

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Action Minutes

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April 18, 2016

**TOWN COUNCIL – REGULAR MEETING
COUNCIL CHAMBERS – SOUTH WINDSOR TOWN HALL**

1. Call Meeting to Order

Mayor Delnicki called the Regular Meeting to order at 7:03 p.m.

4. Roll Call

Members Present: Mayor Thomas Delnicki
Deputy Mayor Carolyn Mirek
Councilor M. Saud Anwar
Councilor William Carroll
Councilor Matthew Riley
Councilor Janice Snyder

Members Absent: Councilor Edward Havens
Councilor Lisa Maneeley
Councilor Liz Pendleton

Also Present: Matthew B. Galligan, Town Manager
Keith Yagaloff, Town Attorney

7. Adoption of Minutes of Previous Meetings

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meetings: Public Hearing Minutes of April 4, 2016; and Regular Meeting Minutes of April 4, 2016.

Was made by Councilor Carroll

Seconded by Councilor Anwar

The motion was approved, unanimously

14. New Business

F. Resolution Accepting the Resignation of Sandy Ramesh (R) from the Human Relations Commission

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret, the resignation of Sandy Ramesh (R) from the Human Relations Commission, said resignation to be effective immediately; and

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ITEM:

14. F. (Continued)

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to Sandy Ramesh for the time she has dedicated to serving her community by her membership on the Human Relations Commission.

Was made by Councilor Snyder
Seconded by Council Anwar
The motion was approved, unanimously

G. Resolution Accepting the Resignation of Robert Waldron (D) from the South Windsor Agricultural Land Preservation Advisory Commission

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret, the resignation of Robert Waldron (D) from the South Windsor Agricultural Land Preservation Advisory Commission, said resignation to be effective immediately; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to Robert Waldron for the time he has dedicated to serving his community by his membership on the South Windsor Agricultural Land Preservation Advisory Commission.

Was made by Councilor Anwar
Seconded by Mayor Delnicki
The motion was approved, unanimously

H. Resolution Appointing Andy Paterna (D) 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 Andy Paterna (D) to the South Windsor Agricultural Land Preservation Commission for a term ending November 30, 2016 to fill the unexpired term of Robert Waldron and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

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ITEM:

14. H. (Continued)

Was made by Councilor Anwar
Seconded by Councilor Snyder
The motion was approved, unanimously

I. Resolution Accepting the Resignation of James Neary (D) from the Public Building Commission

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret, the resignation of James Neary (D) from the Public Building Commission, said resignation to be effective immediately; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to James Neary for the time he has dedicated to serving his community by his membership on the Public Building Commission.

Was made by Councilor Anwar
Seconded by Mayor Delnicki
The motion was approved, unanimously

J. Resolution Accepting the Resignation of James Neary (D) from the Mass Transit and Highway Advisory Commission

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret, the resignation of James Neary (D) from the Mass Transit and Highway Advisory Commission, said resignation to be effective immediately; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to James Neary for the time he has dedicated to serving his community by his membership on the Mass Transit and Highway Advisory Commission.

Was made by Councilor Anwar
Seconded by Mayor Delnicki
The motion was approved, unanimously

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ITEM:

14. New Business (Continued)

K. Resolution Authorizing the Appropriation of \$164,726.66 of LoCIP Funds for Reimbursement of Expenses for the EOC/Town Hall Annex

WHEREAS, the Town Council approved the renovation of the Town Hall Annex for use as an Emergency Operations Center (EOC), and this work has begun; and

WHEREAS, the Town Council wishes to use \$164,726.66 in LoCIP funds to pay for sidewalk and driveway connections between the EOC and Town Hall

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby authorizes the Town Manager to apply to the State of Connecticut, Office of Policy and Management to use \$164,726.66 in LoCIP funds for reimbursement of expenses for sidewalk and driveway connections between the EOC and Town Hall.

Was made by Deputy Mayor Mirek

Seconded by Mayor Anwar

The motion passed on a Roll Call vote of 5 to 1 with Councilor Riley voting in opposition.

L. Resolution Granting a Permanent Easement to Eversource Energy for Access to their Right of Way on the Priest Property

WHEREAS, Eversource Energy has requested that the Town of South Windsor grant an easement in order to give them the ability to access their right of way on the Priest Property; and

WHEREAS, an appraisal of the easement was performed and the value of the easement was determined to be \$9,000; and

WHEREAS, the required public hearing was held on March 21, 2016

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby grants a permanent easement to Eversource Energy for access to their right of way on the Priest Property for the appraised fee of \$9,000.

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ITEM:

14. L. (Continued)

Was made by Councilor Carroll
Seconded by Councilor Anwar
The motion was approved, unanimously

M. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on the Establishment of a Local Preference Bid Ordinance

BE IT RESOLVED that the South Windsor Town Council hereby sets **Monday, May 2, 2016, at 8:00 p.m.**, in the Council Chamber 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 **Establishment of a Local Preference Bid Ordinance**, a copy of which is on file in the Office of the Town Clerk.

