

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

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October 17, 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 7:02 p.m.

4. Roll Call

Members Present: Mayor Thomas Delnicki
Councilor Edward Havens
Deputy Mayor Carolyn Mirek
Councilor M. Saud Anwar
Councilor Liz Pendleton
Councilor Matthew Riley
Councilor Janice Snyder

Members Absent: Councilor William Carroll
Councilor Lisa Maneeley

Others Present: Matthew B. Galligan, Town Manager

After roll call was complete, the Town Council recognized Jared Pelletier who is a volunteer firefighter in South Windsor for his actions on September 18, 2016. While driving to work, Jared noticed smoke and when he pulled over he saw a car that had hit a tree and was on fire. Jared went to the crash and proceeded to get the occupant in the vehicle out of it with the help of other motorists. This action saved the occupants life.

Deputy Mayor Mirek made a motion to suspend the rules in order to go to Item 16. on the Town Council agenda. Councilor Anwar seconded the motion; and it was approved, unanimously.

16. Communications and Reports from Town Manager

Mr. Galligan explained that the Town had participated in an RFP, which is a sealed bid that is not shared with anyone. Today it was announced that South Windsor is one of the five towns that the MMCT (Mohegan-Mashantucket Pequot casino company) is looking at to build a casino. The other town's in the Greater Hartford area that have been chosen are East Windsor, East Hartford, Hartford and Windsor Locks. The Council had previously been informed about this and were in

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ITEM:

16. Communications and Reports from Town Manager (Continued)

full support with going forward with an RFP, as well as dck. South Windsor will receive approximately \$2.6 million dollars to \$3 million dollars in taxes. DCK has been informed of the requirements of South Windsor in regards to the different commissions that they would need to go to and what the Building Department, Fire Department and Police Department will require. The Town also highlighted what State agencies dck would need to go through. At this point, the MMCT will need to determine which town they would like to construct the casino. Mr. Galligan explained that he reviewed the Town Charter to see if a referendum is required for this process and there does not seem to be any requirement to go to referendum. The Town Attorney will review this issue and give an opinion.

Mayor Delnicki requested a legal opinion from the Town Attorney asking if the Town Council decides to go to referendum could we do that. Mayor Delnicki explained that this project will be reviewed and vetted and could end up going to referendum. Mr. Galligan stated that if you do that for this project, you will have to do that for every project that comes to South Windsor. In the Town's strategic plan, economic development is the Town Council's number one priority and if projects are going to go to referendum, then there is no sense in doing economic development.

Councilor Anwar wondered what the viability would be of a casino in South Windsor when there is a casino being constructed in Springfield. Mr. Galligan explained that the State Legislature authorized the two casino's to go outside their territory.

Councilor Anwar then requested that the Town Manager provide further information to the Council when it becomes available such as the types of jobs that will be created, how much would homes values be impacted, how the casino would impact traffic conditions, and how would the rural character of South Windsor be impacted? Councilor Anwar stated he feels going forward with this project should be based on a referendum.

Councilor Snyder questioned how much the building permits would cost? Mr. Galligan stated that the estimated cost for building permits would be between \$1.3 million dollars to \$1.5 million dollars and also reiterated that the Council has been informed of this project in Executive Session.

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ITEM:

16. Communications and Reports from Town Manager (Continued)

Mayor Delnicki explained to the public that this project has a long way to go with many approvals needed from different agencies and commissions. There will be time for everyone to speak about this project.

5. Public Input

Mrs. Karen Wagner, 181 Tumblebrook Drive came before the Town Council and explained that she is the Chairperson for the Mass Transit and Highway Advisory Commission. One of the Commissions charges is to encourage the use of public transportation. Mrs. Wagner invited the Council to a dedication of a bus shelter on the corner of Deming Street and Buckland Road. This is the last of four new bus shelters that have been constructed in town.

Ms. Mary Sullivan, 102 Windemere Court came forward and explained that she lives alone in a two room condominium which she pays high taxes for as well paying high taxes on her six year old vehicle. The sewer bill is \$374.00 per year which is not a fair tax for someone who lives alone. Other towns base their fee on the water usage and/or on the amount of individuals in a household. Berry Patch and Watkin Farms pay their sewer bill as a one piece unit and averages out to approximately \$120.00 per living unit. Many seniors feel this is an unfair fee.

