and Sandra Ruoff

Town Officials: In-House Counsel Pam Millman, Health Director  
Dennis Johnson, Finance Director Maryjane  
Malavasi, Town Engineer Janice Plaziak, Human  
Resources Director Mitch Goldblatt, Economic  
Development Coordinator Brian McGlone, Police  
Chief Jeff Hutchinson, Fire Chief Charles  
Herrschaft, Bond Counsel Matt Ritter, Pension  
Committee Member Steve Kops and Clerk  
Traci Brinkman

Others: About 10 others in the audience

Media: Guilford Courier reporter Zoe Roos and Mike  
Graziano taping for GCTV

**1. Pledge of Allegiance**

Mr. Havrda led the pledge.

**2. Public Forum (limited to 3 minutes regarding agenda items)**

None

**3. Approve minutes of:**

**3.1 November 19, 2018 – Regular Meeting**

Mr. Federici noted a clarification under item 6.2. He wanted it noted that the other driver's insurance company paid for the vehicle loss.

*Motion: Upon a motion made by Mr. Federici and seconded by Ms. Ruoff, the board voted to approve the minutes of the November 19, 2018 Regular Meeting as amended.*

*Vote: In Favor: Hoey, Havrda, Federici and Ruoff  
Opposed: None  
Abstaining: Renner*

**4. Bond Counsel (Matt Ritter)/Finance Director (Maryjane Malavasi):**

**4.1 Consider and take possible action on resolution recommending a special appropriation of \$3,100,000 for additional costs for the 2017 Mulberry Point Water Main Extension Project.**

Mr. Hoey explained that the project went out to bid in the late spring and they thought they had a responsible low bidder, but that bidder backed out. The next lowest bidder was \$1 million more. There was a wide discrepancy in bids. They went back out to bid and received a total of five bids. While the bids were closer together, the low bidder this time was \$2.6 million more than the low bidder the first time. The appropriation made in 2017 needs to be revised with an additional increase in cost and contingency (\$3.1 million) and they need a Town Meeting to approve so they can move forward with the project. He added that after the entire project is completed and grants are received to offset the cost, the remaining amount left will be passed onto the property owners in that area through special assessments.

Mr. Ritter noted that the entire special appropriation of \$3.1 million may not be necessary for the project. He added that if you look at the funding to date there is the state grant, Clean Water Fund grant, money from the Connecticut Water Company and a low interest loan. There might be additional funds coming. The Clean Water Fund wants the appropriation in place for the entire project before the town proceeds. As far as the special assessments they will not know the final cost until the project is complete and all the grants are received, which will take 18 months. After that time the assessments will be made there will be a public hearing and residents will have the ability to appeal.

Mr. Hoey said when it became apparent the costs exceeded the original projections, State Senator Scanlon talked to the governor and the Democratic leadership and the town had a commitment of \$1.25 million in state bond funds, which would have brought in enough funds to reduce the original estimated assessments. But, the low bidder pulled out. Since they no longer had that bid, the governor's office said they were still willing to support the project and committed \$450,000 as a down payment with the invitation to come back for more once the costs were determined after the second bid. Mr. Hoey said they plan to do that and to look for federal funding as well so they can keep the cost for residents as close to the original estimate as possible.

Mr. Havrda said he assumes the residents are aware of the situation.

Mr. Hoey said he met with Ms. Robins and Mr. Meisel, who have been representing the residents in the area, and has kept them abreast of everything.

Mr. Havrda questioned how much time they have to pursue other sources of funding.

Mr. Hoey said they have until the project closes.

Ms. Millman said they are also reaching out to the water company to see if they can commit more to the project. It is a long shot, but they are still going to try.

Ms. Malavasi explained that the town is borrowing money from the Clean Water Fund through a low interest loan and not bonding for the original estimated construction costs. Any expenditures over that will come from town special funds. Once the project is completed the residents will be assessed and the town will be reimbursed. All interest costs associated with the loan will be paid for by the residents as well. If the residents pay the full amount up front there is no interest, but if they pay over the years that is when the interest will come into play.

