TOWN COUNCIL COUNCIL CHAMBERS SOUTH WINDSOR TOWN HALL

REGULAR MEETING MONDAY, DECEMBER 6, 2021

TIME: 7:00 P.M.

After Roll Call is complete, the Town Council will present certificates to the 2021 South Windsor Patriotic Commission's Essay Contest Winners, present certificates to the Girls U12 Travel Soccer Team for winning the Connecticut Cup State Championship, and a picture of former Mayor Andrew Paterna will be placed on the wall in the Council Chambers.

- 1. Call Meeting to Order
- 2. Pledge of Allegiance
- 3. Roll Call
- 4. Mayor's Remarks
- 5. Adoption of Agenda (Councilor Gamble)



Presentation on Winter Preparation & Safety by Vincent Stetson, Director of Public Works & Scott Cunningham, Fire Inspector/Emergency Management Coordinator

- Public Input for Items on the Agenda 7.
- **Adoption of Minutes of Previous Meetings** 8. (Councilor Lopez)

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meeting: Organizational Meeting Minutes of November 15, 2021.

- Communications from Liaisons, Officers, and Boards Directly Responsible to 9. Council
- 10. Reports from Committees



Public Meetings are the time and place at which the Town Council conducts official business of the Town. The Council reserves time and invites the public to be heard during **Public Input** of each Public Meeting, as follows:

Item #7:

Public Input on Agenda Items Only

In-Person Meetings:

Public Input shall not exceed thirty (30) minutes unless extended by the Mayor with the consent of the majority of the Council present. When recognized by the Mayor, the speaker(s) shall approach the lectern, give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any item on the agenda. The speaker(s) shall limit their speaking time to five (5) minutes. This limit may not be exceeded, except when invoked by any member of the Council with the consent of a majority of the Council present. Town Council members will not respond to any public comments/questions. Emails will only be read into the record. A Council member who brings an email forward, will read the email into the record. No email shall be read if the substance of such email, at the discretion of the Mayor or any Council member violates these rules, or if, upon advice of the Town Attorney, would otherwise be improper. A Council member or the Mayor shall advise the rest of the Council in writing through the Clerk of the Council their objection to the email being read prior to the call of the meeting.

Virtual Meetings:

Public Input shall not exceed thirty (30) minutes unless extended by the Mayor with the consent of the majority of the Council present. When recognized by the Mayor, the speaker(s) shall approach the lectern, give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any item on the agenda. The speaker(s) shall limit their speaking time to five (5) minutes. This limit may not be exceeded, except when invoked by any member of the Council with the consent of a majority of the Council present. Town Council members will not respond to any public comments/questions. Emails sent to to-go-uncilcomments@southwindsor-to-go-uncilcomments@south

Item #15:

Second Public Input - on any matter over which the Council has Jurisdiction

In-Person Meetings:

Public Input shall not exceed thirty (30) minutes unless extended by the Mayor with the consent of the majority of the Council present. When recognized by the Mayor, the speaker(s) shall approach the lectern, give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any matter over which the Council has jurisdiction. The speaker(s) shall limit their speaking time to five (5) minutes. This limit may not be exceeded, except when invoked by any member of the Council with the consent of a majority of the Council present. Town Council members will not respond to any public comments/questions. Emails will only be read into the record if brought forth by a Council member or if the person submitting the email has requested that the email is read into the record. A Council member who brings an email forward, will read the email into the record. No email shall be read if the substance of such email, at the discretion of the Mayor or any Council member violates these rules, or if, upon advice of the Town Attorney, would otherwise be improper. A Council member or the Mayor shall advise the rest of the Council in writing through the Clerk of the Council their objection to the email being read prior to the call of the meeting.

Virtual Meetings:

Public Input shall not exceed thirty (30) minutes unless extended by the Mayor with the consent of the majority of the Council present. When recognized by the Mayor, the speaker(s) shall approach the lectern, give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any matter over which the Council has jurisdiction. The speaker(s) shall limit their speaking time to five (5) minutes. This limit may not be exceeded, except when invoked by any member of the Council with the consent of a majority of the Council present. Town Council members will not respond to any public comments/questions. Emails sent to TownCouncilComments@southwindsor-ct.gov will only be read into the record if brought forth by a Council member or if the person submitting the email has requested that the email is read into the record. A Council member who brings an email forward, will read the email into the record. No email shall be read if the substance of such email, at the discretion of the Mayor or any Council member, violates these rules, or if, upon advice of the Town Attorney, would otherwise be improper. A Council member or the Mayor shall advise the rest of the Council in writing through the Clerk of the Council their objection to the email being read prior to the call of the meeting.

11. Consent Agenda

[All items listed under this section are considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the Consent Agenda and be considered in its normal sequence on the Agenda.]

(Councilor Kozikowski)

Motion to Approve Agenda Items 11.a.A through 11.a.H. as a First Reading on the Consent Agenda

a. First Reading

A. Resolution Reappointing Joseph Botti (R) to the Water Pollution Control Authority and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Joseph Botti (R) to the Water Pollution Control Authority for a term ending November 30, 2021, and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

B. Resolution Reappointing Veronica Nowak (R) to the Housing Authority and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Veronica Nowak (R) to the Housing Authority for a term ending November 30, 2026, and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

C. Resolution Appointing Corrine Bordua (R) to the Public Building Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Corrine Bordua (R) to the Public Building Commission for a term ending November 30, 2025, to fill the expired term of Adam Wood and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

- a. First Reading (Continued)
 - D. Resolution Appointing Daniel Edwards (R) to the Blighted Property Appeals Board and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Daniel Edwards (R) to the Blighted Property Appeals Board for a term ending November 30, 2024 to fill the expired term of James Ainsworth and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

E. Resolution Appointing Justin Bordua (R) to the South Windsor Agricultural Land Preservation Advisory Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Justin Bordua (R) to the South Windsor Agricultural Land Preservation Advisory Commission for a term ending November 30, 2022 to fill the unexpired term of Elizabeth Warren and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

F. Resolution Appointing Dan Katzbek (R) to the Inland Wetlands Agency/Conservation Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Dan Katzbek (R) to the Inland Wetlands Agency/Conservation Commission for a term ending December 1, 2025, to fill the expired term of Elizabeth Warren and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

G. Resolution Appointing Stephanie Weintraub (R) to the Public Building Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Stephanie Weintraub (R) to the Public Building Commission for a term ending November 30, 2025 to fill the expired term of Adam Wood and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

11. Consent Agenda (Continued)

- a. First Reading (Continued)
 - H. Resolution Approving a Mayoral Appointment of Jamie Gamble (R) to the Connecticut Water Customer Advisory Council and Postponing Consideration of the Motion until the Town Council's Next Regularly Scheduled Meeting

Resolution Approving a Mayoral Appointment of Jamie Gamble (R) to the Connecticut Water Customer Advisory Council for a term ending November 13, 2023, and Postponing Consideration of the Motion until the Town Council's Next Regularly Scheduled Meeting.

(Deputy Mayor King)

Motion to Approve Agenda Items 11.a.I. through 11.a.O. as a First Reading on the Consent Agenda

I. Resolution Reappointing Mary Justine Hockenberry (D) to the Human Relations Commission and Postpones Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Mary Justine Hockenberry (D) to the Human Relations Commission for a term ending November 30, 2024 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

J. Resolution Appointing Srinivasi Chalikonda (D) an Alternate to the Parks and Recreation Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Srinivasi Chalikonda (D) an Alternate to the Parks and Recreation Commission for a term ending December 31, 2021, to fill the unexpired term of John Pelkey and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

- a. First Reading (Continued)
 - K. Resolution Appointing Will Coursey (D) a Full Member to the Patriotic Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Will Coursey (D) a Full Member to the Patriotic Commission for a term ending December 31, 2021 to fill the unexpired term of Kenneth Lewis and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

L. Resolution Appointing Margaret Glover (D) an Alternate to the Patriotic Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Margaret Glover (D) an Alternate to the Patriotic Commission for a term ending December 31, 2023 to fill the unexpired term of Will Coursey and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

M. Resolution Appointing Kristen Greenier (D) to the South Windsor Arts Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Kristen Greenier (D) to the South Windsor Arts Commission for a term ending December 31, 2023, and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

N. Resolution Reappointing Ritu Goel (D) to the South Windsor Alliance for Families and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Ritu Goel (D) to the South Windsor Alliance for Families for a term ending September 1, 2023, and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

11. Consent Agenda (Continued)

- a. First Reading (Continued)
 - O. Resolution Appointing Atif Quarishi (D) an Alternate to the Planning and Zoning Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting

BE IT RESOLVED that the South Windsor Town Council hereby appoints Atif Quarishi (D) an Alternate to the Planning and Zoning Commission for a term ending December 1, 2023 to fill the expired term of Alan Cavagnaro and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Councilor Paterna)

Motion to Approve Agenda Items 11.b.A through 11.b.V. as a Second Reading on the Consent Agenda

b. Second Reading

A. Resolution Reappointing Arthur Jennings (D) to the Inland Wetlands Agency/Conservation Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Arthur Jennings (D) to the Inland Wetlands Agency/Conservation Commission for a term ending December 1, 2025.

