



REPRESENTATIVE TOWN MEETING

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Pamela Iacono, District 8 moved the item as distributed with the Call, duly seconded.

Lisa Havey moved to divide the question.

**VOTE:** Brian Cantor's reappointment to the Ethics Commission was approved by unanimous voice vote.

**VOTE:** Dana Kery's reappointment to the Ethics Commission was approved with 23 in favor and 14 opposed.

**IN FAVOR:** Bateson, O'Shea, Ruggiero, Gerber, McCormack, Perham, Steele, Durrell, Pistilli, Spolyar, Gale, Powell-Dunmore, McDermott, Vergara, Ference, Iacono, Messina, Tallman, C. Kelly, Perugini, Britton, Grant, Petise

**OPPOSED:** Jacobs, Nickel, Karson, A. Kelly, Odinak, Diaz, Garskof, Siebert, Wolk, Ambrose, Havey, Bove, Wackerman, Georgiadis

**VOTE:** Craig VanSteenbergen's reappointment to the Ethics Commission was approved by unanimous voice vote.

**ITEM NO. 5 ON CALL:** TO HEAR, CONSIDER AND ACT UPON THE FOLLOWING RESOLUTION AS RECOMMENDED BY THE BOARD OF SELECTMEN: "RESOLVED, THAT THE APPLICATIONS RECEIVED UNDER THE NEIGHBORHOOD ASSISTANCE ACT (NAA) PROGRAM ARE HEREBY APPROVED, AND THAT THE DIRECTOR OF COMMUNITY AND ECONOMIC DEVELOPMENT IS HEREBY DESIGNATED AS THE MUNICIPAL LIAISON OF THE TOWN OF FAIRFIELD FOR THIS PROGRAM."

This item was approved on the Consent Calendar.

**ITEM NO. 6 ON CALL:** TO HEAR, CONSIDER AND ACT UPON THE FOLLOWING RESOLUTION AS RECOMMENDED BY THE BOARD OF SELECTMEN:"RESOLVED, THAT THE PROGRAM YEAR 47 (OCTOBER 1, 2021 – SEPTEMBER 30, 2022) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IS HEREBY APPROVED IN THE AMOUNT OF \$600,000, WHICH INCLUDES ENTITLEMENT GRANT FUNDS OF \$525,640 AND PROGRAM INCOME OF \$74,360, AND FURTHER RESOLVED, THAT BRENDA L. KUPCHICK, FIRST SELECTWOMAN OF THE TOWN OF FAIRFIELD, BE, AND HEREBY IS, AUTHORIZED TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS THAT FACILITATE THE TOWN'S PARTICIPATION IN SAID CDBG PROGRAM."

This item was approved on the Consent Calendar.

**ITEM NO. 7 ON CALL:** TO HEAR, CONSIDER AND ACT UPON THE FOLLOWING RESOLUTION AS RECOMMENDED BY THE BOARD OF FINANCE: "RESOLVED, IN ACCORDANCE WITH A REQUEST FROM THE WPCA, \$144,388.43 BE, AND HEREBY IS, APPROPRIATED FROM

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THE WPCA FUND BALANCE TO COMPLETE THE WPCA PORTION OF THE MICROGRID PROJECT.”

Scott Nickel, District 3 moved this item as distributed with the Call, duly seconded.

Ed Bateson, District 1 asked what the encumbered fund balance is for the WPCA. Jared Schmitt, CFO reported that the fund balance currently stands at \$12.4 million.

**VOTE:** The resolution appropriating \$144,388 from the WPCA fund balance for the WPCA microgrid project was approved by unanimous voice vote.

**ITEM NO. 8 ON CALL:** TO HEAR, CONSIDER AND ACT UPON THE FOLLOWING RESOLUTION AS RECOMMENDED BY THE BOARD OF FINANCE: “RESOLVED, THAT THE BOND RESOLUTION ENTITLED, ‘A RESOLUTION APPROPRIATING \$945,000 FOR THE REMEDIATION OF HISTORICAL CONTAMINANTS AND THE ENHANCEMENT OF RECREATIONAL FACILITIES AT GOULD MANOR PARK AND AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION,’ BE, AND HEREBY IS, APPROVED.”

This item was approved on the Consent Calendar.

**ITEM NO. 9 ON CALL:** TO HEAR, CONSIDER AND ACT UPON THE FOLLOWING RESOLUTION AS RECOMMENDED BY THE TOWN PLAN AND ZONING COMMISSION: “RESOLVED, THAT THE TOWN OF FAIRFIELD ABANDON THE REMAINING PORTION OF THE TOWN-OWNED PAPER STREET KNOWN AS CHERRY STREET, WHICH INTERSECTS WITH KINGS HIGHWAY, AS SHOWN ON THE ATTACHED MAP, RESERVING, HOWEVER, AN EASEMENT FOR A SEWER, THE LOCATION AND DIMENSIONS OF WHICH SHALL BE AS DETERMINED BY THE TOWN ENGINEER, WHICH EASEMENT SHALL BE RECORDED ON LAND RECORDS OF THE TOWN OF FAIRFIELD.”