Mr. Roy Normen, Homestead Drive stated that he is pleased that the appointment of the Town Attorney has returned to a non-political appointment. Two years ago the appointment of the Town Attorney was political and violated the Town Charter.

Mr. Don Gonsalves, 40 Bayberry Trail explained that he was put a subcommittee for the Water Pollution Control Authority and had a solution to the amount charged for sewers, but was eliminated from serving on the subcommittee. He explained further that previously he had petitioned to be on the agenda and tonight he is not on the agenda. The Town Council meetings are run incorrectly. Tonight the Council has spent forty five minutes on the casino which is a project that will not happen for two or three years. These meetings are run terribly.

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ITEM:

5. Public Input (Continued)

Mrs. Cindy Beaulieu, 19 Cody Circle came forward and stated that she does not feel the discussions of the casino are a waste of time. At this point there are things that should be kept in mind while this goes forward. This property has been under the public eye for a long time and previous Councils heard negative feedback from the public because it was thought the Council did not meet the necessary requirements for going into an Executive Session. Mrs. Beaulieu encouraged the Council that they speak publicly in order to keep the public informed.

Ms. Barbara Hoff, 51 Wildlife Trail invited the public and the Council to St. Peters Church on Saturday, October 22, 2016 from 4:00 p.m. to 6:00 p.m. for the celebrate the restoration of the parish hall.

Mr. Steve Wagner, 181 Tumblebrook Drive stated that as the Deputy Treasurer for Councilor Anwar's campaign he would like to publicly state that the campaign knows nothing about the missing campaign signs. Our campaign did not remove the signs. Mr. Wagner then stated that he feels a referendum should be held on the proposal of a casino in South Windsor.

6. Environmental Health & Safety Message

Mr. Walter Summers, Fire Marshal came before the Council and announced that October is Fire Prevention Month. The Fire Marshal's Office along with the Fire Department have been working this month to educate the public on "Don't Wait, Check the Date" which is a reminder to check the smoke alarms in your house. Smoke alarms are only good for ten years and then need replacing. If you have a combination smoke and carbon monoxide alarm, you have to look at the model number and check the date.

Captain Greg Roberts explained that the Fire Department is going to the schools to educate students on fire safety.

Mr. Summers explained that to find out how old a smoke alarm is you take it down and there is a date code on the back of the alarm. Batteries should be replaced at

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ITEM:

6. Environmental Health & Safety Message (Continued)

least once per year. Captain Greg Roberts added that batteries that last ten years can be purchased. The smoke alarm should be tested monthly by pressing the button on the device.

Mr. Summers stated that everyone who has gas heat or oil heat should have a carbon monoxide alarm. If anyone needs a smoke alarm or carbon monoxide alarm there will be some available from the Fire Department.

Captain Greg Roberts informed the public and Council that on October 30th there will be an open house at Company 3 from 11:00 a.m. to 2:00 p.m. Company 1, 2, 3 and 6 will have demonstrations.

Councilor Anwar announced that October is also Bullying Prevention Month and Breast Cancer Awareness Month.

Councilor Snyder made a motion to suspend the rules in order to go to Item 14. I. and 14. J. on the Town Council agenda. Councilor Pendleton seconded the motion; and it was approved, unanimously.

14. New Business

I. Resolution Waiving Competitive Bidding for the Purchase of a New Fire Engine

WHEREAS, in 2013, the South Windsor Volunteer Fire Department purchased a new Fire Engine with 1500 GPM pump in accordance with the long term plan for the vehicle replacement plan; and

WHEREAS, included in the lease was a tag on purchase term which allows the Town to purchase a new truck without having to go out to bid; and

WHEREAS, the estimated value of the purchase approval request is \$692,000 with an estimated delivery date of December 2017; and

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ITEM:

14. I. (Continued)

WHEREAS, the South Windsor Volunteer Fire Department recommends waiving the competitive bid process for the purchase of a new Fire Engine with 1500 GPM pump as allowed under a tag on purchase term

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council has determined that waiving competitive bidding is in the Town's best interest; and

BE IT FURTHER RESOLVED that the Town Council hereby authorizes Town Manager, Matthew B. Galligan to negotiate, execute and sign any and all contracts and documents necessary for the purchase of a new Fire Engine with 1500 GPM pump.