*Motion: Upon a motion made by Mr. Federici and seconded by Mr. Havrda, the board voted unanimously to approve the following resolution:*

*RESOLUTION RECOMMENDING A SPECIAL APPROPRIATION OF \$3,100,000 FOR ADDITIONAL COSTS FOR THE 2017 MULBERRY POINT WATER MAIN EXTENSION PROJECT*

*WHEREAS, on May 31, 2017, the voters of the Town of Guilford (the "Town") approved at referendum an appropriation and bond authorization of \$3,443,000 for costs related to the 2017 Mulberry Point Water Main Extension project (the "Project"); and*

*WHEREAS, the Town has received bids for the cost of the Project which are approximately \$3,100,000 in excess of the original \$3,443,000 estimate for the cost of the Project; and*

*WHEREAS, although the total estimated cost for the Project has increased to approximately \$6,543,000 the Town still anticipates defraying the total cost of the Project by: (i) receiving a monetary contribution and construction equipment and materials from the Connecticut Water Company with a combined estimated value of \$1,500,000, pursuant to an agreement between the Town and the Connecticut Water Company dated December 19, 2016, (ii) receiving a \$450,000 grant from the State of Connecticut (the "State") as approved by the State Bond Commission at a meeting held on September 20, 2018, (iii) receiving a grant of \$410,000 from the State of Connecticut Clean Water Fund Program (the "Clean Water Fund"), (iv) receiving additional State and federal funds, and (v) levying assessments against properties located in Long Cove, Mulberry Point and Tuttle Point benefitted by the Project in an amount sufficient to defray the net cost of the Project in accordance with Chapter 264 of the Town Code and Section 7-137c of the Connecticut General Statutes; and*

*WHEREAS, in addition to the Town receiving a grant in the amount of \$410,000 from the Clean Water Fund, the Town anticipates receiving a loan from the Clean Water Fund in an amount not to exceed \$3,443,000; and*

*WHEREAS, although the Clean Water Fund loan and other amounts advanced by the Town are expected to be paid from assessments levied against properties located in Long Cove, Mulberry Point and Tuttle Point benefitted by the Project in an amount sufficient to defray the net cost of the Project, the Town needs to advance the additional \$3,100,000 of costs for the Project in order to apply for and receive funding from the Clean Water Fund and begin construction on the Project; and*

*WHEREAS, upon receipt of the grant and loan from the Clean Water Fund and the levying of assessments against properties located in Long Cove, Mulberry Point and Tuttle Point benefitted by the Project, the Town anticipates reimbursing the funds advanced by the Town that were used to finance the additional \$3,100,000 of costs for the Project.*

*NOW, THEREFORE, BE IT RESOLVED, that a.) pursuant to Section 6-6 of the Town Charter, the Board of Selectmen recommends a special appropriation of \$3,100,000 to pay for the additional costs of the Project, and b.) the Town shall finance the special appropriation by advancing funds from available funds of the Town. The total appropriation for the Project is thereby increased to \$6,543,000 and the appropriation may be expended for design, construction, acquisition and installation costs, engineering fees, materials, equipment, surveying and testing costs, legal fees, other consultant fees, financing costs, interest expense on temporary borrowings and other costs related to the Project. The appropriation shall include any federal, state or other grants-in-aid received for the Project. The Board of Selectmen may reduce or modify the scope of the Project and the entire appropriation may be expended on the Project as so reduced or modified.*

*BE IT FURTHER RESOLVED, that the Town shall, to the extent necessary, levy assessments against properties located in Long Cove, Mulberry Point and Tuttle Point (which is anticipated to include Lower Road, Daniel Avenue, Mulberry Point Road, Tuttle Point Road, Faulkner Drive, Spring Street, Meriden Street, Highland Street, Whitetop Lane, Rock Lane, Sagamore Street, Marshall Avenue, Charles Street, Decatur Avenue, Ruth Lane and Brown Street) benefitted by the Project in an amount sufficient to defray the net cost of the Project in accordance with Chapter 264 of the Town Code and Section 7-137c of the Connecticut General Statutes.*

*BE IT FURTHER RESOLVED, that a copy of this resolution shall be provided to the Board of Finance as evidence that the Board of Selectmen recommends a special appropriation of \$3,100,000 for the Project.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None*

*Abstaining: None*

**4.2 Discuss and take possible action to set a Town Meeting date to consider a special appropriation for additional costs for the 2017 Mulberry Point Water Main Extension Project.**

Mr. Hoey noted the Town Meeting is scheduled for December 13, 7:30 p.m. at the Community Center.

