AGENDA Prio Chapter ATC

TOWN COUNCIL COUNCIL CHAMBERS SOUTH WINDSOR TOWN HALL

REGULAR MEETING MONDAY, OCTOBER 21, 2019 TIME: 7:00 P.M.

REMINDER: There is a Public Hearing scheduled at 8:00 p.m. to receive citizen input an

Amendment to Ordinance #225 - South Windsor Volunteer Fire Tax

Abatement Ordinance.

1. Call Meeting to Order

2. Prayer: TBD

- 3. Pledge of Allegiance
- 4. Roll Call
- 5. Communications and Reports from Town Manager
- 6. Public Input (Items Not on the Agenda)
- 7. Adoption of Minutes of Previous Meetings (Councilor Lydecker)

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meeting: Regular Meeting Minutes of October 7, 2019.

- 8. Public Petitions
- 9. <u>Communications from Liaisons, Officers, and Boards Directly Responsible to</u>
 Council
- 10. Reports from Standing Committees
- 11. Reports of Temporary Committees
- 12. <u>Public Participation</u> (Items on the Agenda)
- 13. Consent Agenda

[All items listed with an asterisk (*) are considered to be 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 General Order of Business and be considered in its normal sequence on the Agenda.]

(Councilor Maneeley)

Motion to approve Agenda Items 14. A. (*) through 14. D. (*) as the Consent Agenda. (Please read dark headings, only, on the Consent Agenda Items)

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, Public Petitions, Public Participation and Public Input/Participation** of each Public Meeting, as follows:

Item #5:

<u>Communications and Reports from Town Manager</u> – This segment of the meeting shall not exceed twenty (20) minutes, unless extended by a majority consent of the Council present.

Item #6:

<u>Public Input</u> – A segment of up to twenty (20) minutes (which may be extended by the Mayor with consent of the Council) is set aside to hear from the public on any matter **not on the agenda**. Speaker(s) generally are to limit their comments to three (3) minutes each, and shall avoid personalities or impugning of improper motive to any person.

Item #8:

<u>Public Petitions</u> – A South Windsor Resident or Taxpayer may petition the Council to submit a new item on the agenda as described in Section 312 of the Town Charter.

Item #12:

<u>Public Participation</u> – A segment of up to twenty (20) minutes (which may be extended by the Mayor with consent of the Council) is set aside to hear from the public on any matter **on the agenda**. Speaker(s) generally are to limit their comments to three (3) minutes each, and shall avoid personalities or impugning or improper motive to any person.

Item #17:

<u>Public Input/Participation</u> – A segment of up to ten (10) minutes (which may be extended by the Mayor with consent of the Council) is set aside to hear from the public **on any matter**. Speaker(s) generally are to limit their comments to three (3) minutes each, and shall avoid personalities or impugning or improper motive to any person.

14. <u>Unfinished Business</u>

*A. Resolution Appointing Shalesh Verma (R) an Alternate to the Economic Development Commission

(Councilor Maneeley)

BE IT RESOLVED that the South Windsor Town Council hereby appoints Shalesh Verma (R) an Alternate to the Economic Development Commission for a term ending November 30, 2020, to fill the unexpired term of John Mitchell.

*B. Resolution Appointing Scott Kelley (R) to the Economic Development Commission

(Councilor Maneeley)

BE IT RESOLVED that the South Windsor Town Council hereby appoints Scott Kelley (R) to the Economic Development Commission for a term ending November 30, 2019, to fill the unexpired term of Shalesh Verma.

*C. Resolution Appointing Janet Wade-Utay (U) to the Historic District Commission

(Councilor Maneeley)

BE IT RESOLVED that the South Windsor Town Council hereby appoints Janet Wade-Utay (U) to the Historic District Commission for a term ending November 30, 2021, to fill the unexpired term of Nadine Hassan-Caron.