Was made by Mayor Delnicki
Seconded by Councilor Snyder

Mayor Delnicki stated that the Council discussed the waiving of competitive bidding at the last Town Council meeting and using the tag on purchase term. The Town will save money and will have a standardized fire engine.

Chief Cooney explained that a Committee was formed for the lease/purchase of a fire engine and it was determined that waiving competitive bidding and using the tag on purchase term is in the best interest of the Town.

Mayor Delnicki pointed out that with a standardized fire engine the volunteer firefighters will be able to utilize any of the vehicles without the need for training and there will be familiarity when maintaining the vehicle which will save money and time. Mayor Delnicki stated that he supports this resolution.

Councilor Pendleton requested clarification in the resolution because throughout the resolution it states both "purchase" and/or "lease". Councilor Pendleton questioned if this process is through a lease or purchase.

Mr. Galligan explained that all of the fire trucks are acquired through a lease purchase

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ITEM:

14. I. (Continued)

Councilor Snyder made a friendly amendment in the first paragraph to have it read lease/purchase and also in the second paragraph. Mayor Delnicki accepted the friendly amendment.

Councilor Snyder explained that a vehicle like this is not something that can just be bought; the vehicle has to be built to specifications. Councilor Snyder voiced her support for this resolution.

Answering questions from Councilor Anwar, Chief Cooney explained that this fire engine will be a brand new vehicle. Councilor Anwar stated that he would be supporting this resolution.

Councilor Riley questioned if the tag on purchase option is in the language in the new contract for this new vehicle? Chief Cooney explained that the new specification does have the language built into it for the tag on purchase option.

Councilor Havens felt that providing the Fire Department with the best equipment is important for the safety of the residents.

Deputy Mayor Mirek voiced support for the resolution.

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

The amended resolution to read as follows:

WHEREAS, in 2013, the South Windsor Volunteer Fire Department **lease/purchased** a new Fire Engine with 1500 GPM pump in accordance with the long term plan for the vehicle replacement plan; and

WHEREAS, included in the **lease/purchase** was a tag on purchase term which allows the Town to purchase a new truck without having to go out to bid; and

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ITEM:

14. I. (Continued)

WHEREAS, the estimated value of the purchase approval request is \$692,000 with an estimated delivery date of December 2017; and

WHEREAS, the South Windsor Volunteer Fire Department recommends waiving the competitive bid process for the purchase of a new Fire Engine with 1500 GPM pump as allows under a tag on purchase term

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council has determined that waiving competitive bidding is in the Town's best interest; and

BE IT FURTHER RESOLVED that the Town Council hereby authorizes Town Manager, Matthew B. Galligan to negotiate, execute and sign any and all contracts and documents necessary for the purchase of a new Fire Engine with 1500 GPM pump.

J. Resolution Authorizing the Town Manager to Prepare and Advertise Bid Specifications for the Purchase of Equipment for the New Fire Engine

WHEREAS, the South Windsor Fire Department developed a Capital Plan for the purchase of various Fire Department vehicles and equipment; and

WHEREAS, South Windsor Fire Chief, Kevin Cooney, and his staff, have determined that a priority need for the fire safety of South Windsor's businesses and residences is the purchase of equipment for a new Fire Engine; and

WHEREAS, this purchase is in accordance with the long-term plan for equipment replacement that the Fire Department has been following; and

WHEREAS, the estimated cost for the necessary equipment is \$140,000

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ITEM:

14. J. (Continued)

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby authorizes Town Manager, Matthew B. Galligan to prepare appropriate bid specifications for the purchase of equipment for a new Fire Engine; and

BE IT FURTHER RESOLVED that the South Windsor Town Council authorizes the Town Manager to advertise such bids through the normal appropriate bidding processes of the Town of South Windsor and also authorizes the Town Manager to negotiate, execute and sign any and all contracts and documents necessary for the purchase of this equipment.

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

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: Regular Meeting Minutes of September 19, 2016.

