

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

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December 4, 2017

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

1. Call Meeting to Order

Mayor Anwar called the Regular Meeting to order at 7:00 p.m.

4. Roll Call

Members Present: Mayor M. Saud Anwar
Deputy Mayor Andy Paterna
Councilor Jeffrey Glickman
Councilor Mary Justine Hockenberry
Councilor Lisa Maneeley
Councilor Carolyn Mirek
Council Liz Pendleton
Councilor Matthew Riley
Councilor Janice Snyder

Others Present: Matthew B. Galligan, Town Manager
Morris Borea, Town Attorney (arrived at 7:47 p.m.)

7. Adoption of Minutes

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meetings: Regular Meeting Minutes of November 20, 2017.

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

At 8:00 p.m. the Regular Meeting was recessed in order to hold a Public Hearing. The Regular Meeting reconvened at 8:02 p.m.

13. Consent Agenda

Councilor Snyder and Deputy Mayor Paterna made a motion to approve Agenda Items 14. A. (*); and 15. A. (*) through 15. Y. (*) as the Consent Agenda. Councilor Maneeley seconded the motion; and it was approved, unanimously.

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ITEM:

14. Unfinished Business

*** A. Resolution Appointing Veronica Nowak (R) to the Housing Authority**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Veronica Nowak (R) to the Housing Authority for a term ending November 30, 2021 to fill the unexpired term of Toby Lewis.

(Approved by Consent Agenda)

15. New Business

*** A. Resolution Reappointing Mike LeBlanc (R) an Alternate to the Planning & 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 reappoints Mike LeBlanc (R) an Alternate to the Planning & Zoning Commission for a term ending December 1, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

*** B. Resolution Reappointing Paul Burnham (R) to the Economic Development 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 reappoints Paul Burnham (R) to the Economic Development Commission for a term ending November 30, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * C. Resolution Reappointing Shaliesh Verma (R) an Alternate to the Economic Development 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 reappoints Shaliesh Verma (R) an Alternate to the Economic Development Commission for a term ending November 30, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * D. Resolution Reappointing Janet Utay (U) an Alternate to the Historic District 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 reappoints Janet Utay (U) an Alternate to the Historic District Commission for a term ending November 30, 2022 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * E. Resolution Reappointing Elizabeth Warren (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 reappoints Elizabeth Warren (R) to the Inland Wetlands Agency/Conservation Commission for a term ending December 1, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * F. Resolution Reappointing Katherine Chiappetta (R) to the Library 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 reappoints Katherine Chiappetta (R) to the Library Board for a term ending November 30, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * G. Resolution Reappointing Robert Dickinson (R) to the Mass Transit and Highway 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 reappoints Robert Dickinson (R) to the Mass Transit and Highway Advisory Commission for a term ending November 30, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * I. Resolution Reappointing Renee Powell (R) to the Park & 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 reappoints Renee Powell (R) to the Park and Recreation Commission for a term ending December 31, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * J. Resolution Reappointing Michael Kelly (R) to the Park 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 reappoints Michael Kelly (R) to the Park and Recreation Commission for a term ending December 31, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * K. Resolution Reappointing William Nowak (R) to the Park 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 reappoints William Nowak (R) to the Park and Recreation Commission for a term ending December 31, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * L. Resolution Reappointing Herbert Asplund (R) 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 reappoints Herbert Asplund (R) to the Patriotic Commission for a term ending December 31, 2020 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * M. Resolution Reappointing Gene Botteron (R) 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 reappoints Gene Botteron (R) to the Patriotic Commission for a term ending December 31, 2020 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * N. Resolution Reappointing Paul Mozzicato (R) 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 reappoints Paul Mozzicato (R) to the Patriotic Commission for a term ending December 31, 2020 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * O. Resolution Reappointing Edward Gawlinski (R) 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 reappoints Edward Gawlinski (R) an Alternate to the Patriotic Commission for a term ending December 31, 2020 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * P. Resolution Reappointing Matthew Beaulieu (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 reappoints Matthew Beaulieu (R) to the Public Building Commission for a term ending November 30, 2021 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * Q. Resolution Reappointing Erik Dabrowski (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 Erik Dabrowski (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.