*Motion: Upon a motion made by Ms. Ruoff and seconded by Mr. Havrda, the board voted unanimously to approve the following resolution:*

*RESOLUTION TO CALL A SPECIAL TOWN MEETING*

*WHEREAS, the Board of Selectmen has recommended a special appropriation of \$3,100,000 to pay for the additional costs of the 2017 Mulberry Point Water Main Extension project (the "Project"), and that the Town finance the special appropriation by advancing funds from available funds of the Town; and*

*WHEREAS, it is anticipated that the Board of Finance will also recommend a special appropriation for the Project, and*

*WHEREAS, Section 6-6 of the Town Charter requires town meeting approval of any special appropriations that exceed 1% of the total of the approved budget for the current fiscal year.*

*BE IT RESOLVED, that the attached detailed appropriation resolution for the Project is hereby approved and, subject to approval by the Board of Finance, shall be submitted to a Special Town Meeting to be held on Thursday, December 13, 2018 in accordance with the attached Warning of Special Town Meeting, which is also hereby approved.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**5. Police Chief (Jeff Hutchinson):**

**5.1 Discuss and take possible action on Memorandum of Understanding between the Connecticut Department of Emergency Services and Public Protection and the Town of Guilford Police Department Concerning access to vehicle related Information in the NCIC System for the License Plate Reader Project.**

Chief Hutchinson said last year the police commission and town approved the purchase of license plate readers. They had a plan to work with the state police

on a pilot program where they will manage the data, which will save the town money. In order to participate, the town has to sign this Memorandum of Understanding to complete the purchase. It has been approved by town counsel and the police commission.

Mr. Federici asked about the statement that the equipment can only be used for law enforcement purposes.

Chief Hutchinson explained that they cannot use it for revenue collection. It needs to be used in the course of some investigation.

Mr. Hoey said there has been a concern that out of town residents may be using the transfer station. He asked the chief if this could be used to determine that.

Chief Hutchinson said because of that provision they cannot use it for that. He added that they need to be careful with how they are using it and do not want to go beyond the scope. It would be used for wanted persons, amber alerts, etc. Even if they get a hit on a vehicle they would need to verify it in their system before they do something to make sure the information is not old and that it is accurate.

*Motion:* Upon a motion made by Ms. Ruoff and seconded by Mr. Havrda, the board voted unanimously to approve the Memorandum of Understanding between the Connecticut Department of Emergency Services and Public Protection and the Town of Guilford Police Department Concerning access to vehicle related information in the NCIC System for the License Plate Reader Project.

*Vote:* In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None

**5.2 Consider and take possible action to waive the bidding and purchase two 2019 Ford Police Interceptors from Crowley Ford at \$57,654, which is lower than CT State Contract price.**

Chief Hutchinson explained that the state contract price is not always the lowest. He added that they will save a total of \$549.10 by going through Crowley.

*Motion:* Upon a motion made by Mr. Federici and seconded by Mr. Havrda, the board voted unanimously to waive the bidding and purchase two 2019 Ford Police Interceptors from Crowley Ford at \$57,654, which is lower than CT State Contract price.

*Vote:* In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None

**5.3 Consider and take possible action to waive the bidding and contract with Soli's Garage to provide equipment and upfit for two 2019 Ford Police at a cost of \$24,245, which is lower than CT State Contract price.**

Chief Hutchinson said they have used this contractor in the past. In addition to the lower price the vendor is closer and will transport vehicles back and forth that need to be serviced. The state contractor is located in Middletown and they would have to send two officers to drop the vehicle off and pick it up, which is not a good use of their time. This vendor is \$1,758.14 lower than the state vendor.

*Motion: Upon a motion made by Ms. Ruoff and seconded by Ms. Renner, the board voted unanimously to waive the bidding and contract with Soli's Garage to provide equipment and upfit for two 2019 Ford Police Interceptors at a cost of \$24,245.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**6. Facilities Engineer (Steve Neydorff):**

**6.1 Consider and take possible action on Emergency Elevator Work for Town Hall.**

Mr. Neydorff said they were in progress of updating the Town Hall elevator when they started to get water in the pit. It hasn't been a problem in the past, but the water table has been high and it's leaking. Now is the ideal time to have the company come in and seal it, because if the state inspects it and there is water it won't pass. The maximum cap for this work is \$7,200. They need to check it on a daily basis after sealing to make sure it worked. It would probably take about three days. He would also like to put in a sump pump as a backup in case they have a water issue in the future and the maximum cost for that would be \$8,500.