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

8. Public Petitions

None

9. Communications from Officers and Boards Directly Responsible to Council

None

10. Reports from Standing Committees

None

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ITEM:

11. Reports of Temporary Committees

None

12. Consent Agenda

None

13. Unfinished Business

A. Resolution Appointing McGivney & Kluger, P.C. as Town Attorney

BE IT RESOLVED that the South Windsor Town Council appoints McGivney & Kluger, P.C. to the position of Town Attorney for the Town of South Windsor; and

BE IT FURTHER RESOLVED that this appointment will be in accordance to Chapter 5, Section 501 of the Town Charter, and in accordance with the terms agreed to by the Town Council.

Was made by Deputy Mayor Mirek
Seconded by Councilor Anwar

Councilor Havens explained that for years the majority party is the one who appoints the Town Attorney and he would hope that in the future this appointment will be done professionally, not politically. Councilor Havens thanked Keith Yagaloff who has done a great job as the Town Attorney for the past few years and stated that he would support the new appointment.

Councilor Anwar stated he would support this appointment and is excited to work with the new Town Attorney. The new Town Attorney brings new skills forward that the Town is working towards. Councilor Anwar thanked Keith Yagaloff for the great job he has done for the Town.

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

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ITEM:

14. New Business (Continued)

A. Resolution Appointing Joshua Johnson (D) to the Mass Transit and Highway Advisory 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 Joshua Johnson (D) to the Mass Transit and Highway Advisory Board for the term ending November 30, 2019 to fill the expired term of Anthony Duarte and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

Was made by Councilor Anwar

Seconded by Councilor Pendleton

The motion was approved, unanimously

B. Resolution Accepting the Resignation of Wayne McKinney (D) from the South Windsor Agricultural Land Preservation Advisory Commission, Historic District Commission and Demolition Delay Committee

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret, the resignation of Wayne McKinney (D) from the South Windsor Agricultural Land Preservation Advisory Commission, Historic District Commission, and Demolition Delay Committee, said resignation to be effective immediately; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to Wayne McKinney for the time he has dedicated to serving his community.

Was made by Councilor Havens

Seconded by Councilor Anwar

Councilor Anwar stated that he is sorry about the passing of Mr. McKinney who was an incredible individual. This is a big loss for the Town of South Windsor.

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

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ITEM:

14. New Business (Continued)

C. Resolution Accepting the Resignation of Robert O'Connor (D) from the Parks & Recreation Commission

BE IT RESOLVED that the South Windsor Town Council hereby accepts with regret, the resignation of Robert O'Connor (D) from the Parks & Recreation Commission, said resignation to be effective immediately; and

BE IT FURTHER RESOLVED that the South Windsor Town Council extends its thanks to Robert O'Connor for the time he has dedicated to serving his community by his membership on the Parks & Recreation Commission.

Was made by Councilor Pendleton
Seconded by Councilor Anwar

Councilor Havens thanked Rob for all of his service to the Town of South Windsor.

Councilor Anwar explained that Rob has moved out of Town and had worked hard to make South Windsor a better place to live.

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

D. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on an Amendment to Ordinance #169, Section 90-4 – Veterans' Exemption

BE IT RESOLVED that the South Windsor Town Council hereby sets **Monday, November 21, 2016, 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 #169, Section 90-4 – Veterans' Exemption**.

Was made by Councilor Anwar
Seconded by Mayor Delnicki

The motion was approved on a roll call vote of 6 to 0 with Councilor Pendleton abstaining

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ITEM:

14. New Business (Continued)

E. Resolution Appropriating \$70,000 from the Capital Stabilization Fund

BE IT RESOLVED that the South Windsor Town Council having conducted the required Public Hearing at 8:00 p.m. on September 19, 2016, hereby approves the appropriation of \$70,000 from the Capital Stabilization Fund to cover costs associated with the construction of a pavilion at Veterans Memorial Park.

Was made by Deputy Mayor Mirek
Seconded by Councilor Pendleton

Deputy Mayor Mirek and Mayor Delnicki both thanked the Rotary Club and stated that the Rotary Club helps a lot of people in Town.

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

F. Resolution Approving a Transfer of \$299 from the Recreation Day Camp Supply Account to the Building Maintenance Department Utility Account

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$299 from the Recreation Day Camp Supply Account to the Building Maintenance Department Utility Account. This transfer will cover costs associated with a cell phone replacement for the Recreation Department.