*D. Resolution Appointing Michael Giannamore (U) an Alternate to the Historic District Commission

(Councilor Maneeley)

BE IT RESOLVED that the South Windsor Town Council hereby appoints Michael Giannamore (U) an Alternate to the Historic District Commission for a term ending November 30, 2022, to fill the unexpired term of Janet Wade-Utay.

15. New Business

A. Discussion Item: Public Act 19-171 – an Act Concerning the Property Tax Exemptions for Service Members and Veterans Having Disability Ratings (requested by Councilor Delnicki) (Mary Huda, Town Assessor to be present)

15. New Business (Continued)

B. Resolution Approving the Nondiscrimination Certification Agreements and Warranties under Connecticut General Statutes §4a-60 and §4a-60a, as Amended

(Councilor Hockenberry)

BE IT RESOLVED that the Town of South Windsor hereby complies with nondiscrimination agreements and warranties under Connecticut General Statutes §4a-60 and §4a-60a, as amended.

C. Resolution Approving a Reverse 911 Notification (Everbridge) to South Windsor Voters

(Councilor Riley)

WHEREAS, there have been concerns voiced regarding South Windsor voters not knowing where their voting location will be held due to the relocation of District 4 from Philip R. Smith Elementary School to the Charles Enes Community Center; and

WHEREAS, it is being proposed to use the Reverse 911 Notification System (Everbridge) to inform all residents where their voting location will be for the November 5, 2019, Municipal Election; and

WHEREAS, a Reverse 911 Notification (Everbridge) to the entire community is a good way to test the emergency management system

NOW, THEREFORE, BE IT RESOLVED, the South Windsor Town Council hereby approves the following notification to be sent out on November 4, 2019:

Message for Municipal Elections:

Tomorrow, November 5th, the Town of South Windsor will be holding Municipal Elections. The polls will open at 6 AM and close at 8 PM. District (insert # here) votes at (insert location here). There will be same day voter registration held in the Town Hall at 1540 Sullivan Avenue. For additional information, you may visit https://www.southwindsor-ct.gov/registrar

(Resolution Continued on Next Page)

15. C. (Continued)

District 1, Pleasant Valley School Gym, 591 Ellington Road

District 2, Eli Terry School Gym, 569 Griffin Road

District 3, South Windsor High School Auxiliary Gym, 161 Nevers Road

District 4, Charles Enes Community Center, 150 Nevers Road (formerly Philip R. Smith)

District 5, Timothy Edwards Middle School, Stairwell B, 100 Arnold Way; and

BE IT FURTHER RESOLVED that this message has been reviewed and approved by the Town Attorney.

D. Resolution Approving an Agreement Between the Town of South Windsor and UPSEU Local 424, Unit 65 – Municipal Employees (Councilor Lopez)

BE IT RESOLVED that the South Windsor Town Council hereby approves the proposed "Agreement Between the Town of South Windsor and UPSEU Local 424, Unit 65 – Municipal Employees for the period July 1, 2019, through June 30, 2022.

E. Resolution Approving an Annual Salary for Deborah W. Reid, Clerk of the Council for Fiscal Year 2019/2020

(Deputy Mayor Pendleton)

WHEREAS, An evaluation was completed by the Personnel Committee and a report was submitted to the Town Council for their input

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby approves a base salary adjustment of \$2,000 and an annual salary increase of 2% for Fiscal Year 2019/2020 for Deborah W. Reid, Clerk of the Council, said annual salary rate to be retroactive from July 1, 2019.

F. Resolution Approving a Refund of Taxes to One Hundred and Thirty-Seven (137) South Windsor Taxpayers

(Councilor Lydecker)

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to one hundred and thirty-seven (137) South Windsor Taxpayers, the total of said refunds being \$24,043.55 and as more fully described on attached **Exhibit A**.

15. New Business

G. Resolution Amending the South Windsor Town Council Rules and Procedures (Article V – Agenda)

(Councilor Snyder)

WHEREAS, the South Windsor Town Council hereby approves an amendment to the South Windsor Town Council Rules and Procedures (Article V – Agenda), as shown in attached **Exhibit B**.