B. Resolution Reappointing Paul Bernstein (D) an Alternate to the Planning & Zoning Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Paul Bernstein (D) an Alternate to the Planning & Zoning Commission for a term ending December 1, 2025.

C. Resolution Appointing Cile Decker (D) to the Arts Commission

BE IT RESOLVED that the South Windsor Town Council hereby appoints Cile Decker (D) to the Arts Commission for a term ending December 1, 2023.

b. Second Reading (Continued)

D. Resolution Reappointing Steven Carty (D) to the Zoning Board of Appeals

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Steven Carty (D) to the Zoning Board of Appeals for a term ending November 30, 2025.

E. Resolution Reappointing James Kupchunos (D) to the Zoning Board of Appeals

BE IT RESOLVED that the South Windsor Town Council hereby reappoints James Kupchunos (D) to the Zoning Board of Appeals for a term ending November 30, 2025.

F. Resolution Reappointing David Basile (D) an Alternate to the Zoning Board of Appeals

BE IT RESOLVED that the South Windsor Town Council hereby reappoints David Basile (D) an Alternate to the Zoning Board of Appeals for a term ending November 30, 2025.

G. Resolution Reappointing Cathy Gallagher (D) to the Library Board

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Cathy Gallagher (D) to the Library Board for a term ending November 30, 2025.

H. Resolution Reappointing Kathleen-Mary Sharos (D) to the Library Board

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Kathleen-Mary Sharos (D) to the Library Board for a term ending November 30, 2025.

- b. Second Reading (Continued)
 - I. Resolution Reappointing Anitha Elango (D) to the Human Relations Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Anitha Elango (D) to the Human Relations Commission for a term ending November 30, 2024.

J. Resolution Reappointing Sandra Jeski (D) to the Demolition Delay Committee

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Sandra Jeski (D) to the Demolition Delay Committee for a term ending December 31, 2022.

K. Resolution Reappointing Karen Wagner (D) to the Mass Transit and Highway Advisory Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Karen Wagner (D) to the Mass Transit and Highway Advisory Commission for a term ending November 30, 2025.

L. Resolution Reappointing Kathy Hale (D) to the Mass Transit and Highway Advisory Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Kathy Hale (D) to the Mass Transit and Highway Advisory Commission for a term ending November 30, 2025.

M. Resolution Reappointing Edward O'Connell (D) to the Public Building Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Edward O'Connell (D) to the Public Building Commission for a term ending November 30, 2025.

b. <u>Second Reading</u> (Continued)

N. Resolution Reappointing James Kupchunos (D) to the Blighted Property Appeals Board

BE IT RESOLVED that the South Windsor Town Council hereby reappoints James Kupchunos (D) to the Blighted Property Appeals Board for a term ending November 30, 2024.

O. Resolution Reappointing Carol Fletterick (D) to the Water Pollution Control Authority

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Carol Fletterick (D) to the Water Pollution Control Authority for a term ending November 30, 2025.

P. Resolution Reappointing Linda Jeski (D) to the Board of Assessment Appeals

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Linda Jeski (D) to the Board of Assessment Appeals for a term ending November 30, 2025.

Q. Resolution Reappointing Tim Appleton (D) an Alternate to the Board of Assessment Appeals

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Tim Appleton (D) an Alternate to the Board of Assessment Appeals for a term ending November 30, 2025.

R. Resolution Reappointing David Marsh (D) to the Economic Development Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints David Marsh (D) to the Economic Development Commission for a term ending November 30, 2025.

11. Consent Agenda (Continued)

- b. Second Reading (Continued)
 - S. Resolution Reappointing Joseph Kennedy (D) to the Economic Development Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Joseph Kennedy (D) to the Economic Development Commission for a term ending November 30, 2025.

T. Resolution Reappointing James Murray (D) to the Economic Development Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints James Murray (D) to the Economic Development Commission for a term ending November 30, 2025.

U. Resolution Reappointing Victor Dorobantu (D) an Alternate to the Economic Development Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Victor Dorobantu (D) an Alternate to the Economic Development Commission for a term ending November 30, 2025.

V. Resolution Reappointing Deborah Cohen (D) an Alternate to the Historic District Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Deborah Cohen (D) an Alternate to the Historic District Commission for a term ending November 30, 2026.

(Councilor Koboski)

Motion to Approve Agenda Items 11.b.W through 11.b.DD. as a Second Reading on the Consent Agenda

W. Resolution Reappointing Paul Burnham (R) to the Economic Development Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Paul Burnham (R) to the Economic Development Commission for a term ending November 30, 2025.

b. <u>Second Reading</u> (Continued)

X. Resolution Reappointing Christine Shaher (R) to the Human Relations Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Christine Shaher (R) to the Human Relations Commission for a term ending November 30, 2024.

Y. Resolution Reappointing Katherine Chiappetta (R) to the Library Board

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Katherine Chiappetta (R) to the Library Board for a term ending November 30, 2025.

Z. Resolution Reappointing Terry Hart (R) to the Mass Transit and Highway Advisory Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Terry Hart (R) to the Mass Transit and Highway Advisory Commission for a term ending November 30, 2025.

AA. Resolution Reappointing Kathleen Daugherty (R) to the Personnel Board of Appeals

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Kathleen Daugherty (R) to the Personnel Board of Appeals for a term ending November 30, 2024.

BB. Resolution Reappointing Janet Wade-Utay (U) to the Historic District Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Janet Wade-Utay (U) to the Historic District Commission for a term ending November 30, 2026.

CC. Resolution Appointing Miguel Proano (R) to the Park and Recreation Commission

BE IT RESOLVED that the South Windsor Town Council hereby appoints Miguel Proano (R) to the Park and Recreation Commission for a term ending December 31, 2024.

11. Consent Agenda (Continued)

b. <u>Second Reading</u> (Continued)

DD. Resolution Appointing Nancy Walsh (U) to the Social Justice and Racial Equity Commission

BE IT RESOLVED that the South Windsor Town Council hereby appoints Nancy Walsh (U) to the Social Justice and Racial Equity Commission for a term ending November 30, 2023.

c. Miscellaneous

None

12. Unfinished Business

13. New Business

A. Resolution Creating a Park and Recreation Facility Planning and Implementation Committee (Councilor Evans)

WHEREAS, the Town of South Windsor operates a robust Parks and Recreation program that includes children, teens, adults, and seniors; and

WHEREAS, since July 2017, the South Windsor Parks and Recreation Department has been housed at Wapping School; and

WHEREAS, the Town of South Windsor invested \$1,341,277.90 into the upgrade, maintenance, and operation of Wapping School in order to operate its programs; and

WHEREAS, Wapping School is still under the control of the South Windsor Board of Education; and

WHEREAS, the Town of South Windsor has seen a significant increase in the student population; and

(Resolution Continued on Next Page)

13. A. (Continued)

WHEREAS, the Board of Education has notified the Town that they will need Wapping School for educational purposes to meet the needs of the increased student population by July 1, 2023; and

WHEREAS, the Town of South Windsor needs of a permanent home for the Parks and Recreation Department

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby creates a Park and Recreation Facility Planning and Implementation Committee with the express purpose to:

- 1. Identify the needs of the South Windsor Parks and Recreation Department and the recreational needs of the South Windsor community.
- 2. Identify and vet locations for the South Windsor Parks and Recreation Department based on the following criteria:
 - a. Meeting Department programing needs.
 - b. Space for growth and meeting the needs of the community today and tomorrow.
 - c. Accessibility to all residents.
 - d. Cost effectiveness.
- 3. Propose the chosen solution to the Town Council for a referendum.
- 4. Educate and advocate for the proposed Facility solution and for resources to implement the plan.
- 5. Lead the building and implementation of the plan if it is approved.
- The Committee shall be absolved at the completion of a proposed project or the failure of a referendum to allocate resources for a proposed project; and

BE IT FURTHER RESOLVED that the Committee shall consist of 7 voting members with no more than a bare majority being from one single political party. One member shall also be a member on the Public Building Commission and bring experience in design and building of public facilities; one member shall be from the Parks and Recreation Commission who will bring an understanding and knowledge of the community's recreational needs; 5 members shall be voting members of the community and must have experience in planning, building, architecture, design, and recreation; and

BE IT FURTHER RESOLVED that a member of the Town Council from the majority party and minority party shall be ex officio members with the right to speak at meetings but not vote. The Town Manager and/or his designee shall also be ex officio members with the right to speak at meetings but not vote.

13. New Business (Continued)

- B. Discussion Item: South Windsor Illicit Discharge Ordinance (requested by Town Manager Michael Maniscalco-Vincent Stetson, Director of Public Works to be present to answer questions.)
- C. Resolution Waiving the Competitive Bid Process with Axon Enterprise, Inc. (Councilor Gamble)

WHEREAS, the Town of South Windsor Police Department's current body worn camera program has existed for approximately six years and functioned remarkably well with very few issues or obstacles. The maintenance of this program is being executed under an existing contract with Axon Enterprise, Inc.; and

WHEREAS, by July 1, 2022, the police department's body camera program must be expanded to be compliant with the State of Connecticut Police Accountability Act; and

WHEREAS, the existing contract addresses the need for Cameras, Data Storage, Charging Docks, Licensing, and Evidence Management Software. In order to be compliant with the Accountability Act, the numbers of these items must also be increased; and

WHEREAS, a co-written contract with Axon Enterprise, Inc. executed in parallel with the existing contract would allow for the seamless expansion of this program without the need for, or risk of, introducing new incompatible hardware, software, or infrastructure; and

WHEREAS, a recently obtained quote from Axon Enterprise, Inc. would satisfy the requirements and timeline of the Police Accountability Act and fall within the existing budget for this project, it is believed that it would be in the Town's best interest to waive competitive bidding for this project and co-write a contract with Axon Enterprise, Inc.

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby waives the competitive bidding process for this project.

WHEREAS, the Town wishes to enter into a Lease and Escrow Agreement with Key Government Finance as the Lessor and Escrow Agent, who requires Town Council approval to enter into this specific five-year agreement where the Town will own all equipment outright

NOW, THEREFORE BE IT RESOLVED that the South Windsor Town Council hereby authorizes Town Manager Michael Maniscalco to sign and execute a Lease Agreement with Key Government Solutions ("Lessor") ("Escrow Agent") for the lease/purchase of four vehicles.

13. New Business (Continued)

D. Resolution Designating the South Windsor Board of Education as the Building Committee for the Roof Replacement at Timothy Edwards Middle School

(Councilor Lydecker)

WHEREAS, the South Windsor Town Council authorized the South Windsor Board of Education to apply to the Commissioner of Administrative Services and to accept or reject a grant for the Roof Replacement at the Timothy Edwards Middle School

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Board of Education is hereby established as the building committee with regard to the Roof Replacement at the Timothy Edwards Middle School; and

BE IT FURTHER RESOLVED that the South Windsor Town Council hereby authorizes at least the preparation of schematic drawings and outline specifications for the Roof Replacement at the Timothy Edwards Middle School.

E. Discussion Item: Transfer of \$140,000 in FEMA Storm Isaias Reimbursement Monies to Three Emergency Management Projects (requested by Town Manager Michael Maniscalco)

WHERE AS, on August 4, 2020, Tropical Storm Isaias caused major damage and power outages that lasted for days in the Town of South Windsor; and

WHERE AS, all Town Departments responded to requests for service to clear roads and tree debris for days; and

WHERE AS, on January 13, 2021, President Trump signed a Federal Emergency Declaration so Towns can begin to apply to FEMA for reimbursement of costs associated with Storm Isaias; and

WHERE AS, the Town of South Windsor applied for and received \$249,294.74 from FEMA for Storm Isaias costs; and

WHERE AS, the Town of South Windsor Emergency Management Department would like to reinvest these monies in three projects to include \$10,000 for Crisistrack field technology, \$80,000 to install emergency back-up generators at Flax Hill and Wapping Mews community houses, and \$50,000 in replacing and repairing emergency communication equipment located on the tower at the Police Department.

NOW THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby authorizes the transfer of FEMA Storm Isaias funds to three projects as follows: \$10,000 for Crisistrack field technology, \$80,000 to install emergency

13. E. (Continued)

back-up generators at Flax Hill and Wapping Mews community houses, and \$50,000 in replacing and repairing emergency communication equipment located on the tower at the Police Department. The Town Council also authorizes the Town Manager to sign and execute all necessary agreements, documents, and contracts to complete the above mentioned projects.

F. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on the Transfer of \$140,000 in FEMA Storm Isaias Reimbursement Monies to Three Emergency Management Projects
(Councilor Lopez)

BE IT RESOLVED that the South Windsor Town Council hereby sets Monday, December 20, 2021, at 8:00 p.m., in the Council Chambers of the South Windsor Town Hall, 1540 Sullivan Avenue, South Windsor, Connecticut, as the time and place for a Public Hearing to receive citizen input on the transfer of \$140,000 in FEMA Storm Isaias Reimbursement monies to three Emergency Management Projects.

G. Resolution Approving the Town Council Meeting Schedule for 2022 (Councilor Koboski)

BE IT RESOLVED that the South Windsor Town Council hereby approves the Town Council Meeting Schedule for 2022.

H. Resolution Adopting a Budget Policy Statement for the Fiscal Year 2022/2023 Budget

(Councilor Paterna)

WHEREAS, the South Windsor Town Council, in preparation for the upcoming Budge, would like to establish a Budget Policy Statement; and

WHEREAS, the Budget Policy Statement for the Town of South Windsor will give direction to all Town departments and the Board of Education, as they formulate their budgets

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby adopts the Budget Policy Statement for the Fiscal Year 2022/2023 Budget.

I. Discussion Item: Amendments to Ordinance #141 - Agricultural Land Preservation Advisory Commission

13. New Business (Continued)

J. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on Amendments to Ordinance #141 - Agricultural Land Preservation Advisory Commission (Deputy Mayor King)

BE IT RESOLVED that the South Windsor Town Council hereby sets <u>Monday</u>, <u>December 20, 2021, at 8:15 p.m.</u>, in the Council Chambers of the South Windsor Town Hall, 1540 Sullivan Avenue, South Windsor, Connecticut, as the time and place for a Public Hearing to receive citizen input on Amendments to Ordinance #141 - Agricultural Land Preservation Advisory Commission

- K. Discussion Item: The Creation of a Temporary Committee to Establish Rules and Procedures to Handle Ethic Complaints (requested by Councilor Lydecker)
- L. Discussion Item: Process for the Hiring of the Clerk of the Council (requested by Mayor Pendleton)
- M. Resolution Accepting the Resignation of Kenneth Lewis (D) from the Patriotic Commission
 (Councilor Lydecker)

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret the resignation of Kenneth Lewis (D) from the Patriotic Commission effective November 2, 2021; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to Kenneth Lewis for the time he has dedicated to serving his community by his membership on the Patriotic Commission.

N. Resolution Accepting the Resignation of John Pelkey (D) an Alternate from the Parks and Recreation Commission (Councilor Paterna)

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret the resignation of John Pelkey (D) an Alternate from the Parks and Recreation Commission effective November 28, 2021; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to John Pelkey for the time he has dedicated to serving his community by his membership as an Alternate on the Parks and Recreation Commission.