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

G. Resolution Approving a Transfer of \$299 from the Building Department Operating Materials Account to the Building Maintenance Department Utility Account

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ITEM:

14. G. (Continued)

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$299 from the Building Department Operating Materials Account to the Building Maintenance Department Utility Account. This transfer will cover costs associated with a cell phone replacement for the Building Department.

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

H. Resolution Approving a Transfer of \$336,453 from Various General Fund Operating Budgets to the Capital Lease Operating Budget

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$336,453 from the following account budgets, to fund over expended amounts in the Capital Lease account for the Fiscal Year 2015/2016

- \$41,220 from the Social Security account
- \$24,105 from the Bond Principal account
- \$23,682 from the Environmental Health FT Salary account
- \$115,000 from the Building Maintenance Utility account
- \$40,000 from the Police Support Vehicle & Equipment account
- \$55,476 from the Police Operations FT Salary account
- \$36,970 from the Street Services account

Was made by Councilor Riley
Seconded by Councilor Anwar

Answering questions from the Council, Mr. Galligan explained that this is for the field at the high school. Councilor Riley clarified that the Town is moving funds from accounts where there were excess funds to balance these accounts and these funds will be used towards the high school field.

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ITEM:

14. New Business (Continued)

K. Resolution Approving a Refund of Taxes to Thirteen (13) South Windsor Taxpayers

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to thirteen (13) South Windsor Taxpayers, the total of said refunds being \$1,813.43 and as more fully described on attached Exhibit A.

Was made by Councilor Pendleton

Seconded by Councilor Anwar

The motion was approved, unanimously

L. Discussion Item: Town Council Rules and Procedures Regarding Agenda Item #8 – Public Petitions, *(requested by Councilor Snyder)*

Mr. Galligan explained that at some point the definition for the Public Petitions was changed on the agenda. In the Charter it states "The electors shall have the power by petition as hereinafter set forth to propose to the Council any ordinance or other measure, except an ordinance or resolution appointing or removing officials, specifying the compensation of hours of work of officials and employees, appropriating money, authorizing the levy of taxes or fixing the tax rate. If the Council fails to adopt such ordinance or other measure within thirty days after a petition making such a proposal shall have been filed with the Council, the electors may adopt or reject the same at an election held within ninety days after such proposed ordinance or measure was originally filed with the Council, provided that such petition shall have been signed in ink or indelible pencil by qualified electors of the Town equal to number to at least ten percent of the registered voters at the last municipal election". Mr. Gonsalves would like to speak when an item is on the table before the Council takes a vote, which is a Council rule change. The Council would have to put a committee together to change their rules. There were times in the past that Council members have requested that a member of the public be allowed to speak during an item, and the Council has allowed the public to speak. There are ways that could be established to cut down on meeting items and allow the public to speak to issues.

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ITEM:

14. L. (Continued)

Councilor Snyder reiterated that the Council has the ability to request that a member of the public be allowed to speak on an item.

Mayor Delnicki stated that the Council should establish a committee to review this item.

Mr. Galligan explained that Mr. Gonsalves comes to a lot of meetings and he feels this issue should be reviewed. There are other things that could help the Council speed up their process.

Mayor Delnicki said he would have the Clerk of the Council petition the Council to see who would like to look at the rules and procedures.

Mr. Gonsalves explained that there are a lot of agenda items that come up and the public may know more about an issue than the Council. The public should have a limited opportunity to speak during different items. For example, he would like to know if anyone checked on the financing of a fire truck rather than leasing a fire truck. Mr. Galligan answered that he was asked that question and the Town does bid out the rates.

Councilor Pendleton stated that for public petitions there is a process that needs to be followed with the Town Clerk's Office before it is presented to the Council. There are a certain amount of signatures that are required. Public Input is on the agenda where the public can speak on items on the agenda.

Councilor Riley stated that with past practice allowing the public to speak on items, he feels that this issue has been addressed historically, but if everyone feels there is a need to form a committee he would support that.

Deputy Mayor Mirek stated that she encourages public participation and feels it would be a great idea to allow public to speak during an item. Council members should also be aware of how much long they speak on an item.

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ITEM:

14. L. (Continued)

Mayor Delnicki felt that a committee should be established that could come up with some recommendations.

Mr. Galligan suggested that the public input at the end of the meeting be moved on the agenda prior to the resolutions being discussed.