H. Resolution Appointing Members to South Windsor's 175th Anniversary Committee

(Mayor Paterna and Councilor Snyder)

WHEREAS, at the September 3, 2019, Town Council meeting, the Town Council approved to establish a 175th Anniversary Committee to develop, plan, host new programs, and endorse community events that will recognize, commemorate, and celebrate the founding of South Windsor; and

WHEREAS, it was the decision of the Town Council to have Mayor Paterna and Councilor Snyder meet to appoint the Chair (Brianna Dillman) and two Honorary Chairs (Edward Havens, Sr. (D) and Elizabeth Warren (R)); and

WHEREAS, Mayor Paterna and Councilor Snyder were also requested to recommend to the Council the make-up of the members of the Committee and the Council would ratify those recommendations

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby appoints the following members to the 175th Anniversary Committee:

- Brenda Koboski (U)
- Natalie O'Brien (U)
- Joshua Johnson (D)
- Gavin Zhu (D)
- Anne King (R)
- Madu Reddy (R)

15. New Business

I. Resolution Approving the Creation of an Advisory Committee (Temporary)
Regarding Services for Persons with Disabilities
(Mayor Paterna)

WHEREAS, the South Windsor Town Council cares for all of its citizens and would like to make sure everyone's needs are met

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby approves the creation of a Temporary Advisory Committee Regarding Services for Persons with Disabilities, whose charge will be to advise the Town Manager (or designee), who will act as the Chair of the Committee, and Town departments with information regarding compliance with ADA requirements and to further their understanding of the concerns of persons with disabilities using Town facilities; and

BE IT FURTHER RESOLVED that the Committee members will also serve as a resource to the South Windsor community and address accessibility, equal rights, removing barriers, and promoting opportunities for individuals with disabilities; and

BE IT FURTHER RESOLVED the Committee will meet quarterly and be made up of nine (9) South Windsor residents who volunteer to be part of this Committee, as well as the Town Manager (or designee). These individuals who volunteer their time will have knowledge, skills, and/or experience with ADA related issues.

16. Passage of Ordinance

A. Resolution Adopting the Proposed Amendment to Ordinance #225 – South Windsor Volunteer Fire Tax Abatement Ordinance (Councilor Delnicki)

BE IT RESOLVED that the South Windsor Town Council hereby adopts the proposed Amendment to Ordinance #225 – South Windsor Volunteer Fire Tax Abatement Ordinance, as shown in attached **Exhibit C**.

17. Public Input/Participation (Any Matter)

18. Communications and Petitions from Council

19. Executive Session

- A. To discuss a personnel issue (Agreement between the Town of South Windsor and UPSEU Local 424, Unit 65 Municipal Employees.)
- B. To discuss pending litigation (460 Miller Road) pursuant to Connecticut General Statutes §1-210(b)(4) and §1-200(6)(E).

20. Adjournment



Town of South Windsor

1540 SULLIVAN AVENUE • SOUTH WINDSOR, CT 06074 TELEPHONE (860) 644-2511

TO:

MICHAEL MANISCALCO, TOWN MANAGER

MEMBERS OF THE TOWN COUNCIL

FROM:

JENNIFER R. HILINSKI-SHIRLEY, CCMC COLLECTOR OF REVENUE

SUBJECT:

REFUND BATCH #2 OCTOBER 21, 2019 AGENDA

DATE:

October 15, 2019

CC:

PATRICIA PERRY, DIRECTOR OF FINANCE

I respectfully request approval of 137 refunds totaling \$-24,043.55 as noted on the attached report. All refund requests received by 9:00am, October 15, 2019 are included in subject batch.