Jill Vergara, District 7 moved this item as distributed with the Call, duly seconded.

Jill Vergara moved to postpone this item to the next scheduled meeting, seconded by Pamela Iacono.

Ms. Vergara explained that she would like the extra time to be sure that all taxes are up to date for the beneficiaries of the abandonment. She also noted that there is a third property owner who should be aware and included as a possible beneficiary (2130 Kings Hwy East).

Bill Gerber, District 2 noted his concerns regarding the size of the lots (30% larger), and if the Town Attorney could report if there is any value that the Town should receive.

Dru Georgiadis, District 9 spoke regarding setback information and the height restriction on the properties would remain the same.

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Scott Johnson, owner of Fairfield Automatic Transmission, said his taxes are current and have been current. He explained that since there is the easement requirement, no structure can be built on the easement therefore the lots will not be combined.

Jay Wolk, District 5 said he would like the Town Engineer to address the easement at the next scheduled meeting.

**VOTE:** The motion to postpone this item to the next scheduled meeting was approved by unanimous voice vote.

**ITEM NO. 10 ON CALL:**

SENSE OF THE BODY RESOLUTION AS RECOMMENDED BY MARCY SPOLYAR, DISTRICT 4 AND JILL VERGARA, DISTRICT 7: **“WHEREAS,** POLLINATORS ARE IN DECLINE DUE TO DESTRUCTION AND FRAGMENTATION OF HABITAT FROM DEVELOPMENT, A LACK OF NATIVE PLANTS DUE TO AN INCREASE OF INVASIVE SPECIES, INAPPROPRIATE AND EXCESSIVE USE OF PESTICIDES, AND A LAWN CULTURE THAT PROMOTES TURF GRASS MONOCULTURE WHICH OFFERS NO BENEFITS TO POLLINATORS AND OTHER WILDLIFE; AND **WHEREAS,** POLLINATOR SPECIES SUCH AS BEES, BIRDS, BUTTERFLIES AND OTHER POLLINATING INSECTS ARE VITAL TO MAINTAINING HEALTHY AND DIVERSE ECOSYSTEMS; AND **WHEREAS,** NATIVE PLANTS SUPPORT POLLINATORS AND ALL WILDLIFE IN FAIRFIELD AND BEYOND BY PROVIDING FOOD AND SHELTER; THEY ALSO HELP REVENT EROSION, KEEP OUR WATERWAYS CLEAN, RESTORE SOIL HEALTH AND IMPROVE THE AIR WE BREATHE; AND

**WHEREAS,** POLLINATION IS RESPONSIBLE FOR MOST OF THE FOOD WE EAT; AND **WHEREAS,** FIVE NATIVE BEE SPECIES ARE THREATENED, ENDANGERED OR OF SPECIAL CONCERN IN CONNECTICUT AND A DOWNWARD TREND IS SEEN IN SPECIES DIVERSITY OF BEES, BUTTERFLIES, BIRDS, AND MANY OTHER ANIMALS; AND **WHEREAS,** THE TOWN OF FAIRFIELD IS COGNIZANT OF THE NEED FOR SAFE AND HEALTHY LANDSCAPES FOR ITS RESIDENTS AND HABITAT FOR IMPORTANT POLLINATORS; AND **WHEREAS,** RECENT SCIENTIFIC RESEARCH SUPPORTS THE BENEFITS OF RESTORING AND RECONNECTING ISOLATED PATCHES OF HABITAT; **NOW, THEREFORE, BE IT RESOLVED, THAT THE REPRESENTATIVE TOWN MEETING OF THE TOWN OF FAIRFIELD, CONNECTICUT DOES HEREBY RECOGNIZE AND SUPPORT THE TENETS OF THE POLLINATOR PATHWAY NORTHEAST WHICH ARE TO ENCOURAGE ALL RESIDENTS TO:**

- (1) REDUCE LAWN SIZE, PROVIDE PREDOMINANTLY NATIVE AND POLLINATOR-SUPPORTING PLANTS AND ASSURE A SEQUENCE OF BLOOMS FROM EARLY SPRING THROUGH FALL
- (2) PROTECT AND ENRICH SOIL BY USING ORGANIC YARD-CARE PRACTICES AND AVOIDING APPLICATION OF SYNTHETIC FERTILIZERS, PESTICIDES AND TREATED MULCH, AND LEAVE SOME AREAS OF BARE GROUND FOR GROUND-NESTING BEES;
- (3) FOLLOW BEST PRACTICES FOR GARDEN CLEAN UP: CLEAN UP IN THE SPRING, ALLOW PLANT HEADS TO REMAIN THROUGH WINTER TO PROVIDE FOOD FOR WILDLIFE, KEEP PLANT STALKS STANDING AND LEAVE SNAGS OF DEAD WOOD FOR NATIVE BEES TO NEST, ‘LEAVE THE LEAVES’ ON FLOWER BEDS THROUGH FALL AND WINTER TO PROVIDE HABITAT, SOIL NOURISHMENT AND PROTECTION FOR

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- OVERWINTERING POLLINATORS; AND  
(4) HAVE A WATER FEATURE, E.G., BIRD BATH, FOUNTAIN OR NATURAL WATER SOURCE.”