13. New Business (Continued)

O. Resolution Accepting the Resignation of Jamie Gamble (R) from the Blighted Property Board of Appeals

(Councilor Kozikowski)

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret the resignation of Jamie Gamble (R) from the Blighted Property Board of Appeals effective immediately; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to Jamie Gamble for the time he has dedicated to serving his community by his membership on the Blight Property Board of Appeals.

P. Resolution Accepting the Resignation of Megan Powell (R) an Alternate from the Historic District Commission

(Councilor Gamble)

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret the resignation of Megan Powell (R) an Alternate from the Historic District Commission effective November 23, 2021; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to Megan Powell for the time she has dedicated to serving her community by her membership as an Alternate on the Historic District Commission.

14. Passage of Ordinance

15. Public Input for Any Matter

16. <u>Communications from Council</u>

17. Executive Session

- A. To Discuss Possible Purchase of Development Rights for the Town (Raymond and Birden Property), pursuant to Connecticut General Statutes §1-200(6)(D).
- B. Negotiations for Collective Bargaining Unions (South Windsor Police Union Nutmeg Independent Public Safety Employees Union (NIPSEU)) & (South Windsor Non-Supervisor Professional Employees Union, An Affiliate of the Nutmeg Independent Public Safety Employees Union (NIPSEU)), pursuant to Connecticut General Statutes §1-200(b)(9) and §1-200(6)(E).

18. Adjournment

(This form is to be filled out for each appointment, reappointment, or resignation that is being requested)

BOARD OR COMMISSION	NAME	ADDRESS AND EMAIL	PHONE	APPTMT REAPPTMT OR RESIGNATION	NAME OF THE PERSON WHO IS BEING REPLACED OR VACANCY	PARTY AFFILIATION	TERM
Housing Authority	Veronica Nowak	45 Windy Hill Dr	860 644-5161	REAPPTMT		æ	11-30-26
Water Pollution Control Authority	Joseph Botti	462 Abbe Rd	860 836-7937	REAPPTMT		R	11-30-25
Public Building Commission	Corrine Bordua	373 Pleasant Valley Dr	860 335-2705	АРРТМТ	Adam Wood	œ	11-30-23
Alt Planning and Zoning Commission	Richard Balboni	23 Debbie Drive	860 558-0900	АРРТМТ	Megan Powell	œ	12-01-25 Expires 12/1/21
Blighted Property Appeals Board	Daniel Edwards	131 Hilton Dr	860 281-8414	APPTMT	Jim Ainsworth	œ	11-30-24

All appointments or reappointments are to be submitted to the Town Council Office on the Monday prior to the Council meeting. If they are not received on the Monday prior to the Town Council Meeting, appointments or reappointments WILL NOT be put on that agenda and would need to wait until the following Town Council Meeting. All resignations must be accompanied with a letter of resignation. If the resignation is from an elected position, the letter must be original and sent to the Town Clerk to be processed. The date and time the Town Clerk posts on the letter, is when the resignation if official. Also, all information should be filled in or WILL NOT be accepted.

Party Affiliation: _R_

Date: November 24, 2021

Submitted by: Stephanie Dexter

(This form is to be filled out for each appointment, reappointment, or resignation that is being requested)

	Public Building Commission	Inlands Wetlands Agency	SW Agricultural Land Preservation	BOARD OR COMMISSION
	Stephanie Weintraub	Dan Katzbek	Justin Bordua	NAME
	155 Skyline Dr	150 Felt Road	373 Pleasant Valley Rd	ADDRESS AND EMAIL
	860 375-0250	860 205-5834	860 930-6406	PHONE
v	APPTMT	APPTMT	APPTMT	APPTMT REAPPTMT OR RESIGNATION
	Adam Wood	Elizabeth Warren	Elizabeth Warren	NAME OF THE PERSON WHO IS BEING REPLACED OR VACANCY
	R	Я	R	AFFILIATION
	11-30-25	12-1-25	11-30-22	TERM

an elected position, the letter must be original and sent to the Town Clerk to be processed. The date and time the Town Clerk posts on the to wait until the following Town Council Meeting. All resignations must be accompanied with a letter of resignation. If the resignation is from received on the Monday prior to the Town Council Meeting, appointments or reappointments WILL NOT be put on that agenda and would need All appointments or reappointments are to be submitted to the Town Council Office on the Monday prior to the Council meeting. If they are not letter, is when the resignation if official. Also, all information should be filled in or WILL NOT be accepted

Submitted by: Stephanie Dexter

Party Affiliation: _R_

Date: November 24, 2021

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11-29-21
Date:
Party Affiliation:D
ski
Sandra C Jes
Submitted by:

(This form is to be filled out for each appointment, reappointment, or resignation that is being requested)

	P& Z/ ALT	SW ALLIANCE FOR FAMILIES	ARTS COMMISSION	BOARD OR COMMISSION
	ATIF QUARISHI	RITU GOEL	KRISTEN GREENIER	NAME
	111 FRAZER FIR RD ATIF71@GMAIL.COM	80 CORNERSTONE DR	22 HAZEL STREET KRISTEN8011@GMAIL.COM	ADDRESS AND EMAIL
		860-810-8211	860-690-7297	PHONE NUMBER
	APPT	REAPPT	APPT	APPTMT REAPPTMT OR RESIGNATION
	ALAN CAVAGNARO			NAME OF THE PERSON WHO IS BEING REPLACED OR VACANCY
	D	D	D	PARTY AFFILIATION
	12-1-23	9-1-23	2-31-23	TERM

an elected position, the letter must be original and sent to the Town Clerk to be processed. The date and time the Town Clerk posts on the to wait until the following Town Council Meeting. All resignations must be accompanied with a letter of resignation. If the resignation is from received on the Monday prior to the Town Council Meeting, appointments or reappointments WILL NOT be put on that agenda and would need All appointments or reappointments are to be submitted to the Town Council Office on the Monday prior to the Council meeting. If they are not letter, is when the resignation if official. Also, all information should be filled in or WILL NOT be accepted

Megan Powell

23 Woodland Drive

South Windsor, CT 06074

23 November 2021

Mrs. Elizabeth Burgess

CC: Mrs. Stephanie Dexter

Dear Mrs. Burgess,

Please accept my resignation as an Alternate on the South Windsor Historic District Commission. Unfortunately, with my serious time commitments to school and work, I have been unable to be a participating member of this Commission like I had wanted to. I am in my final year of college and my commitment to my education, extracurriculars, and part-time jobs takes up the majority of my time.

Thank you for the opportunity to join this Commission and I wish I was able to have played a larger role in the work that you all do. I hope you all have a wonderful holiday season.

Sincerely,

Megan Powell

Reid, Deborah

From:

Gamble, Jamie

Sent:

Thursday, November 18, 2021 12:32 PM

To:

Reid, Deborah

Subject:

Blighted Property Appeals Board resignation

Deb,

I currently serve on the Blighted Property Board of Appeals and unfortunately have to resign my position effective immediately.

Thank you, Jamie Gamble

Reid, Deborah

From:	KENNETH LEWIS <ken8317@aol.com></ken8317@aol.com>
Sent:	Tuesday, November 2, 2021 12:25 PM
То:	Daria Plummer; Tony Duarte; Reid, Deborah
Subject:	[External]Resignation from the South Windsor Patriotic Commission
CAUTION: This email of clicking links from unk	originated from outside your organization. Exercise caution when opening attachments or on known senders.
To all	
	r 2, 2021, I am resigning from the Patriotic Commission, I do not take this step lightly, after some time I must resign. This is in no way about the people I have worked with on the
they are a great grou	p and I have enjoyed my time on the Commission, and I am proud of my time on the commission.
Sincerely	
Kenneth Lewis	
South Windsor Patriot	tic Commission Chair
Sent from my iPhone	

Reid, Deborah

From:	Mail Verification! (c) <scjjp@cox.net:< th=""></scjjp@cox.net:<>
Sent:	Sunday, November 28, 2021 1:16 PM
To:	Reid, Deborah

Subject: [External]Fwd: Resignation J PELKEY

Importance: High

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

----- Original Message -----

From: john pelkey <pelkeyjp@gmail.com>

To: mss chicky <scjjp@cox.net> Date: November 28, 2021 at 1:04 PM

Subject: Resignation

Dear Sandy,

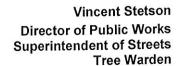
Due to conflict in my schedule, effective immediately, I am submitting my resignation as an alternate to the Park and Recreation Commission.