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Exhibit A

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Drafted By: Tabatha L Chasse
Deputy Collector of Revenue
Deputy Collector of Revenue
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Approved by: Lennifer Hillnski-Shirley, CCMC,
Collector of Revenue

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ARTICLE V - AGENDA

Section 1 – Preparation

- a. The Clerk of the Council shall be responsible for preparing the Agenda for all meetings of the Council and shall see that copies are distributed to the Members at least forty-eight (48) hours before the meeting.
- b. During the preparation of the Agenda, there shall be an Agenda Meeting with the Mayor or their designee, the Minority Leader or their designee, the Town Manager or their designee, and the Clerk of the Council or their designee for the purpose of all parties receiving the agenda information at the same time. The Clerk of the Council shall be responsible for preparing and distributing a schedule of times and dates for the Agenda Meetings to the members as listed. The Agenda Meetings shall be at least ninety-six (96) hours before the meeting and at least forty-eight (48) hours before the actual distribution of the agenda to all Members of the Council.
- c. Items for the Agenda of any meeting of the Council may be submitted at the prior meeting of the Council by the Mayor, the Members, Town Manager, and the Town Attorney.
- d. Additional items for the Agenda may be made by the above persons provided that all such additions be supplied to the Clerk of the Council at least five (5) business days prior to the meeting for which they are intended for consideration. The name of the person submitting an item for Council consideration shall appear on the Agenda after the item submitted.
- e. No item not on the Agenda for a Regular Meeting or Work Session may be taken up at said meeting except as provided in Article XIII, Section 1.
- f. A newspaper or newspapers having a general circulation in the Town shall be advised by the Clerk of the Council on the Agenda for a Council Meeting open to the Public at least forty-eight (48) hours before said meeting.
- g. The Clerk of the Council will provide a list of the New Business Agenda items, as submitted to the Clerk under these Rules, intended for consideration at the next meeting to the Town Council members by email or fax at least three (3) business days prior to the meeting. However, errors, delays, and/or unintentional omissions of the items will not prevent the Council from taking up the items at the Council Meeting, so long as the items are taken up as otherwise provided under these Rules.
- h. The Agenda shall contain the following notice: (Amended by Resolution on April 17, 2017)

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, Public Petitions, Public Participation and Public Input/Participation of each Public Meeting, as follows:

ARTICLE V – AGENDA (Continued)

<u>Section 1 – Preparation</u> (Continued)

Item #5:

<u>Communications and Reports from Town Manager</u> – This segment of the meeting shall not exceed twenty (20) minutes unless extended by majority consent of the Council present.

Item #6:

<u>Public Input</u> – A segment of up to twenty (20) minutes (which may be extended by the Mayor with the consent of the Council) is set aside to hear from the public on any matter, **not on the agenda**. Speaker(s) generally are to limit their comments to three (3) minutes each and shall avoid personalities or impugning of improper motive to any person.

Item #8:

<u>Public Petitions</u> – A South Windsor Resident or Taxpayer may petition the Council to submit a new item on the agenda as described in Section 312 of the Town Charter.

Item #12:

<u>Public Participation</u> – A segment of up to twenty (20) minutes (which may be extended by the Mayor with the consent of the Council) is set aside to hear from the public on any matter **on the agenda**. Speaker(s) generally are to limit their comments to three (3) minutes each, and shall avoid personalities or impugning of improper motive to any person.

Item #17:

<u>Public Input/Participation</u> – A segment of up to ten (10) minutes (which may be extended by the Mayor with the consent of the Council) is set aside to hear from the public **on any matter**. Speaker(s) generally are to limit their comments to three (3) minutes each and shall avoid personalities or impugning or improper motive to any person.

i. For the purpose of this section, the day of the Town Council meeting shall be considered a business day prior to the meeting.