Was made by Councilor Riley
Seconded by Mayor Delnicki
The motion was approved, unanimously

N. Resolution Approving the Creation of a "Town Attorney Search Committee" to Develop, Distribute, and Review Requests for Proposals for a Town Attorney

WHEREAS, the term of the current Town Attorney will end on July 7, 2016;
and

WHEREAS, the South Windsor Town Council feels it is imperative that legal services and advice on municipal matters be available to Town staff, elected officials, and Board and Commission members

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council approves the creation of a "Town Attorney Search Committee" whose members consist of Deputy Mayor Mirek; Councilor Anwar; Councilor Snyder; and Town Manager Matthew B. Galligan, whose charge will be to develop, distribute, and review upon their return all "Requests for Proposals" submitted for the position of Town Attorney; and

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ITEM:

14. N. (Continued)

BE IT FURTHER RESOLVED that, upon completion of this review, the South Windsor Town Council will choose and appoint, by Resolution, an attorney, or law firm, deemed most suitable by the Committee for the position of Town Attorney.

Councilor Snyder made a friendly amendment to the resolution to add the Finance Director as a member of the Committee. Councilor Anwar agreed to the friendly amendment.

Town Attorney Yagaloff stated that in the last paragraph, Committee should be changed to Town Council. Council members agreed to this as a friendly amendment.

Mayor Delnicki called for vote on the amended resolution; it was approved, unanimously.

The amended resolution to read as follows:

WHEREAS, the term of the current Town Attorney will end on July 7, 2016;
and

WHEREAS, the South Windsor Town Council feels it is imperative that legal services and advice on municipal matters be available to Town staff, elected officials, and Board and Commission members

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council approves the creation of a "Town Attorney Search Committee" whose members consist of Deputy Mayor Mirek; Councilor Anwar; Councilor Snyder; Town Manger Matthew B. Galligan; and **Patricia Perry, Finance Director**, whose charge will be to develop, distribute, and review upon their return all "Requests for Proposals" submitted for the position of Town Attorney; and

BE IT FURTHER RESOLVED that, upon completion of this review, the South Windsor Town Council will choose and appoint, by Resolution, an attorney, or law firm, deemed most suitable by the **Town Council** for the position of Town Attorney.

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ITEM:

14. New Business (*Continued*)

O. Resolution Waiving the Competitive Bidding Process for the Construction of a Memorial Wall at Veterans Memorial Park

WHEREAS, the South Windsor Patriotic Commission, in conjunction with Town staff, has proposed and designed a memorial granite wall to enhance the existing war memorials at Veterans Memorial Park; and

WHEREAS, the cost to construct such wall is not a budgeted line item; and

WHEREAS, the South Windsor Patriotic Commission has done independent fund raising through the fiduciary services of the South Windsor Community Foundation; and

WHEREAS, a State of Connecticut grant in the amount of \$75,000 administered through the D.E.E.P. has been awarded; and

WHEREAS, the estimated contracted cost of this project would be \$159,700; and

WHEREAS, numerous local contractors have volunteered to partner with the Town to provide free labor and equipment, and materials at cost, to complete this project; and

WHEREAS, the estimated cost if the Town partners with these local contractors for this project is \$100,600; and

WHEREAS, the partnership with local contractors will save the Town an estimated \$59,100; and

WHEREAS, sealed bids would not be in the best interest of the Town

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby waives the competitive bidding process as described in Section 714 of the Town's Charter, for the construction of a memorial wall at Veterans Memorial Park to recognize the sacrifices of our military veterans.

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ITEM:

14. O. (Continued)

Was made by Councilor Carroll
Seconded by Councilor Anwar

Mayor Delnicki made a friendly amendment in the last WHEREAS clause to replace "sealed" with "competitive". Council members all agreed to the friendly amendment.

Mayor Delnicki called for a vote on the amended motion; it was approved, unanimously.

The amended resolution to read as follows:

WHEREAS, the South Windsor Patriotic Commission, in conjunction with Town staff, has proposed and designed a memorial granite wall to enhance the existing war memorials at Veterans Memorial Park; and

WHEREAS, the cost to construct such wall is not a budgeted line item; and

WHEREAS, the South Windsor Patriotic Commission has done independent fund raising through the fiduciary services of the South Windsor Community Foundation; and

WHEREAS, a State of Connecticut grant in the amount of \$75,000 administered through the D.E.E.P. has been awarded; and

WHEREAS, the estimated contracted cost of this project would be \$159,700; and

WHEREAS, numerous local contractors have volunteered to partner with the Town to provide free labor and equipment, and materials at cost, to complete this project; and

WHEREAS, the estimated cost if the Town partners with these local contractors for this project is \$100,600; and

WHEREAS, the partnership with local contractors will save the Town an estimated \$59,100; and

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ITEM:

14. O. (Continued)

WHEREAS, **competitive** bids would not be in the best interest of the Town

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby waives the competitive bidding process as described in Section 714 of the Town's Charter, for the construction of a memorial wall at Veterans Memorial Park to recognize the sacrifices of our military veterans.