Best Regards, John

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of Managagian Victorian growing and an agree of the profession of the substitute of

a. To, great





MEMO

DATE:

November 19, 2021

FROM:

Vincent Stetson

TO:

Mayor Pendleton and Town Council Members

SUBJECT:

Adoption of Illicit Discharge Ordinance Per MS4 Mandate

CC:

OF PAGES:

2

Please note that messages to and from the Town of South Windsor may be subject to public release in accordance with applicable laws.

It is necessary for the Town to adopt an illicit discharge ordinance in an effort to protect our waterways and provide control measures to prevent pollutants from entering our waterways via the Towns storm sewer system. Additionally, the Town is mandated to adopt an illicit discharge ordinance in order to be compliant with the MS4 (Municipal Separate Storm Sewer System).

BACKGROUND

The U.S. Environmental Protection Agency (EPA) published the regulation entitled "National Pollutant Discharge Elimination System - Regulations for Revision of the Water Pollution Control Program Addressing Storm Water Discharges", on December 8, 1999 as required by Section 402(p) of the Clean Water Act (CWA). This is commonly referred to as the National Pollution Discharge Elimination System (NPDES) Phase II program.

In 2004 the South Windsor Town Council adopted a storm water management plan (SWMP) which was developed by the Town for the purpose of establishing, implementing and an enforcing stormwater management program to reduce the discharge of pollutants for the Town's roadways and facilities to the maximum extent practicable, to protect water quality, and to satisfy the appropriate requirements of the Clean Water Act.

This SWMP also directly addresses the requirements of the NPDES Phase II program as implemented and administered by the DEEP as the regulatory authority for the State of Connecticut. The NPDES Phase II program is implemented by the DEEP through the use of the General Permit for the

Town of South Windsor Illicit Discharge and Connection Stormwater Ordinance

CE CETON 1	DIDDOCEGNITENT
SECTION 1.	PURPOSE/INTENT

The purpose of this ordinance is to provide for the health, safety, and general welfare of the citizens of the **Town of South Windsor** through the regulation of non-storm water discharges to the storm drainage system to the maximum extent practicable as required by federal and state law. This ordinance establishes methods for controlling the introduction of pollutants into the municipal separate storm sewer system (MS4) in order to comply with requirements of the National Pollutant Discharge Elimination System (NPDES) permit process. The objectives of this ordinance are:

(1) To regulate the contribution of pollutants to the municipal separate storm sewer system (MS4) by stormwater discharges by any user

(2) To prohibit and eliminate illicit connections and discharges to the municipal separate storm sewer system

(3) To establish legal authority to carry out all inspection, surveillance and monitoring procedures necessary to ensure compliance with this ordinance

SECTION 2. DEFINITIONS.

For the purposes of this ordinance, the following shall mean:

<u>Authorized Enforcement Agency</u>: The Town Manager designates the Public Works Department and its Director and all employees or designees of said Director, including, but not limited to, Building Inspector, Town Engineer or appropriate professional services.

Best Management Practices (BMPs): Schedules of activities, practices (and prohibitions of practices), structures, vegetation, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants to waters of the state consistent with state, federal or other equivalent and technically supported guidance. BMPs also include treatment requirements, operating procedures, and practices to control site runoff, spillage or leaks, sludge or waste disposal, or drainage from material storage.

Clean Water Act. The federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.), and any subsequent amendments thereto.

Construction Activity. Any activity associated with construction at a site including, but not limited to, clearing and grubbing, grading, excavation, and dewatering.

<u>Hazardous Materials</u>. Any material, including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.

<u>Illegal Discharge</u>. Any direct or indirect non-storm water discharge to the storm drain system, except as exempted in Section 7 of this ordinance.

Illicit Connections. An illicit connection is defined as either of the following: Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the storm drain system including but not limited to any conveyances which allow any non-storm water discharge including sewage, process wastewater, and wash water to enter the storm drain system and any connections to the storm drain system from indoor drains and sinks, regardless of whether said drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency or, any drain or conveyance connected from a commercial or industrial land use to the storm drain system which has not been documented in plans,

		4	

maps, or equivalent records and approved by an authorized enforcement agency.

Industrial Activity. Activities subject to NPDES Industrial Permits as defined in 40 CFR, Section 122.26

(b)(14).

National Pollutant Discharge Elimination System (NPDES) Storm Water Discharge Permit. Means a permit issued by EPA (or by a State under authority delegated pursuant to 33 USC § 1342(b)) that authorizes the discharge of pollutants to waters of the United States, whether the permit is applicable on an individual, group, or general area-wide basis.

Non-Stormwater Discharge. Any discharge to the storm drain system that is not composed entirely of storm

water.

Person. Any individual, association, organization, partnership, firm, corporation or other entity recognized by

law and acting as either the owner or as the owner's agent.

<u>Pollutant</u>. Anything which causes or contributes to pollution. Pollutants may include, but are not limited to: paints, varnishes, and solvents; oil and other automotive fluids; non-hazardous liquid and solid wastes and yard wastes; refuse, rubbish, garbage, litter, or other discarded or abandoned objects, ordinances, and accumulations, so that same may cause or contribute to pollution; floatables; pesticides, herbicides, and fertilizers; hazardous substances and wastes; sewage, fecal coliform and pathogens; dissolved and particulate metals; animal wastes; wastes and residues that result from constructing a building or structure; and noxious or offensive matter of any kind.

Premises. Any building, lot, parcel of land, or portion of land whether improved or unimproved including

adjacent sidewalks and parking strips.

Storm Drainage System. Publicly-owned facilities by which storm water is collected and/or conveyed, including but not limited to any roads with drainage systems, municipal streets, gutters, curbs, inlets, piped storm drains, pumping facilities, retention and detention basins, natural and human-made or altered drainage channels, reservoirs, and other drainage structures.

Stormwater. Waters consisting of rainfall runoff, including snow or ice melt, during a rain event.

Stormwater Pollution Prevention Plan. A document which describes the Best Management Practices and activities to be implemented by a person or business to identify sources of pollution or contamination at a site and the actions to eliminate or reduce pollutant discharges to Stormwater, Stormwater Conveyance Systems, and/or Receiving Waters to the Maximum Extent Practicable.

Wastewater. Any water or other liquid, other than uncontaminated storm water, discharged from a facility.

SECTION 3. APPLICABILITY.

This ordinance shall apply to all water entering the storm drain system generated on any developed and undeveloped lands unless explicitly exempted by an authorized enforcement agency.

SECTION 4. RESPONSIBILITY FOR ADMINISTRATION.

The authorized enforcement agency shall administer, implement, and enforce the provisions of this ordinance. Any powers granted or duties imposed upon the authorized enforcement agency may be delegated in writing by the Director of the authorized enforcement agency to persons or entities acting in the beneficial interest of or in the employ of the agency.

SECTION 5. SEVERABILITY.

The provisions of this ordinance are hereby declared to be severable. If any provision, clause, sentence, or paragraph of this Ordinance or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Ordinance.

SECTION 6. ULTIMATE RESPONSIBILITY.

The standards set forth herein and promulgated pursuant to this ordinance are minimum standards; therefore this ordinance does not intend nor imply that compliance by any person will ensure that there will be no contamination, pollution, nor unauthorized discharge of pollutants.

SECTION 7. DISCHARGE PROHIBITIONS.

Prohibition of Illegal Discharges.

No person shall discharge or cause to be discharged into the municipal storm drain system or watercourses any materials, including but not limited to pollutants or waters containing any pollutants that cause or contribute to a violation of applicable water quality standards, other than storm water.