M. Discussion Item: Chip Sealing (*Michael Gantick, Director of Public Works to be present*) (*requested by Mayor Delnicki*)

Mr. Gantick came forward to discuss the problem with the chip seal. He explained that the chip seal on some roads had a lot more fines on it then it should have and created dust. There were seven other towns that used the same material and none of them had the problem that South Windsor did on Abbe Road. The Town has done over 30 roads in the last 10 to 15 years and has never experienced this type of problem. There is a one year warranty on the materials and the roads that have had chip seal put on them are being monitored by the contractor and the Town. The contractor has done different processes to mitigate any further dust issues. It seems to be a materials handling issue with the company.

Mayor Delnicki questioned if in the future would the Town would fog seal earlier? Mr. Gantick explained that to do the fog seal it has to be the right temperature and the right conditions. The staff will have to make sure the material is cleaner when starting the process, testing of any questionable product, and inspectors will have to be sent out to monitor this process.

N. Discussion Item: Regionalization of Health Departments (*requested by Councilor Anwar*)

Councilor Anwar explained that last week the Journal Inquirer had an article about consolidation of Health Departments. There are conversations happening on the State level identifying ways to regionalize the various Town Health Departments to reduce costs. This issue needs to be discussed further at the Town level.

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ITEM:

14. N. (Continued)

Mr. Galligan explained that for a long time South Windsor has tried to consolidate Health Departments with other Towns but it has not worked out. South Windsor has tried to work with Windsor which would save the costs to each Town. When you get into health district there are fees associated with that. If South Windsor were to regionalize through the State, the Town would have an annual charge of approximately \$1.5 million dollars. Mr. Galligan would like to see Towns matched up that have the same demographics and the same background but fees would need to be charged.

Councilor Anwar felt that since this is being looked at for the future, the Town Council should be discussing this issue. It should be up to the different Town's to determine who would like to be matched up rather than the State.

Mayor Delnicki stated this would have a big financial impact to South Windsor to regionalize. South Windsor currently has an efficient department.

Mr. Galligan stated that if the State decided to put 10 towns together who are each paying \$1 million dollars. Does the State really need a \$10 million dollar health department. If an individual health department is doing what they should be doing why would you want to impact town's.

15. Passage of Ordinance

None

16. Communications and Reports from Town Manager

Mr. Galligan reported that he has reviewed the Town Council pending list. CRCOG has not given the Town the number of letters that were sent to the Governor regarding the crumbling foundations. There is a new Crumbling Foundations Committee that has been formed by CRCOG. They are doing really good work and when minutes come in they will go on the website. The Pond Lane project has been completed and the homeowner will need to get a permit if they wish to widen their driveway. The Grand List impact will be discussed at the November Council meeting. This will affect our budget process. Some new

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ITEM:

16. Communications and Reports from Town Manager (Continued)

businesses have increased our assessment and could alleviate any concerns on the impacts of crumbling foundations. We are also in the middle of the revaluation process, so it is a number game at this point. After the October Grand List comes out, we will have a better idea of the situation. The new Town Attorney will be meeting with the Chief Building Official regarding the waiving of building permits for individuals affected by crumbling foundations. The resolution helped home owners going forward but there are some home owners prior to the resolution being approved who have been affected that the Town may have to look back and refund. The Town will probably use the CRCOG Textile Recycling Program. There will be an MDC rate increase for water. There will be public hearings held which the public and Town Council members will be informed about. There will be a grand opening for the Emergency Operations Center on November 9th at 10:00 a.m.

Mayor Delnicki stated that the waiving of building permits will be looking back one year or so. Guidelines will be developed for that purpose.

Mr. Galligan stated that he has received a letter that states the real issue for crumbling foundations are to put pressure on the Federal legislatures. The letter will be sent to the Council.

Mayor Delnicki questioned if Chris Dougan is attending the Building Officials meetings? Mr. Galligan answered that he is and will report back to the Council.

Mr. Galligan said he would also send the Council the Assessors Policy from OPM regarding this issue. It will also be put onto the website. Mr. Galligan then informed the Council that there is a meeting on Tuesday, October 18th at 7:00 p.m. with the resident in the Barber Hill area concerning the noise from the new installation of the transformers at the Barber Hill Substation. Mr. Galligan said he questioned why the fences with the panels were not being put up which now is the recommendation for mitigation which could have been done a long time ago.

