

MINUTES

POINT O'WOODS
BOARD OF GOVERNORS MEETING
August 21, 2009 6:00-9:00PM
First Congregational Church
2 Ferry Road
Old Lyme, CT 06371

Type of Meeting: Regular – Association business
Secretary: Mary Ann Ruud
Attendees: Susan Bookman, Fred Callahan, Beth Kelly, Kathy McKeough,
Harry Ritson, David Tousignant

The meeting was called to order at 6:00 PM

Agenda: Mark Peterson moved to add Correspondence after Citizen Speak. David Tousignant seconded the motion. So voted, vote was unanimous.

Citizen Speak: Lucy DiNardi, 4 Sargent Road, appealed to the Board to reconsider its decision to impose a \$250 fine in violation of the hammer law.

Lou Patria, 51 Seaview Road, volunteered his services to design and build a kayak/sunfish rack. There are currently 50 kayaks and three sunfish regularly on the beach. Mr. Patria will discuss this further with Fred Callahan and will present the Board plans at a later meeting.

Carol 32 Seaview Road, supported Mr. Patria's plan but wanted to know use policy. It would be first come first serve.

Dave Wilcox, 22 Sargent Road, reported that contractor signs remained at 10 Mass Road and should be removed. Mr. Wilcox also inquired in to why the truck and tractor are not stored in the shed to prevent rust and general wear. David Tousignant reported they are stored in as space and projects permit.

Correspondence: Kathy McKeough reported David Wilcox's inquiry at the last meeting had been addressed in a letter to Mr. Wilcox.

Joseph Martin submitted a letter of resignation from the POW Board. Susan Bookman moved to accept the resignation of Joseph Martin effective immediately. David Tousignant seconded the motion. So voted, vote was unanimous.

Tom Henick responded to a request from Mrs. Sirkin to be an intermediary between her and Kathy McKeough. Mr. Henick's letter stated this was not in their office's jurisdiction and should be dealt with between the two parties. Mrs. Sirkin has expressed dissatisfaction over the Board's communication to the community of the Freedom of Information complaint she had submitted.

Lina Tuck, of 2 North Road, wrote a letter expressing concern over the proposed cell phone tower installation on North Road. The Board discussed that no further action had been taken on this property since the hearing and test had not yet been scheduled but would keep an eye on this proposal. It was reported that potential wetlands are also being filled in on this particular property without proper authorization.

Decisions:

Board Appointment: Kathy McKeough reported that several names had been given to the Nominating Committee to review and interview.

Hammer law fines and violations: The Board discussed the appeal of Lucy DiNardi to eliminate a \$250 fine for violating the hammer law. Fred Callahan motioned to excuse the fine. Susan Bookman seconded the motion. The Board discussed the precedent this set and the need to enforce the ordinances. Fred Callahan, Susan Bookman, Harry Ritson and David Tousignant voted in favor of eliminating the fine. Beth Kelly voted against the motion. Mark Peterson abstained. The motion carried. The Board reached a consensus that the procedure of

requesting an emergency waiver of the hammer law would be published and the ordinance strictly enforced to ensure compliance.

Harry Elsisser had a contractor installing a concrete driveway on his property for which he received four \$500 tickets for violating the hammer law. Mr. Elsisser was informed of the POW policy and he continued with the work understanding the company doing the work would pay any fines. The Board discussed whether the total fine should be reduced. Susan Bookman motioned to eliminate the first ticket but keep the three for a total of \$1500 in fines. David Tousignant seconded the motion. Fred Callahan, Susan Bookman, and David Tousignant voted in favor of the motion. Beth Kelly, Mark Peterson, Harry Ritson and Kathy McKeough voted against the motion. The motion did not carry. The fines will remain \$2000.

Requests to place sewer and water pipes in Seaview Right of Way: Kathy McKeough reported that David Richardson, 72 Seaview, request had been withdrawn. Jack Harney, 86 Hillcrest, property does have year - round status. Rob Pryblo will be at the September meeting and can give his input on the Harney property at that time. Mark Peterson motioned to table the request for an easement on the right of way to install sewer and water pipes at 86 Hillcrest Road. Harry Ritson seconded the motion. So voted, vote was unanimous.