The commencement, conduct or continuance of any illegal discharge to the storm drain system is prohibited

except as described as follows:

(a) The following discharges are exempt from discharge prohibitions established by this ordinance: uncontaminated ground water discharges including, but not limited to, pumped ground water, foundation drains, water from crawl space pumps and footing drains; irrigation water including, but not limited to, landscape irrigation and lawn watering runoff; residual street wash water associated with sweeping; discharges or flows from firefighting activities (except training); and naturally occurring discharges such as rising ground waters, uncontaminated ground water infiltration (as defined at 40 CFR 35.2005(20)), springs, diverted stream flows and flows from riparian habitats and wetlands.

(b) Any non-stormwater discharge to the MS4 authorized by a permit issued pursuant to Section 22a-430 or

22a-430b of the Connecticut General Statutes is also authorized under this ordinance.

Prohibition of Illicit Connections.

(a) The construction, use, maintenance or continued existence of illicit connections to the storm drain system is prohibited.

(b) This prohibition expressly includes, without limitation, illicit connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection.

(c) A person is considered to be in violation of this ordinance if the person connects a line conveying sewage to the MS4, or allows such a connection to continue.

SECTION 8. SUSPENSION OF MS4 ACCESS.

Suspension due to Illicit Discharges in Emergency Situations

The authorized enforcement agency may, without prior notice, suspend MS4 discharge access to a person when such suspension is necessary to stop an actual or threatened discharge which presents or may present imminent and substantial danger to the environment, or to the health or welfare of persons, or to the MS4 or Waters of the United States. If the violator fails to comply with a suspension order issued in an emergency, the authorized enforcement agency may take such steps as deemed necessary to prevent or minimize damage to the MS4 or Waters of the United States, or to minimize danger to persons.

Suspension due to the Detection of Illicit Discharge

Any person discharging to the MS4 in violation of this ordinance may have their MS4 access terminated if such termination would abate or reduce an illicit discharge. The authorized enforcement agency will notify a violator of the proposed termination of its MS4 access. The violator may petition the authorized enforcement agency for a reconsideration and hearing.

A person commits an offense if the person reinstates MS4 access to premises terminated pursuant to this Section, without the prior approval of the authorized enforcement agency.

SECTION 9. INDUSTRIAL OR CONSTRUCTION ACTIVITY DISCHARGES.

Any person subject to an industrial or construction activity NPDES storm water discharge permit shall comply with all provisions of such permit. Proof of compliance with said permit may be required in a form acceptable to the authorized enforcement agency prior to the allowing of discharges to the MS4.

SECTION 10. MONITORING OF DISCHARGES.

A. Applicability.

This section applies to all facilities that have storm water discharges associated with industrial activity, including construction activity.

B. Access to Facilities.

- (a) The authorized enforcement agency shall be permitted to enter and inspect facilities subject to regulation under this ordinance as often as may be necessary to determine compliance with this ordinance. If a discharger has security measures in force which require proper identification and clearance before entry into its premises, the discharger shall make the necessary arrangements to allow access to representatives of the authorized enforcement agency.
- (b) Facility operators shall allow the authorized enforcement agency ready access to all parts of the premises for the purposes of inspection, sampling, examination and copying of records that must be kept under the conditions of an NPDES permit to discharge storm water, and the performance of any additional duties as defined by state and federal law.
- (c) The authorized enforcement agency shall have the right to set up on any permitted facility such devices as are necessary in the opinion of the authorized enforcement agency to conduct monitoring and/or sampling of the facility's storm water discharge.
- (d) The authorized enforcement agency has the right to require the discharger to install monitoring equipment as necessary. The facility's sampling and monitoring equipment shall be maintained at all times in a safe and proper operating condition by the discharger at its own expense. All devices used to measure stormwater flow and quality shall be calibrated to ensure their accuracy.
- (e) Any temporary or permanent obstruction to safe and easy access to the facility to be inspected and/or sampled shall be promptly removed by the operator at the written or oral request of the authorized enforcement agency and shall not be replaced. The costs of clearing such access shall be borne by the operator.
- (f) Unreasonable delays in allowing the authorized enforcement agency access to a permitted facility is a violation of a storm water discharge permit and of this ordinance. A person who is the operator of a facility with a NPDES permit to discharge storm water associated with industrial activity commits an offense if the person denies the authorized enforcement agency reasonable access to the permitted facility for the purpose of conducting any activity authorized or required by this ordinance.
- (g) If the authorized enforcement agency has been refused access to any part of the premises from which stormwater is discharged, and he/she is able to demonstrate probable cause to believe that there may be a violation of this ordinance, or that there is a need to inspect and/or sample as part of a routine inspection and sampling program designed to verify compliance with this ordinance or any order issued hereunder, or to protect the overall public health, safety, and welfare of the community, then the authorized enforcement agency may seek issuance of a search warrant from any court of competent jurisdiction.

SECTION 11. REQUIREMENT TO PREVENT, CONTROL, AND REDUCE STORM WATER POLLUTANTS BY THE USE OF BEST MANAGEMENT PRACTICES.

The authorized enforcement agency will adopt requirements identifying Best Management Practices for any activity, operation, or facility which may cause or contribute to pollution or contamination of storm water, the storm drain system, or waters of the U.S. The owner or operator of a commercial or industrial establishment shall provide, at their own expense, reasonable protection from accidental discharge of prohibited materials or other wastes into the municipal storm drain system or watercourses through the use of these structural and

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non-structural BMPs. Further, any person responsible for a property or premise, which is, or may be, the source of an illicit discharge, may be required to implement, at said person's expense, additional structural and non-structural BMPs to prevent the further discharge of pollutants to the municipal separate storm sewer system. Compliance with all terms and conditions of a valid NPDES permit authorizing the discharge of storm water associated with industrial activity, to the extent practicable, shall be deemed compliance with the provisions of this section. These BMPs shall be part of a stormwater pollution prevention plan (SWPP) as necessary for compliance with requirements of the NPDES permit.

SECTION 12. WATERCOURSE PROTECTION.

Every person owning property through which a watercourse passes, or such person's lessee, shall keep and maintain that part of the watercourse within the property free of trash, debris, excessive vegetation, and other obstacles that would pollute, contaminate, or significantly retard the flow of water through the watercourse. In addition, the owner or lessee shall maintain existing privately owned structures within or adjacent to a watercourse, so that such structures will not become a hazard to the use, function, or physical integrity of the watercourse.

SECTION 13. NOTIFICATION OF SPILLS.

Notwithstanding other requirements of law, as soon as any person responsible for a facility or operation, or responsible for emergency response for a facility or operation has information of any known or suspected release of materials which are resulting or may result in illegal discharges or pollutants discharging into storm water, the storm drain system, or water of the U.S. said person shall take all necessary steps to ensure the discovery, containment, and cleanup of such release. In the event of such a release of hazardous materials said person shall immediately notify emergency response agencies of the occurrence via emergency dispatch services. In the event of a release of non-hazardous materials, said person shall notify the authorized enforcement agency in person or by phone or facsimile no later than the next business day. Notifications in person or by phone shall be confirmed by written notice addressed and mailed to the authorized enforcement agency within three business days of the phone notice. If the discharge of prohibited materials emanates from a commercial or industrial establishment, the owner or operator of such establishment shall also retain an onsite written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three years.

SECTION 14. ENFORCEMENT.

A. Notice of Violation.

Whenever the authorized enforcement agency finds that a person has violated a prohibition or failed to meet a requirement of this Ordinance, the authorized enforcement agency may order compliance by written notice of violation to the responsible person. Such notice may require without limitation:

- (a) The performance of monitoring, analyses, and reporting;
- (b) The elimination of illicit connections or discharges;
- (c) That violating discharges, practices, or operations shall cease and desist;
- (d) The abatement or remediation of storm water pollution or contamination hazards and the restoration of any affected property; and
- (e) Payment of a fine or penalty to recoup costs incurred by the authorized enforcement agency;
- (f) Suspension of any discharge to the MS4 system consistent with Section 8 of this ordinance; and
- (g) The implementation of source control or treatment BMPs.

