

POINT O'WOODS
BOARD OF GOVERNORS MEETING
11/20/09 – 7:00-10:00PM
Phoebe Griffin Noyes Library
Old Lyme, CT 06371

MINUTES

Type of Meeting: Regular – Association business

Secretary: Mary Ann Ruud

Attendees: Susan Bookman, Fred Callahan, Beth Kelly, Kathy McKeough, Bud Phelps, Mark Peterson, Harry Ritson, and David Tousignant

Absent: Ken Russell

Guests: John Maschi of the Baker Insurance Agency, POW Insurance Representative, Rob Pryblo, RFP Engineering

Agenda: Harry Ritson motioned to approve the minutes. David Tousignant seconded the motion. Rob Pryblo, of RFP Engineering was added to the WPCA report, the Hammer law discussion and the Beach Survey report, which was moved after the WPCA report. An executive session was added to the end. So voted, the motion passed as amended.

Citizen Speak:

Mary Lennon, 48 Ridgewood Road, inquired whether work related to the sewer project would be included in the hammer law suspension if one is passed. The board has yet to determine what guidelines will be drawn up as a result of a passed suspension.

Mary Berry, 67 Connecticut Road, encouraged the board not to suspend the hammer law for the entire season because of the 20% drop in rentals and the integral part the rental business plays in the community. She recommended it not suspending it from July 3-Aug 14th, the prime rental season.

Richard Burlingham, 16 Walnut Road, reported that the Town of Old Lyme was picking up leaves in POW. Kathy McKeough will be following up with Tim Griswold, from the town, to determine what they are doing.

Dave Wilcox, 22 Sargent Road, indicated that erosion near the tennis court was caused by a lack of landscaping on the hill. Mark Peterson indicated that the area mentioned in the commissioners report was at the top side of the hill.

Insurance Review: John Maschi of the Baker Insurance Agency provided a summary of POW insurance coverage. POW has what is similar to typical commercial policies. It is an all risk policy subject to the exclusions, with liability coverage of \$6 million per an incident. POW does not have flood insurance, which Mr. Maschi will investigate the cost and coverage of flood insurance for the community along with increasing the umbrella policy. Mr. Maschi detailed how our policy was underwritten, which is done by Philadelphia Insurance. The insurance applies to all employees, volunteers and board members.

WPCA: Rob Pryblo, of RFP Engineering, reported Paganelli was focused on the northeast side of POW. They are anticipating to be finished with the pipeline by Christmas. They will then focus on finishing the grinder pumps and stations. They will likely start hooking people into the system around March.

Hammer law:

The WPCA voted to recommend to the Board a suspension of the hammer-law to expedite the completion of the sewer project. Rob Pryblo, of RFP Engineering, provided support for the hammer-law suspension because it allows the system to be tested in as high a capacity as possible before the one year warranty expires, the summer is the prime construction season and to eliminate a large section of time my cause a glut of work in the 12 month window to hook into the system, also the benefit assessment may go out before people are actually on the system. The Board discussed the community feedback, the WPCA recommendation and Mr. Pryblo's advice. Susan Bookman made a motion to suspend the hammer law, for the purpose of connecting to the sewer system (only) for the 2010 season with the understanding that stipulations of what will be allowed and

not allowed will follow. David Tousignant seconded the motion. Susan Bookman, Fred Callahan, Bud Phelps, Mark Peterson, Harry Ritson, and David Tousignant voted in favor of the motion. Beth Kelly was absent for the vote. The motion carried. A committee has been formed to develop guidelines for this suspension to be voted on at a special meeting. The committee members are: Kathy McKeough, Susan Bookman, Ken Russell, Harry Ritson, Bud Phelps and David Tousignant.

Secretary's Report: Harry Ritson motioned to approve the 10/16/09, 10/27/09 minutes. Beth Kelly seconded the motion. So voted, the minutes were approved as amended, the motion passed unanimously.

Decisions:

Beach Survey: Rob Pryblo, Fred Callahan and a DEP representative met at the beach to discuss the grading permit. New survey reports are needed for the permit application which Mr. Pryblo is coordinating. The permit POW is trying to get is a ten year permit with the ability to grade two times a year, which would give some flexibility if a storm forced the beach to be graded again. Grading is usually done between May and June. Mr Pryblo will present a proposal to the Board with the cost of the project in mid December. A special meeting will be announced to vote on this proposal.

Rob Pryblo reported that 2 of the 3 areas that were being tested to determine whether they were tidal wetlands came back positive. This means these areas must be freely watered. The area between the boat basin and the cottages on Massachusetts Road is not a title wet land. The Frascarelli project can not go forward as originally planned due to the identification of wetlands on the property. The area at Ridgewood Road will still have a puddle but will be smaller with the planned projects.

Kayak Regulations: Harry Ritson had sent a kayak proposal to the Board members for their review. He presented an alternate solution which was to limit kayak storage to the daytime hours and require they be removed by sunset. The Board discussed this proposal. Harry Ritson motioned to extend an invitation to owners of kayaks for day storage on the beach from 8:00 AM until sunset. Beth Kelly seconded the motion. So voted, the motion passed unanimously. Guidelines will be developed and presented to the community when they register the kayaks. There will be no fees to register the kayaks.

Discussion:

Security/Federation of Beaches: Fred Callahan reported that the Old Lyme Police will have a greater presence in the beach communities to enforce town ordinances. POW had signed into this agreement in the 1960's. The federation of Beaches is looking for input from the Boards' on their opinion of a curfew for those under eighteen from 1:00am-4:00am. Common security bids for all the beach communities are being obtained. Each beach still has its own rules but will have a standardized price. After the bids come in it goes to each Board for approval. The Board voiced support for the bid but stressed that the POW maintains its right of autonomy. The Board supported the curfew but does not want it enforced if there are no problems.

Winter Work: Commissioners winter work plans include hammer-law suspension stipulations, drainage work, park, tennis court repairs, dredging, fence on Hillcrest, beach grating, leaves, driveway by the tennis court, and build up area around the guard shack.

Commissioner Calendars: The calendars of each Commissioner were collected and will be developed into a master calendar for distribution.

Reports:

Treasurer's Report: Mark Peterson distributed the commissioners their budget reports. Mark Peterson reported an emergency transfer of \$17,500 to the WPCA. It is anticipated that \$10,000 of these funds will be returned quickly, the remaining \$7,500 is the budgeted allocation to the WPCA and will not be returned. The Board discussed where the receipts from the parking lot should be distributed. It was decided that it would go toward security. It was reported \$1500 in fines had been collected. The fines from a North Rd resident have not been received.

Commissioners Reports: The reports were distributed and posted prior to the meeting

Correspondence/Communication Update: Dick Sagan wrote a note of thanks for a fruit basket he received from the Board. A letter from Albert & Rita Shesler was received expressing disappointment that fees collected for

the boat basin went into the general fund. Mark Peterson reported that money is put aside to support later capital projects for the boat basin.

New Business: Harry Ritson reported that the deadline had passed for residents to respond with a form indicating their desire to remain on the waitlist for the boat basin. After a discussion it was decided that all those that did not respond should either all be called to determine their wishes if they are going to be contacted at all.

Citizen Speak: None

Mark Peterson motioned to enter executive session for the purposes of discussing personnel matters. Harry Ritson seconded the motion. So vote, the motion carried unanimously.

Harry Ritson motioned to end executive session. David Tousignant seconded the motion. So voted, the motion carried unanimously.

Beth Kelly motioned to adjourn the meeting. Harry Ritson seconded the motion. So voted, the motion carried unanimously.

Respectively Submitted,

Mary Ann Ruud