This resolution was withdrawn as it had been approved by the Board of Selectmen.

**ITEM NO. 11 ON CALL:** THE MODERATOR HAS REFERRED THE FOLLOWING AMENDMENTS TO THE HARBOR MANAGEMENT ORDINANCE, CHAPTER 24 OF THE CODE OF THE TOWN OF FAIRFIELD, SPONSORED BY MARK MCDERMOTT, DISTRICT 7, PETER BRITTON, DISTRICT 10, AND FRANK PETISE, DISTRICT 10, TO THE LEGISLATION AND ADMINISTRATION COMMITTEE, UNDER RULE 32 OF THE RTM RULES TO REGULATE:

The Moderator reported the amendments were under consideration of L&A.

§ 24-2. Definitions; word usage.

- A. As used in this chapter, the following terms shall have the meanings indicated

**MOORING FLOAT**— A single floating dock unattached to land, secured by bottom anchors, used to secure vessels, and no more than 100 square feet in area.

**NORTH ANCHORAGE** — The mooring area used and managed by the Pequot Yacht Club in accordance with the *Management Plan for Southport Harbor*, Rules and Procedures adopted by the Harbor Management Commission, state and federal mooring field permits, and a Memorandum of Agreement between the Town of Fairfield and the Yacht Club. The North Anchorage is upstream of and adjacent to the Southport Harbor federal anchorage area.

§ 24-8. Powers and duties.

- E. Adopt rules and procedures for implementing specific portions of the Management Plan for Southport Harbor and this chapter as it shall deem necessary in the following manner:

- (1) Prior to adopting any such rules and procedures, the Commission shall conduct a public hearing for the purpose of considering their adoption. Notice of the time and place of such public hearing, which notice shall include the title and summary of the rules and procedures proposed, shall be published in a local newspaper having substantial circulation in the Town of Fairfield at least five days, but not more than 15 days, prior to the date of said hearing.
- (2) Following said public hearing, the Commission shall act upon said rules and procedures and may make such changes or alterations in the form or content of the proposed rules and procedures as seen appropriate or necessary as a result of the public hearing held in connection therewith. Such changes, additions or alterations shall not require further public notice.
- (3) Such rules and procedures, if adopted by the Commission, shall become effective after publication **on the Town of Fairfield website.** ~~once in a local newspaper having substantial circulation in the Town of Fairfield.~~

§ 24-12. Mooring, ~~and~~ anchoring, **and docking** vessels. [Amended 4-28-2008]

- A. In accordance with state law and the Management Plan for Southport Harbor and in order to provide for adequate access for vessels, for the safety of persons and property, for the protection of natural and historic resources and for the optimum use of the Harbor Management Area, no vessel shall be moored in the Harbor Management Area without a current and valid permit from the Harbormaster.

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- B. It shall be a violation for any person ~~or entity, association, corporation or group~~ to moor any vessel or place any mooring **or mooring float** in the Harbor Management Area without a current and valid permit from the Harbormaster.
- C. Any person, ~~association, corporation, or group~~ receiving a permit for a mooring location **and any entity receiving a permit for a mooring float** in the Harbor Management Area **outside the North Anchorage and any entity receiving a permit for mooring locations within the North Anchorage** shall pay an annual mooring permit fee not to exceed the maximum fee authorized by Section 22a-113s of the Connecticut General Statutes **in an amount to be determined by the Harbor Management Commission from time to time under the procedures for notice and hearing established in §24-8E.** ~~and~~ In addition, **for each mooring location and mooring float outside the North Anchorage, shall pay an annual mooring maintenance charge shall be paid** in an amount to be determined by the Harbor Management Commission from time to time under the procedures for notice and hearing established in §24-8E. **Any person submitting a mooring waiting list application, including either a new or annual renewal application, shall pay an administrative fee in an amount to be determined by the Harbor Management Commission from time to time under the procedures for notice and hearing established in §24-8E.** [Amended 11-24-2008]
- D. The mooring, ~~and anchoring,~~ **and docking** of all vessels in the Harbor Management Area shall be in accordance with rules and procedures adopted by the Harbor Management Commission.
- E. In allocating mooring locations in accordance with rules and procedures adopted by the Harbor Management Commission, the Harbormaster shall not discriminate on the basis of town of residence. Any interested person, association, corporation or group may apply for mooring space in the Harbor Management Area by completing in full the application provided for that purpose and submitting the completed application and all required documents and fees to the Harbormaster. A single list of current mooring assignments and a single list of all those waiting for a mooring permit/location in the Harbor Management Area shall be maintained by the Harbor Management Commission and the Harbormaster.
- F. No provision contained in this chapter or in any rules and procedures adopted by the Harbor Management Commission shall limit the authority of the Southport Harbormaster to station and remove vessels as provided in Sections 15-8 and 15-9 of the Connecticut General Statutes.

**ADJOURNMENT:**

There being no further business, the meeting adjourned at 8:40 PM.

Respectfully submitted,

Elizabeth P. Browne, MMC, MCTC  
Town Clerk