

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Action Minutes

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March 18, 2019

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

1. Call Meeting to Order

Mayor Anwar called the Regular Meeting to order at 7:01 p.m.

4. Roll Call

Members Present: Mayor M. Saud Anwar
Deputy Mayor Andy Paterna
Councilor Mary Justine Hockenberry
Councilor Karen Lydecker
Councilor Lisa Maneeley
Councilor Liz Pendleton
Councilor Matthew Riley
Councilor Janice Snyder

Members Absent: Councilor Audrey Delnicki

Others Present: Matthew B. Galligan, Town Manager
Morris Borea, Town Attorney

7. Adoption of Minutes of Previous Meeting

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meeting: Regular Meeting Minutes of March 4, 2019.

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

13. Consent Agenda

Motion to approve Agenda Items 15. F. (*) through 15. G. (*) as the Consent Agenda.

Was made by Councilor Hockenberry
Seconded by Deputy Mayor Paterna
The motion was approved, unanimously

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ITEM:

15. New Business

- *F. Resolution Appointing Charles Margolis (D) to the Human Relations 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 Charles Margolis (D) to the Human Relations Commission for a term ending November 30, 2021, to fill the unexpired term of Arshad Mehmood.

(Approved by Consent Agenda)

- *G. Resolution Appointing James MacPherson (D) 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 appoints James MacPherson (D) to the Mass Transit and Highway Advisory Commission for a term ending November 30, 2019, to fill the unexpired vacancy from Janice Favreau and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- C. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on the Proposed Board of Education Budget for Fiscal Year 2019/2020**

BE IT RESOLVED that the South Windsor Town Council hereby sets **Tuesday, April 2, 2019, at 7:00 p.m.**, at Timothy Edwards Middle School, Room Alt. #6, 100 Arnold Way, South Windsor, Connecticut as the time and place for a Public Hearing to receive citizen input on the proposed Board of Education Budget for Fiscal Year 2019/2020.

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

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ITEM:

15. New Business (Continued)

D. Resolution Approving a Transfer of \$5,000.00 from the Contingency Account to the South Windsor Mini-Grant Professional Account

BE IT RESOLVED that the South Windsor Town Council hereby approves the transfer of \$5,000.00 from the Contingency Account to the South Windsor Mini-Grant Professional Account to cover costs associated with the Citizens Matching Mini-Grant program.

Was made by Councilor Snyder
Seconded by Mayor Anwar

Answering questions from the Council, Mr. Galligan explained that he is anticipating an application for a matching mini-grant and would like to have funds available in case the Council would like to move forward with that disbursement when it comes before the Council.

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

E. Resolution Approving a Transfer of \$4,000.00 from the Contingency Account to the Cemetery Association Account

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$4,000.000 from the Contingency Account to the Cemetery Association Account to cover costs associated with the Cemetery Association budget.

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

H. Resolution Concerning the Fuel Cell Permit Fees for Carla's Pasta

WHEREAS, Doosan is installing two fuel cells on property owned by Carla's Pasta, one will be located at 50 Talbot Lane, and the second at 280 Nutmeg Road; and

(Resolution Continued on Next Page)

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ITEM:

15. H. (Continued)

WHEREAS, these fuel cells will remain the property of Doosan, and ownership will not be turned over to Carla's Pasta; and

WHEREAS, these fuel cells are renewable energy electricity products; which under a CT Public Act allows municipalities to waive all fees for the fuel cells; and

WHEREAS, Doosan proposed that the value of the fuel cells not be considered in the permit fee calculations on these two projects; and

WHEREAS, other communities also have not used the value of fuel cells in their permitting process

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby authorizes the Town Manager to waive any and all permit fees for the Doosan fuel cells at Carla's Pasta at 50 Talbot Lane and 280 Nutmeg Road; and

BE IT FURTHER RESOLVED that the Town Council authorizes Town Manager, Matthew B. Galligan to expedite the permitting process for these projects.

Was made by Councilor Maneeley
Seconded by Councilor Pendleton

Answering questions from Councilor Lydecker, Mr. Galligan explained that the permit fee is for construction. The pad is constructed at the site, and there will be permit fees associated with that as well as other functions such as gas and electricity, but the fuel cells are constructed by a company that is offsite. It does not seem reasonable to charge a permit fee for the fuel cells, and the State of Connecticut has passed a law to exempt the waiving of permit fees for fuel cells. The Building Official of South Windsor has requested that this is dealt with through the Council. The Town would be waiving \$32,000.00 for both fuel cells. South Windsor is probably the only Town who waives these permit fees through a resolution and may want to

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ITEM:

15. H. (Continued)

consider the adoption of an ordinance.

Mayor Anwar requested that discussions regarding the establishment of an ordinance be put on the pending list for a future meeting.