Answering questions from Councilor Anwar, Mr. Galligan explained that he is a non-voting member for MDC meetings. The anticipated basic water increase is

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ITEM:

16. Communications and Reports from Town Manager (Continued)

approximately 8.3%. The capital charge will remain the same. One of the biggest issues right now is the sewer. Hartford has been downgraded and they are looking at a \$20 million dollar shortage at the end of the year which will have to be made up. South Windsor should be happy we have our own sewer plant.

Councilor Anwar stated that he had reviewed an analysis which shows about 700 homes in South Windsor that may be impacted by crumbling foundations. If this is accurate, there will be an impact on the grand list. Mr. Galligan explained that is why economic development will need to be done to offset that issue. There will be new projects coming forward. The residents who are not filing can't be helped and the Town can not press the federal government until the true number of this issue is known.

Mr. Galligan explained to the Council that after a legal opinion was issued saying that the Water Pollution Control Authority is the sole authority of the sewer rates, the Water Pollution Control Authority Subcommittee did not meet any further.

17. Public Input

None

18. Communications and Petitions from Council

Councilor Havens questioned if there would be a meeting on November 7th? Mayor Delnicki explained that typically that meeting is cancelled. The new members of the Council would be sworn in by January. Mayor Delnicki stated that if he happened to be elected as State Representative he could do both the State Representative responsibilities and stay on the Council but has not determined what he would do.

Mayor Delnicki informed the Council that Ben Ockart has become an Eagle Scout. Mayor Delnicki thanked Corporal Ron Littell for holding the annual Haunted Torch Walk. There were well over 2,000 people who attended. Heritage Day was almost a washout but there were some people who attended. The event that honored past Mayors was well attended. Tim Hankard will be this year's Marshal for the St. Patrick's Day parade and Marianne Lassman Fisher will be this year's Honoree.

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

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October 17, 2016

ITEM:

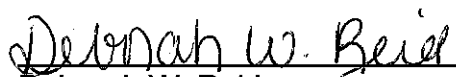
19. Executive Session

None

20. Adjournment

At 9:33 p.m. Councilor Havens made a motion to adjourn the Regular Meeting. Councilor Anwar seconded the motion; and it was approved, unanimously.

Respectfully submitted,



Deborah W. Reid
Clerk of the Council

TAX REFUNDS

Page 1

Exhibit A

Honda Lease Trust 600 Kelly Way Holyoke, MA 01040 (Sold 5/2016) 15-510418	162.80	Honda Lease Trust 600 Kelly Way Holyoke, MA 01040 (Sold 2/2016) 15-510525	186.11
Honda Lease Trust 600 Kelly Way Holyoke, MA 01040-9681 (Excess payment) 15-510370	60.38	Honda Lease Trust 600 Kelly Way Holyoke, MA 01040-9681 (Excess payment) 15-510529	60.38
Honda Lease Trust 600 Kelly Way Holyoke, MA 01040-9681 (Excess payment) 15-510528	90.21	Honda Lease Trust 600 Kelly Way Holyoke, MA 01040 (Excess payment) 15-510466	159.06
Honda Lease Trust 600 Kelly Way Holyoke, MA 01040-9681 (Excess payment) 15-510449	393.49	Honda Lease Trust 600 Kelly Way Holyoke, MA 01040-9681 (Excess payment) 15-510441	87.17
Biallas Sackett Deborah 114 Dogwood Lane South Windsor, CT 06074-2315 (Paid twice on-line) 15-501988	177.60	Engel Fritz Stephen 80 Heatherwood Drive South Windsor, CT 06074-1876 (Sold 7/16) 2015-506959	25.16
Elbe Kurt J 450 Foster Rd South Windsor, CT 06074 (Total loss 7/16) 15-506833	54.76	Dixon Michelle M 2257 Ellington Rd South Windsor, CT (OSS RI Reg 7/16) 15-506126	71.41
Honda Lease Trust 600 Kelly Way Holyoke, MA 01040-9681 (Excess payment) 15-510431	284.90		

Mrs. Bonnie F. Rabin, Collector of Revenue Total Refunds: \$1,813.43 Date: 10/17/2016