(Approved by Consent Agenda)

- * R. Resolution Appointing David Marsh (D) a Full Member to the Economic Development 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 David Marsh (D) a full member to the Economic Development Commission for a term ending November 30, 2021 to fill the expired term of Dwight Johnson and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * S. Resolution Appointing Craig Zimmerman (D) 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 Craig Zimmerman (D) to the Public Building Commission for a term ending November 30, 2021 to fill the expired term of Kathy Daugherty (R) and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * T. Resolution Appointing Councilor Mirek to the Insurance Control 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 Councilor Mirek to the Insurance Control Commission for a term ending November 11, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * U. Resolution Appointing Councilor Glickman to the Pension Committee 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 Councilor Glickman to the Pension Committee for a term ending November 11, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * V. Resolution Appointing Councilor Riley to the Pension Committee 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 Councilor Riley to the Pension Committee for a term ending November 11, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * W. Resolution Appointing Mayor Anwar to the Ethics Committee 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 Mayor Anwar to the Ethics Committee for a term ending November 11, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * X. Resolution Appointing Councilor Maneeley to the Ethics Committee 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 Councilor Maneeley to the Ethics Committee for a term ending November 11, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- * Y. Resolution Appointing Councilor Pendleton to the Ethics Committee 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 Councilor Pendleton to the Ethics Committee for a term ending November 11, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

Deputy Mayor Paterna made a motion to suspend the rules in order to go to Item 15. BB. on the agenda. Councilor Snyder seconded the motion; and it was approved, unanimously.

BB. Resolution Approving Offer of a Tax Fixing Agreement with Southern Energy Investments, LLC (Fuel Cell/Studio Project)

BE IT RESOLVED that the South Windsor Town Council hereby approves a tax fixing agreement for the construction and operation of a 5MW fuel cell power station at 515 John Fitch Boulevard, South Windsor. Said agreement is made in accordance with Connecticut General Statutes, Section 12-65b, for a term of 10 years and in accordance with the terms and conditions as recommended by the Town Attorney and as set forth in the Tax Fixing Agreement dated December 2017 and as may be amended; and

BE IT FURTHER RESOLVED that the Town Council hereby directs Town Manager Mathew B. Galligan to execute said tax fixing agreement on behalf of the Town of South Windsor.

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

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ITEM:

15. BB. (Continued)

Councilor Riley made a friendly amendment to have Southern Energy Investment, LLC to read South Energy Investments, LLC. Councilor Snyder agreed to the friendly amendment.

After a lengthy discussion and questions answered, Mayor Anwar called for a vote on the motion; and it was approved, unanimously.

The amended resolution to read as follows:

BB. Resolution Approving Offer of a Tax Fixing Agreement with South Energy Investments, LLC (Fuel Cell/Studio Project)

BE IT RESOLVED that the South Windsor Town Council hereby approves a tax fixing agreement for the construction and operation of a 5MW fuel cell power station at 515 John Fitch Boulevard, South Windsor. Said agreement is made in accordance with Connecticut General Statutes, Section 12-65b, for a term of 10 years and in accordance with the terms and conditions as recommended by the Town Attorney and as set forth in the Tax Fixing Agreement dated December 2017 and as may be amended; and

BE IT FURTHER RESOLVED that the Town Council hereby directs Town Manager Mathew B. Galligan to execute said tax fixing agreement on behalf of the Town of South Windsor.

CC. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on an Amendment to Ordinance #141, Agricultural Land Preservation Advisory Commission

BE IT RESOLVED that the South Windsor Town Council hereby sets **Monday, December 18, 2017, 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 an Amendment to Ordinance #141, Agricultural Land Preservation Advisory Commission.

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ITEM:

15. CC. (Continued)

Was made by Councilor Pendleton
Seconded by Councilor Maneeley

After a lengthy discussion, the Council requested that a redlined version be provided to the Council, and the references be taken out of the Ordinance. There was a suggestion that the Council wait to discuss this Commission when all of the Boards and Commissions are being reviewed and discussed. There were also concerns expressed about having five members making up a quorum when it is defined as 50% of the membership plus one. The membership of the Commission is another area that should also be reviewed.

Councilor Pendleton withdrew her motion; and Councilor Maneeley withdrew her second.