Mr. Hoey said the Standing Building Committee chair was consulted with this and he is behind this methodology. They are doing this on an emergency basis using the current contractor without going out to bid, because they need to get the elevator back in service as soon as possible.

*Motion: Upon a motion made by Mr. Havrda and seconded by Mr. Federici, the board voted unanimously to proceed with the work as described by Mr. Neydorff in an amount not to exceed \$7,500 for the sealing and the \$8,500 for the sump pump.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**7. Fire Chief (Charles Herrschaft):**

**7.1 Consider and take possible action on resolution authorizing the first selectman to sign the 2016 Homeland Security Grant Program Region 2 Memorandum of Agreement.**

Chief Herrschaft said they do this every year. It is funding for the 26 towns in Region 2. The total amount is in the area of \$1.2 million and Guilford should receive some of the money.

*Motion:* Upon a motion made by Mr. Federici and seconded by Mr. Havrda, the board voted unanimously to approve the resolution authorizing the first selectman to sign the 2016 Homeland Security Grant Program Region 2 Memorandum of Agreement.

*Vote:* In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None

**8. Town Engineer (Janice Plaziak):**

**8.1 Discuss and take possible action to set a public hearing date of January 7, 2019, 8:30 a.m., at the Guilford Town Hall to consider enactment of the following ordinance - Illicit Connections and Illegal Discharges to Municipal Storm Drainage Systems, as well as amendments to the Floodplain Management Ordinance – Chapter 174 and the Solid Waste and Recycling Ordinance – Chapter 236.**

Ms. Plaziak explained that the first requirement of the state Storm Water MS4 permit is to provide a mechanism to make sure that anyone discharging into the storm water system is doing so with clean water and not hazardous materials that are a detriment to the environment. Her office will have to enforce this new ordinance. She added that in the past the state would respond to this, but now the state is consolidating it at the town level and they are explicit in what can be done and required. If someone is doing something illegal there is a process where the town can cite and fine them as well as an ability for that person to appeal.

With regard to changes in the Floodplain Management Ordinance, Ms. Plaziak said when they were making revisions to the current ordinance, there were a number of changes so it was just easier to replace it with the state model. She added that key changes include a one foot increase in all flood zones for new structures. Residents will also be required to engage resiliency standards when doing remodeling projects.

Mr. Havrda noted that 1.3.7 states “to insure potential buyers are notified that the property is in a flood hazard area.” He added that it is putting the legal responsibility on the town.

Mr. Hoey said that probably falls in the hands of the realtors. In addition the lending company would have to do a review and would determine it was in a flood plain.

Ms. Millman said they did have to soften language from the state in other areas because they were putting a lot of obligation on the town. She added that they could probably leave it and that the homeowner does have some due diligence as well.

Ms. Plaziak said with regard to changes in the Solid Waste and Recycling ordinance it was old and spoke to things that are no longer in place.

Ms. Millman said there were a number of statutes that needed to be sited and updated in the old ordinance. In addition the town, by statute, has the obligation to gather information from commercial collectors. They also had an old ordinance on its own about litter so they got rid of that and used the defined statutory terms.

*Motion: Upon a motion made by Ms. Renner and seconded by Mr. Havrda, the board voted unanimously to set a public hearing date of January 7, 2019, 8:30 a.m., at the Guilford Town Hall to consider enactment of the following ordinance - Illicit Connections and Illegal Discharges to Municipal Storm Drainage Systems, as well as amendments to the Floodplain Management Ordinance – Chapter 174 and the Solid Waste and Recycling Ordinance – Chapter 236.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**9. Finance Director (Maryjane Malavasi)/Human Resources Director (Mitch Goldblatt):**

**9.1 Discuss and take possible action to award RFQ/RFP #3-1718 – Pension Investment Consulting Services.**

Ms. Malavasi said they received 11 responses to the RFQ. The Pension subcommittee met with all of the firms and narrowed it down to five. Those five were brought in for interviews by the entire committee. They then chose two finalists to come back for a second interview. They have a written presentation from the firm they are recommending – Fiduciary Investment Advisors. The reason they chose this company was for its accuracy, thoroughness, public sector experience, familiarity with municipal investments and municipal plans as well. Their fee was also taken into consideration.