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

I. Resolution Extending a Tax Assessment Agreement for 85 Nutmeg Road

WHEREAS, at the June 18, 2018 Town Council meeting, the Town Council authorized Town Manager, Matthew B. Galligan to negotiate and enter into a tax fixing agreement with 85 Nutmeg Road South, LLC, fixing the property's value at 50% of Fair Market Value for a period of five years beginning with the October 1, 2018 Grand List, and to execute all other documents necessary to implement the terms of the agreement; and

WHEREAS, 85 Nutmeg Road South has requested to extend the agreement for three years; and

WHEREAS, the extension would require that the property owner pay more than approximately \$65,000.00 in outstanding real property taxes

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby extends the Tax Assessment Agreement for three years and hereby authorizes the Town Attorney to prepare an amendment to said Tax Assessment Agreement extending the valuation of the property at 50% of Fair Market Value for an additional three years through the October 1, 2025 Grand List, and authorizes the Town Manager to execute said Agreement, and any other documents necessary to implement the terms of the Agreement, on behalf of the Town.

Was made by Deputy Mayor Paterna
Seconded by Councilor Snyder

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ITEM:

15. New Business (Continued)

K. Resolution Accepting the Resignation of M. Saud Anwar as Mayor of the Town of South Windsor

WHEREAS, M. Saud Anwar was appointed Mayor of the Town of South Windsor at an Organizational Meeting held on November 13, 2017; and

WHEREAS, M. Saud Anwar wishes to step down as Mayor of the Town of South Windsor

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby accepts the immediate resignation of M. Saud Anwar as Mayor of the Town of South Windsor.

Was made by Councilor Pendleton
Seconded by Deputy Mayor Paterna
The motion was approved, unanimously

L. Election of Mayor by the Town Council for a Term of Office Ending November 11, 2019, or until a Successor is Chosen and Seated

Deputy Mayor Paterna called for nominations for election of a Mayor by the Town Council for a term of office ending November 11, 2019, or until a successor is chosen and seated.

Councilor Pendleton made a motion to nominate Andrew Paterna as Mayor for a term ending November 11, 2019, or until a successor is chosen and seated. The motion was seconded by Councilor Hockenberry and was unanimously approved.

M. Election of a Deputy Mayor by the Town Council for a Term of Office Ending November 11, 2019, or until a Successor is Chosen and Seated

Mayor Paterna called for nominations for election of a Deputy Mayor by the Town Council for a term of office ending November 11, 2019, or until a successor is chosen and seated.

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ITEM:

15. M. (Continued)

Councilor Lydecker made a motion to nominate Liz Pendleton as Deputy Mayor for a term ending November 11, 2019, or until a successor is chosen and seated. The motion was seconded by Councilor Maneeley and was unanimously approved.

N. Resolution Accepting the Resignation of M. Saud Anwar (D) from the South Windsor Town Council

WHEREAS, M. Saud Anwar has submitted his resignation as a member of the South Windsor Town Council to the Town Clerk, with a copy to the Clerk of the Council

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby accepts the resignation of M. Saud Anwar (D) from the South Windsor Town Council effective March 19, 2019; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends it thanks to M. Saud Anwar for the time he has dedicated to serving his community by his membership on the South Windsor Town Council.

Was made by Councilor Lydecker
Seconded by Deputy Mayor Pendleton
The motion was approved, unanimously

O. Resolution Appointing Cesar Lopez (D) to the South Windsor Town Council 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 Cesar Lopez (D) to the South Windsor Town Council for a term ending November 11, 2019, to fill the unexpired term of M. Saud Anwar and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

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

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ITEM:

16. Passage of Ordinance

None

17. Public Input/Participation (Any Matter)

None

18. Communications and Petitions from Council

None

19. Executive Session

At 9:12 p.m. Deputy Mayor Pendleton made a motion to go into Executive Session to discuss a personnel issue – position of Town Manager. Councilor Anwar seconded the motion; and it was approved, unanimously.

The following individuals went into Executive Session: Mayor Paterna, Deputy Mayor Pendleton, Councilor Anwar, Councilor Hockenberry, Councilor Lydecker, Councilor Maneeley, Councilor Riley, Councilor Snyder, Assistant Town Manager Vanessa Perry, Assistant Town Manager Scott Roberts, Town Attorney Morris Borea, and Town Manager Matthew B. Galligan.

At 10:37 p.m. Councilor Maneeley made a motion to adjourn the Executive Session. Councilor Snyder seconded the motion; and it was approved, unanimously.

20. Adjournment

At 10:37 p.m. Councilor Hockenberry made a motion to adjourn the Regular Meeting. Councilor Lydecker seconded the motion; and it was approved, unanimously.

Respectfully submitted,

Deborah W. Reid
Clerk of the Council