Deputy Mayor Paterna made a motion to suspend the rules in order to go to Item 15. DD. on the agenda. Councilor Riley seconded the motion; and it was approved, unanimously.

DD. Resolution Creating a Temporary Task Force to Enhance Commission and Committee Functionality in South Windsor

WHEREAS, the Council is responsible to appoint members to a number of Boards and Commissions; and

WHEREAS, each Board and Commission requires attendance at meetings by at least a quorum of its members; and

WHEREAS, each Board and Commission and its members must comply with the requirements of the Freedom of Information Act; and

WHEREAS, each Board and Commission should adopt rules, regulations and/or by-laws regarding the conduct of meetings, voting, participation at meetings, and similar provisions; and

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ITEM:

15. DD. (Continued)

WHEREAS, each Board and Commission should regularly communicate with and report to the Council regarding its meetings and activities

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council supports the creation of a Temporary Task Force to investigate, study, and make recommendations regarding the aforesaid responsibilities and expectations, and to prepare a report of its findings to be presented to the Council and the public by January 12, 2018; and

BE IT FURTHER RESOLVED that said Task Force be voluntarily composed of equal numbers of members of the Democratic and Republican Parties, with volunteers from the Council, both Town Committees, and to the extent possible, members from each Board and Commission, **the total number of members not to exceed (8), plus the Town Manager, or his designee, if the Manager consents to serve**, and that there be no more than three meetings of the Task Force.

Was made by Councilor Glickman
Seconded by Councilor Pendleton

Council members discussed the amount of meetings being proposed and the date when the finding of the Committee is supposed to be presented to the Council and the public. Councilor Riley felt that if there are Commissions or Boards that have overlapping duties then the Commissions and Boards could be combined.

Councilor Riley made a friendly amendment to paragraph 6, to have it read, "NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council supports the creation of a Temporary Task Force to investigate, study, and make recommendations regarding the aforesaid responsibilities and expectations, and to prepare a report of its findings **including the necessity of each Board and Commission and the recommendation with respect to the elimination of any overlap in mission** to be presented to the Council and the public by January 12, 2018". Councilor Glickman and Councilor Pendleton stated they both would accept the friendly amendment.

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ITEM:

15. DD. (Continued)

Councilor Pendleton voiced concern that the membership would exceed the number of eight members that are being proposed.

Councilor Glickman made a motion to move the question. It was seconded by Mayor Anwar. The motion passed on a roll call vote of 4 to 5 with Mayor Anwar, Deputy Mayor Paterna, Councilor Glickman, Councilor Hockenberry, Councilor Maneeley, Councilor Mirek, and Councilor Riley voting in favor to call the question; and Councilor Pendleton and Councilor Snyder voting in opposition to call the question.

Mayor Anwar called for a vote on the amended motion; it failed on a roll call vote of 4 to 5 with Mayor Anwar, Deputy Mayor Paterna, Councilor Glickman, and Councilor Riley voting in favor of approval; and Councilor Hockenberry, Councilor Maneeley, Councilor Mirek, Councilor Pendleton, and Councilor Snyder voting in opposition of approval.

19. Executive Session

At 10:35 p.m. Deputy Mayor Paterna made a motion to go into Executive Session to discuss a personnel issue and all pending claims and litigation. Councilor Snyder seconded the motion; and it was approved, unanimously.

The following individuals went into Executive Session: Mayor Anwar; Deputy Mayor Paterna; Councilor Glickman; Councilor Hockenberry; Councilor Maneeley; Councilor Mirek; Councilor Pendleton; Councilor Snyder; Councilor Riley; Town Manager Matthew B. Galligan; Town Attorney Morris Borea; Vanessa Perry, Director of Human Resources; and Scott Roberts, Director of IT.

At 11:45 p.m. Councilor Riley made a motion to adjourn the Executive Session. Councilor Maneeley seconded the motion; and it was approved, unanimously.

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ITEM:

20. Adjournment

At 11:45 p.m. Councilor Riley made a motion to adjourn the Regular Meeting. Councilor Maneeley seconded the motion; and it was approved, unanimously.

Respectfully submitted,



Deborah W. Reid
Clerk of the Council