Road Expenditures and Road issues: Dave Tousignant reported the need to replace the new cape cod type catch basin with a cottage type on Sargent Rd for \$2,000. The Board discussed the need of this. Dave Tousignant also asked the Board to consider adding a second dry well at the top of Oak just before the road splits with Walnut for drainage purposes for \$5,000 dollars. Susan Bookman motioned to allocate \$5000 to add a second dry well at the top of Oak Road and \$2,000 to replace the catch basin with a cottage type on Sargent Rd. Harry Ritson seconded the motion. It was noted that there is funding for these expenditures in the budget. So voted, vote was unanimous.

David Tousignant reported residents' request that signs indentifying the home numbers for the Lower Hillcrest and East Champion homes be installed because they are having problems receiving deliveries. After a discussion Susan Bookman motioned to put signs identifying the homes on the Lower Hillcrest and east end of Champion Road. Harry Ritson seconded the motion. So voted, vote was unanimous.

David Tousignant reported that the same residential area was requesting three reserved parking space near these homes for unloading purposes on lower Hillcrest Road. The Board discussed the rights of the residents and the parking access in the area. The Boards general sense is that a temporary time limited unloading parking space could be created but would need to investigate the area further before it can reach a decision.

Grounds and Maintenance: Dave Tousignant reported that time cards will be set via email for Jeff and Mitch to Mark Peterson for payment.

David Tousignant reported that the grass had been cut of a resident on Ridgewood two times this season because the fire hazard it posed to the community. A \$50 fee will be imposed each time POW employees are forced to cut the grass. The owner has been contacted and made aware of the need to have the grass maintained.

A call has been put in to replace bulbs on street lights, which some had been replaced.

David Tousignant reported that a resident had requested stairs be built leading from the right of way to the parking lot. The Board agreed this should be addressed by the Long Range Planning Committee.

Secretary Report: Mark Peterson moved to accept the minutes as amended. Susan Bookman seconded the motion. So voted, vote was unanimous.

Discussion:

Ordinance: Susan Bookman proposed that the septic pumping ordinance be suspended and resort to the five year pumping requirement mandated by the Town of Old Lyme. After a discussion on the suspension it was decided since those hooking up to the sewer in the spring will have to pump it in the spring to crush it, they could provide documentation of that fulfilling the pumping requirement. The majority of the board was not in favor of suspending the ordinance and therefore it is NOT suspended. The post cards will be mailed to those that need to pump in 2010.

Reports:

Treasurer's Report: Mark Peterson distributed the financials to the Board. Tax revenue is coming in and new institutions are being explored to deposit the receipts to obtain the best interest rate.

Commissioners Reports: Susan Bookman reported that the foot faucet was broken at the beach. It was determined that the water line that supplied that was cut for the sewer work being completed.

Harry Ritson reported that a list had been taken of those boats that did not have four fenders, they were notified and will be ticketed if the boats owners don't correct the problem.

Harry Ritson reported that Gary Sharp had been contacted, and Mr. Sharp indicated that the DEP was likely to approve the submitted permit, for the parking lot, within three weeks without any fees. Harry Ritson would like this job to stay with Mr. Sharp for the three weeks to see the outcome. If DEP approval is received Rob Pryblo will be consulted for parking lot solutions. Harry Ritson would like to use Rob Pryblo for the dredging project.

Kathy McKeough will be publishing a newsletter to the community and asked the commissioners for input into the letter.

The Wave deadline is Tuesday.

New Business: Unfinished Business:

The Board discussed whether fines would be increased or switch to a graduated fine model, for hammer law violations, that would increase with each infraction. The Board will further discuss this at a later meeting.

Parking lot coverage: The Board discussed the hours and schedule of the parking lot attendee and switching to a shorted schedule as the busy time slows and the majority of the residents have parking stickers. Security rotation and strategy will be reviewed and considered, including more beach patrol time, less car patrols and other speed controls. The Board is considering ways to slow down cars in the community and will discuss solutions at the November meeting.

Citizen Speak: None

Harry Ritson motioned to adjourn at 9:00 PM. David Tousignant seconded the motion.

Respectfully submitted,

Mary Ann Ruud