Exhibit C

PROPOSED AMENDMENTS TO ORDINANCE #225

South Windsor Volunteer Fire Tax Abatement Ordinance

- Sec. 1 <u>Purpose</u>: In recognition of the benefits provided to the Town of South Windsor by the dedicated service of the Town's Volunteer Fire personnel, the South Windsor Town Council herby establishes a tax abatement program pursuant to the authority granted by Connecticut General Statutes 12-81w for Volunteer Fire personnel on the conditions outlined below.
- Sec. 2 <u>Eligibility</u>: Members of the South Windsor Volunteer Fire Department and who reside and pay property tax in the Town of South Windsor shall be eligible when meeting the following criteria:
 - 1) Member must have achieved two years of service by July 1 of the current year to be eligible for a tax abatement on July 1 of the following year; and
 - 2) Member must have achieved a "good year" as defined by the Service Award Program. Any amendment to this definition must be approved by the Town Council in the same manner as an amendment to an ordinance.
- Sec. 3 <u>Certification</u>: Annually, on or before May 15th of each year, the Chief of the South Windsor Volunteer Fire Department shall certify and submit to the Town Manager and Finance Director, a list of the members of their organization who are eligible as defined in Section 2. This list shall contain addresses and the amount of which each member is eligible. For the year 2018 only, the list shall be submitted on or before June 1st in order to timely apply tax benefit to current bills.
- Sec. 4 <u>Abatement Schedule</u>: Abatement of property taxes shall be granted the following July 1st to eligible members as follows:
 - 1) If a member has completed two years of service as of the July 1st preceding the date of abatement, the member shall be entitled to 25% of the maximum amount allowed by Connecticut General Statutes, as amended from time to time, as an annual abatement of property taxes
 - 2) If a member has completed five years of service as of July 1st preceding the date of abatement, the member shall be entitled to 50% of the maximum amount allowed by Connecticut General Statutes, as amended from time to time, as an annual abatement of property taxes
 - 3) If a member has completed seven years of service as of the July 1st preceding the date of abatement, the member shall be entitled to 75% of the maximum amount allowed by Connecticut General Statutes, as amended from time to time, as an annual abatement of property taxes

- 4) If a member has completed ten years of service or more as of the July 1st preceding the date of abatement, the member shall be entitled to 100% of the maximum amount allowed by Connecticut General Statutes, as amended from time to time, as an annual abatement of property taxes.
- Sec. 5 Retirement Benefit: Members who have served a minimum of twenty years and who have reached the mandatory retirement age of their organization shall continue to receive an abatement of \$1,000 annually for as long as they continue to reside and own property in South Windsor. Members who retire prior to the mandatory age and have over 25 years of credited "Good Years" in the Department's Service Award program shall continue to receive an abatement of \$1,000 annually for as long as they continue to reside and own property in South Windsor.
- Sec. 6 <u>Disability Benefit</u>: If for any reason, a member should become disabled due to an injury sustained in the performance of their duties within the Department, they shall be entitled to receive an abatement of \$1,000 annually for as long as they continue to reside and own property in South Windsor and continue to be so disabled..
- Sec. 7 <u>Construction of Ordinance</u>: Taxes to be abated must be those taxes imposed on real property or personal property assessed in the name of the eligible individual, either as a sole owner or a joint owner, but not by a corporation, LLC or partnership. In the case of abating taxes on real property, the real property must serve as the eligible individual's primary residence.
 - 1) The abatement amount shall be applied first to the taxes for real property, then to personal property which shall include motor vehicles leased to an eligible individual as of October 1 of any given year. In the event that the tax to which the abatement is applied is paid in installments, then the exemption shall be applied 50% to each installment.
 - 2) This ordinance shall not be construed to imply that if an eligible member has less tax liability than their permitted amount of tax abatement that they are entitled to receive any additional funds from the Town of South Windsor under this ordinance. In no event will this ordinance authorize a tax refund for taxes that have already been paid.
 - 3) No individual shall be eligible for participation in this property tax relief program if the individual has any tax delinquency, including taxes, interest, fees and any other charges, to the Town of South Windsor on the date of certification set forth above.

This Ordinance shall become effective in accordance with the Town Charter. A prior Ordinance #225 was originally adopted at a Regular Meeting of the South Windsor Town Council on May 21, 2018.