Mr. Goldblatt said they received excellent proposals and it was a difficult decision. The Pension Committee worked hard at this and it was a unanimous decision. The issues that made them stand out was their municipal experience. They manage over 70 municipal portfolios, 15 of which are in the \$50-\$100 million range. They specialize in this work.

Pension Committee Member Steve Kops said the last two finalists were both qualified, but FIA was very prepared and detailed in their answers to the committee. One key person from the other firm has recently joined FIA as well.

Ms. Renner said it is not the selectmen's job to choose, but rather trust the process and the hard work done by the Pension Committee and others.

*Motion: Upon a motion made by Ms. Renner and seconded by Mr. Federici, the board voted unanimously to award RFQ/RFP #3-1718 – Pension Investment Consulting Services to Fiduciary Investment Advisors.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**10. Consider and take possible action on Resolution for the Connecticut Small Cities Community Development Block Grant Program and authorize first selectman to sign all documents related to the grant program.**

Mr. Hoey said they have been working toward this and now they need to sign the documentation and move the process forward. When they first applied they had received 43 letters of interest from residents so there is a need in the community. He added that they have received a \$442,000 award.

*Motion: Upon a motion made by Ms. Ruoff and seconded by Ms. Renner the board voted unanimously to approve the Resolution for the Connecticut Small Cities Community Development Block Grant Program and authorize the first selectman to sign all documents to the grant program.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**11. Appointments and Resignations:**

**11.1 Act on recommendation to move Steve Goldschmidt from alternate to regular member on the Marina Commission for a term to expire November 30, 2022.**

*Motion: Upon a motion made by Mr. Federici and seconded by Ms. Ruoff, the board voted unanimously to move Steve Goldschmidt from alternate to regular member on the Marina Commission for a term to expire November 30, 2022.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**12. Requests for Use of Town Property:**

**12.1 Act on request from Columbus House to use the Green and to place a sign on the Green advertising its Big Sleep Out taking place April 27, 2019. (Sign Placement 4/13-4/27)**

*Motion: Upon a motion made by Mr. Federici and seconded by Ms. Renner, the board voted unanimously to approve the request from the Columbus House to use the Green and to place a sign on the Green advertising its Big Sleep Out taking place April 27, 2019. (Sign Placement 4/13-4/27)*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**12.2 Act on request from The Country School to place a sign on the Green advertising its Open House taking place January 27, 2019. (Sign Placement 1/13-1/27)**

*Motion: Upon a motion made by Ms. Ruoff and seconded by Mr. Havrda, the board voted unanimously to approve the request from The Country School to place a sign on the Green advertising its Open House taking place January 27, 2019. (Sign Placement 1/13-1/27)*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**12.3 Act on request from the Guilford Holiday Food Drive to place a sign on the Green advertising its Food Drive taking place December 15, 2018. (Sign Placement 12/4-12/15)**

*Motion: Upon a motion made by Ms. Renner and seconded by Mr. Havrda, the board voted unanimously to approve the request from the Guilford Holiday Food Drive to place a sign on the Green advertising its Food Drive taking place December 15, 2018. (Sign Placement 12/4-12/15)*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**12.4 Act on request from Pearce Real Estate to place a sign on the Green advertising its holiday Coat Drive taking place through December 22. (Sign Placement 12/10-12/22)**

*Motion: Upon a motion made by Mr. Havrda and seconded by Mr. Federici, the board voted unanimously to approve the request from Pearce Real Estate to place a sign on the Green advertising its holiday Coat Drive taking place through December 22. (Sign Placement 12/10-12/22)*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

**13. Correspondence**

Mr. Hoey said he had a discussion with Tom Banisch of Madison about the possibility of a Regional Health District. There is possible state funding for this. Mr. Hoey said he had to submit a letter of intent about exploring the issue, but it does not commit the town to anything. Guilford has two full-time health employees and he doesn't think Madison or Killingworth have that. He doesn't want to diminish the level of services to residents either, but it is best to go ahead and explore this.