If abatement of a violation and/or restoration of affected property is required, the notice shall set forth a deadline within which such remediation or restoration must be completed. Where elimination is not possible within 60 days of source confirmation, a schedule for its elimination will be set for no more than 180 days. Said notice shall further advise that, should the violator fail to remediate or restore within the established deadline, the work will be done by a designated governmental agency or a contractor and the expense thereof shall be charged to the violator.

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SECTION 15. APPEAL OF NOTICE OF VIOLATION.

Any person receiving a Notice of Violation may appeal the determination of the authorized enforcement agency. The notice of appeal must be received within 15 days from the date of the Notice of Violation. Hearing on the appeal before the Town Engineer and or appropriate authority or his/her designee shall take place within 15 days from the date of receipt of the notice of appeal. The decision of the Town Engineer and or appropriate authority shall be final.

SECTION 16. ENFORCEMENT MEASURES AFTER APPEAL.

If the violation has not been corrected pursuant to the requirements set forth in the Notice of Violation, or, in the event of an appeal, within 15 days of the decision of the municipal authority upholding the decision of the authorized enforcement agency, then representatives of the authorized enforcement agency shall enter upon the subject private property and are authorized to take any and all measures necessary to abate the violation and/or restore the property. It shall be unlawful for any person, owner, agent or person in possession of any premises to refuse to allow the government agency or designated contractor to enter upon the premises for the purposes set forth above.

SECTION 17. COST OF ABATEMENT OF THE VIOLATION.

Within 15 days after abatement of the violation, the owner of the property will be notified of the cost of abatement, including administrative costs. The property owner may file a written protest objecting to the amount of the assessment within 15 days. If the amount due is not paid within a timely manner as determined by the decision of the Town Engineer and or appropriate authority or by the expiration of the time in which to file an appeal, the charges shall become a special assessment against the property and shall constitute a lien on the property for the amount of the assessment.

Any person violating any of the provisions of this article shall become liable to the city by reason of such violation. The liability shall be paid in not more than 12 equal payments. Interest at the rate of 18 percent per annum shall be assessed on the balance beginning on the 1st day following discovery of the violation.

SECTION 18. INJUNCTIVE RELIEF.

It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this Ordinance. If a person has violated or continues to violate the provisions of this ordinance, the authorized enforcement agency may petition for a preliminary or permanent injunction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.

SECTION 19. COMPENSATORY ACTION.

In lieu of enforcement proceedings, penalties, and remedies authorized by this Ordinance, the authorized enforcement agency may impose upon a violator alternative compensatory actions, such as storm drain stenciling, attendance at compliance workshops, creek cleanup, etc.

SECTION 20. VIOLATIONS DEEMED A PUBLIC NUISANCE.

In addition to the enforcement processes and penalties provided, any condition caused or permitted to exist in violation of any of the provisions of this Ordinance is a threat to public health, safety, and welfare, and is declared and deemed a nuisance, and may be summarily abated or restored at the violator's expense, and/or a civil action to abate, enjoin, or otherwise compel the cessation of such nuisance may be taken.

SECTION 21. CRIMINAL PROSECUTION.

Any person that has violated or continues to violate this ordinance shall be liable to criminal prosecution to the fullest extent of the law, and shall be subject to a penalty of \$250.00 dollars per violation per day and subject to penalties through the civil and criminal courts.

The authorized enforcement agency may recover all attorney's fees court costs and other expenses associated with enforcement of this ordinance, including sampling and monitoring expenses.

SECTION 22. REMEDIES NOT EXCLUSIVE.

The remedies listed in this ordinance are not exclusive of any other remedies available under any applicable federal, state or local law and it is within the discretion of the authorized enforcement agency to seek cumulative remedies.

SECTION 23. ADOPTION OF ORDINANCE.

This ordinance shall be in full force and effect 21 days after its final passage and adoption. All prior ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Public Hearing:	
Adopted:	
Publication Date:	
Filed with Town Clerk:	
Effective Date:	
ATTEST:	
Town Clerk	

SOUTH WINDSOR PUBLIC SCHOOLS 1737 Main Street South Windsor, CT 06074

MEMORANDUM

November 17, 2021

TO:

Kate Carter, Ed.D.

Superintendent of Schools

FROM:

Darrell Crowley

Director of Facility Operations

RE:

Timothy Edwards Middle School Roof Replacement

In order to begin the grant application process to receive state reimbursement for the Timothy Edwards Middle School Roof Replacement, approved by referendum on March 16, 2021, the following actions are required of the Town Council:

- 1. Authorize the Superintendent of Schools to file a grant application.
- 2. Approve the Board of Education as the Building Committee.
- 3. Authorize the Board of Education to proceed with specifications.

The suggested resolutions that follow the language of the state guidelines are below. I ask that you please include them on the next meeting agenda so we may proceed with grant application.

RESOLVED, that the <u>South Windsor Town Council</u> authorizes the <u>South Windsor</u> Board of Education to apply to the Commissioner of Administrative Services and to accept or reject a grant for the <u>Roof Replacement</u> at the <u>Timothy Edwards Middle School.</u>

BE IT FURTHER RESOLVED that the <u>South Windsor Board of Education</u> is hereby established as the building committee with regard to the <u>Roof Replacement</u> at the <u>Timothy</u> <u>Edwards Middle School.</u>

BE IT FURTHER RESOLVED that the <u>South Windsor Town Council</u> hereby authorizes at least the preparation of schematic drawings and outline specifications for the <u>Roof Replacement</u> at the <u>Timothy Edwards Middle School.</u>

DRAFT

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TOWN OF SOUTH WINDSOR FISCAL YEAR 2022-2023 Town Council Budget Policy Statement

GENERAL STATEMENT

The Town of South Windsor's annual budget is a document that creates a financial plan for the fiscal year and determines the financial impact on property owners. Per the Town Charter, Section 704, the Town Council will review and approve or amend the proposed Board of Education Budget, General Government Budget, Capital Budget, and Debt. The purpose of this budget policy statement is to provide guidance to the Town Manager concerning the creation and presentation of the proposed annual budget.

OBJECTIVE

The proposed FY 2022-2023 Budget shall:

- 1. Be presented to the Town Council and residents as early as possible.
- 2. Be presented utilizing the safest method possible during the COVID-19 Pandemic consistent with guidance from DPH and the CDC.
- 3. Ensure taxpayers have input in the budget process by utilizing public hearings, the Town website, local newspaper notices, the "Citizens Guide" to the Budget" (town website), and during public input at Town Council and/or the Board of Education meetings.
- 4. Maintain transparency through various forms of distribution of the budget documents
- 5. Reflect the guidelines and goals presented here as well as projected revenue, anticipated State of CT funding, and current economic conditions.
- 6. Maintain or increases the current level of services.
- 7. Leverage Grand List growth to offset budget increases.

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2021-2022 2022-2023 BUDGET GOALS

A. Continue to ensure public safety, health, and welfare for all residents of all ages and to meet the diverse needs of our community (ref - #5 & #6 Strategic Plan).

- B. Sustain the financial stability of the Town with a continued effort to strive for a AAA credit rating (ref #1 Strategic Plan).
- C. Preclude using the "Fund Balance" to lower the annual mill rate or pay for the Town's operating expenses (ref #1 Strategic Plan).

- D. Realize efficiencies and cost savings through review and analysis of the current operational practices that may be redundant, no longer necessary, or can be delivered in a cost-efficient manner (ref #4 Strategic Plan).
- E. Maintain or reduce personnel service costs, where possible, through the possibilities of reorganization, attrition, and/or labor negotiations (ref #4 Strategic Plan).
- F. Appropriate sufficient funding for the Capital Improvement Plan after the Town Council evaluates and approves the proposed budget and projects for maintenance, service, or repairs (ref #3, #4, #6 Strategic Plan).
- G. Continue to support investments and updates in Information Technology for efficiencies and enhancements of services to the staff and public.
- H. Estimate state revenues and consider the state's possible reductions in funding (ref-#1 Strategic Plan).
- I. Seek cost-savings by pursuing regional sharing of services.
- J. Support the continued efforts to grow the tax stabilization fund (ref #1 Strategic Plan).
- K. Work to realize efficiencies and cost savings for taxpayers.