P. Resolution Authorizing Town Manager, Matthew B. Galligan to Sign and Execute a Memorandum of Understanding with Greenskies Renewable Energy, LLC

BE IT RESOLVED that the South Windsor Town Council hereby authorizes Town Manager, Matthew B. Galligan to sign and execute a Memorandum of Understanding with Greenskies Renewable Energy, LLC for the creation of a Solar Farm on Barber Hill Road; and

BE IT FURTHER RESOLVED that the South Windsor Town Council hereby authorizes Town Manager, Matthew B. Galligan to negotiate and execute a Lease Agreement on behalf of the Town of South Windsor subject to approval by the Town Attorney.

Councilor Riley recused himself from this resolution.

Was made by Mayor Delnicki
Seconded by Councilor Anwar

Mayor Delnicki made a friendly amendment to add and Town Council at the end of the resolution. Councilor Anwar agreed with the friendly amendment.

Mayor Delnicki called for a vote on the amended motion; it was approved, unanimously.

The amended resolution to read as follows:

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ITEM:

14. P. (Continued)

BE IT RESOLVED that the South Windsor Town Council hereby authorizes Town Manager, Matthew B. Galligan to sign and execute a Memorandum of Understanding with Greenskies Renewable Energy, LLC for the creation of a Solar Farm on Barber Hill Road; and

BE IT FURTHER RESOLVED that the South Windsor Town Council hereby authorizes Town Manager, Matthew B. Galligan to negotiate and execute a Lease Agreement on behalf of the Town of South Windsor subject to approval by the Town Attorney and Town Council.

Q. Resolution Approving a Refund of Taxes to Sixteen (16) South Windsor Taxpayers

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to sixteen (16) South Windsor Taxpayers, the total of said refund being \$4,280.10 and as more fully described on attached **Exhibit A**.

Was made by Councilor Anwar
Seconded by Mayor Delnicki
The motion was approved, unanimously

20. Adjournment

At 10:42 p.m. Councilor Anwar made a motion to adjourn the Regular Meeting. Councilor Snyder seconded the motion; and it was approved, unanimously.

Respectfully submitted,



Deborah W. Reid
Clerk of the Council

TAX REFUNDS

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Exhibit A

Bernard, Christopher R 144 Wood Pond Road South Windsor, CT 06074-1562 (Gifted to son 6/15) MV14-501840	25.58	Browne, Stephen and Graff, Michael 2709 Mill Pond Drive South Windsor, CT 06074 (Overpayment) RE13-7742	2139.48
Dube, Vincent 42 Gail Lane South Windsor, CT (Out of state registration – NH 1/14) 14-506484	84.41	Dube, Vincent 42 Gail Lane South Windsor, CT (Out of state registration – NH 2/13) 13-506541	90.91
Dube, Vincent 42 Gail Lane South Windsor, CT (Out of state registration – NH 12/10) 2011-506364	80.34	Dube, Vincent 42 Gail Lane South Windsor, CT (Out of state registration – NH 1/10) 2010-506436	85.76
Gauer, Gary J 476 Graham Road South Windsor, CT 06074 (Sold 7/15) MV14-508568	21.92	Gawlinski, Edward M or Diane H 8 Sedgewick Circle South Windsor, CT 06074-1885 (Total loss 8/13) MV13-508694	206.31
Gawlinski, Edward M or Diane H 8 Sedgewick Circle South Windsor, CT 06074-1885 (Total loss 8/13) MV14-508587	192.57	Girouard, Keith et al P.O. Box 756 Housatonic, MA 01236 (Corrected elderly benefit) RE14-3688	575.00
Manhertz, Nigel 20 Christine Lane South Windsor, CT 06074-1525 (Replaced 10/14) MV14-514586	151.64	Mannarino, Todd 79 Kupchunos Road South Windsor, CT (Sold 4/2011) MV10-514664	7.20
Minguy, Brian R 189 Laurel Street South Windsor, CT 06074 (Sold 11/14) MV14-515715	71.25	Minguy, Brian R 189 Laurel Street South Windsor, CT 06074 (Sold 6/15) MV14-515714	44.57
Minguy, Brian R 189 Laurel Street South Windsor, CT 06074 (Sold 6/15) MV14-515709	25.94	Mottai, Daniel R 51 Loon Place South Windsor, CT 06074-4304 (Replaced 12/14) MV14-516160	477.22

Mrs. Bonnie F. Rabin, Collector of Revenue Total Refunds: \$4,280.10 Date: 4/18/2016