**14. Committee Reports**

None

**15. Old Business**

Mr. Hoey stated that the town signed up in the spring with ClearGov to provide a greater transparency for budget data. In the meantime they have been working to insure the information is accurate and today it went live.

Ms. Malavasi said there is historical data back to 2014 and the town supplied the the 2018 budget information, but the final budget numbers will be loaded once the audit is complete. The current budget is up there and they will continue to update the data as they move forward to 2020. A button with the link should be added to the town home page by the end of the week.

Mr. Hoey noted that people will also be able to compare Guilford's data with other towns.

**16. New Business**

None

**17. Public forum (limited to 3 minutes regarding any issue)**

Linda Harrington and educator that lives in Monroe said she seeks a solution to the Simon the dog issue. People have dogs for protection and this dog was just protecting his family from someone he saw as an intruder. The boy made a bad decision and knew there was a dog next door. It is a lesson about choices and a sad situation. Simon is a family pet that brings love and joy to his family. Killing the dog will not bring justice. Maybe a compromise can be reached so they can move forward. She added that they had an end of the year school debate and this is what the students chose.

Sue Perkins of East Lyme also spoke in support of Simon. He was doing what dogs do and he didn't understand the kid was just getting a ball. He was just protecting his property and family. She added that she recently lost two dogs to cancer. She doesn't understand why it is taking so long and it is not fair to the dog. There needs to be a compromise so the dog can go home.

Suzanne Freniere of Vernon asked why Simon has not been released to his family. He is not threatening or vicious. He was protecting his family and doesn't break free from his yard. This teenager was trespassing on private property. She asked for the dog to be given back to his family. She then read a letter from Pauline DiSciaca of Enfield. Both statements are attached to the minutes.

Catherine Adams of 258 Dromara Road said she has lived in town three years and is passionate about dogs. She requested a public hearing to go over state statutes and town ordinances related to this issue. There is a lack of understanding and a lack of transparency.

David Young said he has been a Guilford resident for 15 years and is a physician. He said reasonable people come to reasonable solutions. We don't kill things. There are many dog bite cases in every town. In many of those cases the dogs were unprovoked or had history of previous bites and those dogs are still alive. Simon has never gotten out of his yard. He questioned who has a hold on the town and what the justification is to spend Guilford taxpayer money to carry this through. He is willing to put up a larger fence. A dog is going to protect. If Simon bit an intruder with a gun he would be a hero. He has several letters written by Guilford residents appealing to the board to do the right thing.

Mr. Hoey said this matter is being adjudicated by the Department of Agriculture. The mediation meeting that was being held by the Department of Agriculture was cancelled because Mr. Young and his attorney filed suit.

Cindy Vaporis of Alpine Drive in East Haven said she was at the meeting Mr. Hoey described and was refused entry. The second meeting was cancelled because of the supporters. Mr. Young was asked to bring decision making materials and the supporters were part of that, but they were refused entry. The Department of Agriculture said they would prefer the town and Dr. Young would work this out themselves. This is nationwide.

**18. Discuss and take possible action on personnel contract. (Executive session may be required)**

*Motion: Upon a motion made by Ms. Ruoff and seconded by Mr. Havrda, the board voted unanimously to enter executive session at 10:30 a.m. to discuss a personnel contract and invited Town Attorney Peter Barrett.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

*Motion: Upon a motion made by Ms. Renner and seconded by Ms. Ruoff, the board voted unanimously to return to public session at 10:55 a.m.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

Mr. Hoey said they discussed the personnel contract for in-house counsel. They have negotiated the terms over the last several months. He added that Ms. Millman's value to the community has been demonstrated time and again.

*Motion: Upon a motion made by Mr. Federici and seconded by Ms. Renner, the board voted unanimously to approve the personnel contract for in-house counsel.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

*Motion: Upon a motion made by Mr. Federici and seconded by Mr. Havrda, the board voted unanimously to adjourn the meeting at 10:56 a.m.*

*Vote: In Favor: Hoey, Havrda, Renner, Federici and Ruoff  
Opposed: None  
Abstaining: None*

Respectfully submitted,

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Traci K. Brinkman  
Clerk  
Board of Selectmen