Date Approved by Town Council:

ORDINANCE #141

ORDINANCE ESTABLISHING AGRICULTURAL LAND PRESERVATION ADVISORY COMMISSION

BE IT ORDAINED BY THE TOWN COUNCIL OF SOUTH WINDSOR THAT:

Ordinance No. 113 is hereby repealed and the following Amended Ordinance enacted in its place:

SECTION 1: ESTABLISHMENT AND COMPOSITION:

An Agricultural Land Preservation Advisory Commission is hereby established consisting of twelve (12) members to be appointed by the Town Council as follows:

- Four (4) residents of South Windsor who are either farmers or are otherwise associated with the agriculture industry.
- A representative from the Hartford County Soil & Water Conversation District who is a resident of South Windsor.
- 3. A member or alternate of the South Windsor Inland Wetlands Agency/Conservation Commission.
- 4. A representative from the South Windsor Land Trust.
- 5. A resident of South Windsor, preferably with experience in or knowledge of real estate transactions or investments.
- A resident of South Windsor employed by or associated with a banking or other financial institution.
- 7. Three (3) persons, at large, who are residents of South Windsor.

The members of the Commission shall be appointed for a term of three (3) years. All members shall hold office until their successors are appointed.

SECTION 2: ORGANIZATION:

The Commission shall elect, annually, its own Chairperson and Secretary and a Vice-Chairperson who shall act in the place of the Chairperson in the event of the Chairperson's absence or incapacity. However, the Chairperson, Vice-Chairperson and Secretary shall continue to hold such offices until their successors are elected.

The Commission shall establish its own rules and procedures for the conduct of its business. Otherwise, it shall follow Roberts Rules of Order where applicable and not in conflict with its own adopted rules and procedures.

The Commission shall establish a schedule of regular meetings. Special meetings may be called at any time by the Chairperson or upon written request of any seven (7) members. Seven (7) members shall constitute a quorum.

SECTION 3: PURPOSE:

The purpose of the Commission shall be to act in an advisory capacity to the Town Council by establishing farmland preservation priorities for the Town and conveying these priorities to the Town Council with specific recommendations as to what the Town Council, Town agencies and/or the Town government administration can or should do to maintain and promote a viable agriculture industry within the Town in accordance with such priorities.

SECTION 4: DUTIES:

The duties of the Commission shall be as follows:

- 1. Inventory and develop information and maps which show active and inactive farmland, prime and important farmland and farms in relation to zoning, inland wetlands, basins, surface and groundwater, flood hazard areas, acquifers and recharge areas, and any other environmentally or resource sensative areas.
- 2. Conduct surveys to gather information from farmers and other in the agriculture industry concerning attitudes, conditions opinions about the future of farming and related activities and what actions would be required to maintain or enhance agriculture within the Town of South Windsor.
- 3. Promote the use of local agriculture products through displays, fairs, or any other method deemed appropriate by the Commission.
- 4. Sponsor an agriculture day or days to educate local citizens concerning the multiple benefits of a local agriculture industry and encourage the participation in such events by schools, farmers and community organizations.
- , If the Town, at any time, establishes an Agricultural Land Preservation Fund pursuant to the Connecticut Public Act 84-184 as amended, the Commission shall act as an advisor to the Town Council regarding said Fund.
- Keep records of its meetings and its activities and submit an annual report to the Town Council.
- 7. Appoint advisors to assist it in the fulfillment of its duties as it deems appropriate.

This ordinance shall become effective ten (10) days after publication in a newspaper having a circulation in the Town of South Windsor. .

Adopted at a regular meeting of the Town Council held on February 3, 1997

LEGAL NOTICE Notice is hereby given that the following ordinance for the Town of South Windsor was duly adopted at the regular meeting of the Town Council held on February 3, 1997

Ordinance #141

AMENDMENT TO ORDINANCE #113

AGRICULTURAL LAND PRESERVATION
ADVISORY COMMISSION

Dated at South Windsor, CT this 4th day of February,

ATTEST: Liana T. Kuras

· Town Clerk

ATTEST:

Liana T. Kuras, Town Clerk

Journal Inquirer February 6, 1997

ORDINANCE NO. 113

AGRICULTURAL LAND PRESERVATION ADVISORY COMMISSION

SECTION 1: ESTABLISHMENT AND COMPOSITION:

An Agricultural Land Preservation Advisory Commission is hereby establis ed consisting of twelve (12) members to be appointed by the Town Council as follows:

- Four (4) residents of South Windsor who are either farmers or are otherwise associated with the agriculture industry.
- 2. A representative from the Hartford County Soil & Water Conservation District who is a resident of South Windsor.
- A member or alternate of the South Windsor Inland Wetlands Agency /Conservation Commission.
- 4. A representative from the South Windsor Land Trust.
- A resident of South Windsor who is involved in real estate development in South Windsor.
- A resident of South Windsor employed by or associated with a bankin or other financial institution.
- 7. Three (3) persons, at large, who are residents of South Windsor.

The members of the Commission shall be appointed for a term of three (3) years except that initially one (1) of the persons specified in Paragraph #7 above shall be appointed for a three (3) year term, one (1) of such persons shall be appointed initially for a two (2) year term and one (1) of such persons shall be appointed initially for a one (1) year term. All members, however, shall hold office until their successors are appointed.

SECTION 2: ORGANIZATION:

The Commission shall elect, annually, its own Chairperson and Secretary and a Vice-Chairperson who shall act in the place of the Chairperson in the event of the Chairperson's absence or incapacity. However, the Chairperson, Vice-Chairperson and Secretary shall continue to hold such offices until their successors are elected.

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The Commission shall establish a schedule of regular meetings. Special meetings may be called at any time by the Chairperson or upon written request of any seven (7) members. Seven (7) members shall constitute a quorum.

NW OFFICES

) M. RITTENBAND

ELLINGTON ROAD

1050R, CONN 05074

3) 644-2456 HS NO. 50412 -2-





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- Keep records of its meetings and its activities and submit an 6. annual report to the Town Council.
- Appoint advisors to assist it in the fulfillment of its duties as 7. it deems appropriate.

Adopted at a Regular Meeting of the South Windsor Town Council held June 16, 1986.

ATTEST:

Marilyn W. Burg er, Town Cle

LAW OFFICES ROM. RITTENSAND ELUNGTON ROAD HARSOR, CONN 06074

2030 844 - 2456

JOS NO 50412



December 3, 2021

Mrs. Bonnie Armstrong, Town Clerk Town of South Windsor 1540 Sullivan Avenue South Windsor, CT 06074

Dear Mrs. Armstrong:

The following is a list of regularly scheduled Town Council meetings for Calendar Year 2022 to be held in the Council Chambers of the South Windsor Town Hall at 7:00 p.m. Work Sessions will be held on an as needed basis determined by the South Windsor Town Council and occasionally, at the Council's discretion, the Work Sessions may be held in the Madden Room of the South Windsor Town Hall.

(*) Depicts meetings scheduled on Tuesday because of a Monday Holiday

January 3, 2022

January 18, 2022 (*)

(*) 1/17 - Martin Luther King Day

February 7, 2022

February 22, 2022 (*)

(*) 2/21 - Washington's Birthday

March 7, 2022

March 21, 2022

April 4, 2022

April 18, 2022

(Schedule Continued on Next Page)



Mrs. Bonnie Armstrong, Town Clerk

Re: Regularly Scheduled Town Council Meetings - Year 2022

Page 2

December 3, 2021

(*) Depicts meetings scheduled on Tuesday because of a Monday Holiday

May 2, 2022 May 16, 2022

June 6, 2022 June 20, 2022

July 5, 2021 (*) (*) 7/4 – Independence Day July 18, 2021

(NO REGULARLY SCHEDULED MEETINGS IN AUGUST)

September 6, 2021 (*) (*) 9/5 – Labor Day September 19, 2021

October 3, 2021 October 17, 2021

November 7, 2021 November 21, 2021

December 5, 2021 December 19, 2021

Respectfully submitted,

Katherine J. Senerth Executive Assistant

cc: Members of the Town Council
Michael Maniscalco, Town Manager
Information Technology
Town Attorney