

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 1

April 2, 2018

**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
Council Liz Pendleton
Councilor Matthew Riley
Councilor Janice Snyder

Members Absent: Councilor Carolyn Mirek

Others Present: Vanessa Perry, Assistant Town Manager

5. Communications and Reports from Town Manager

Mrs. Vanessa Perry, Assistant Town Manager, stated that she does not have anything specific to report, but if the Council would like anything reported back to the Town Manager she could do that, or answer any questions the Council may have.

Mayor Anwar asked for the consent of the Council to discuss the 4th R Program. Council members gave their consent.

Mr. Ray Favreau, Director of Parks & Recreation for the Town, stated that the 4th R Program began in the 2007/2008 school year. The first year there were about 100 children who attended the 4th R Program. This year the enrollment ran between 320 to 350. That growth is amazing. The problem that is happening is the demand far outweighs what the Parks & Recreation Department can supply at the moment. The program is beyond the capacity that was envisioned when the program first started. Another issue that has presented itself is going from five elementary schools to four elementary schools. No children have been turned

(Discussion Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 2

April 2, 2018

ITEM:

5. Communications and Reports from Town Manager (Continued)

away because of this re-districting. On top of that, the school board went to all-day kindergarten. This program could not accommodate kindergarteners when they were going to school half days. Additionally, there is an early release Wednesday in the school system that did not exist in the school system when the 4th R Program was started. Every Wednesday, twenty-one times per year, services are provided to children until 6:00 p.m. The children in our morning program, whether they go after school or not, are provided with this service. In the Board of Education budget, it was stated that the enrollment has increased by approximately 93 children. That is 93 more potential students that may want to be part of the 4th R Program. Town staff is discussing how to get more appropriate space, more staff to help accommodate the rising need and other potential solutions. The Parks & Recreation Department will have to be careful to maintain accountability and safety in the program. The quality of this program is very important.

Answering questions from the Council, Mr. Favreau explained that this year the program started in a tough spot with little space to expand when one school was closed, and no children were turned away. The staff has discussed the process to apply for the 4th R Program, and it has been discussed to separate registration for this program from the other programs. This is the first year in 11 years that there has been a large line for registration. Space and staffing are the two primary items to be reviewed, but the process is also something that can be looked at to see if there is a better solution.

Mayor Anwar stated that the Park & Recreation Department had done an excellent job and as a result, the demand has increased significantly. The Town will need to make adjustments to make sure the services are in sync with the needs.

Answering further questions, Mr. Favreau explained that staffing is a difficult process due to the time slots when staffing is needed. One-third of the staff are high school students, and they leave for a variety of reasons on a regular basis. The Parks & Recreation Department follows state standards even though it is not a requirement. The Park & Recreation Department will be meeting with the Town Manager and Board of Education to discuss this program further. The Park & Recreation Department is not adverse to a lottery system versus registration, but

(Discussion Continued on Next Page)

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

Minutes

Page 3

April 2, 2018

ITEM:

5. Communications and Reports from Town Manager *(Continued)*

would suggest having a lottery on the waiting list because, Mr. Favreau explained that he would hate to turn away children who have already been a part of this program. The Park & Recreation Department does consider financial assistance for anyone who is eligible, but that does not give that person an automatic spot in the program. The 4th R Program is run out of the four elementary schools (Eli Terry, Orchard Hill, Philip R. Smith and Pleasant Valley). The gym, cafeteria, the grounds, and an additional space if requested for the program if possible. There are times when the program is bumped from a location or shares space with another organization. The reason this program is run out of each school is so that the children do not have to be bused anywhere; they walk right to the program.

Ms. Shelby Kosa, Recreation Supervisor, came before the Council and explained how the 4th R Program is run and the different activities that are provided.

Mr. Ray Favreau explained further that the 4th R Program is self-sustaining which means the taxpayers do not pay for this program, it is paid for by the users.

Ms. Kosa explained that the program utilizes the gym, cafeteria, and another classroom that is available. The program shares space with a lot of different organizations. Sharing space does present some difficulties, but it always seems to work out.

Councilor Snyder felt that it seems to her that the communication needs to be enhanced between the Board of Education and the Park & Recreation Department. Councilor Snyder requested that the Park & Recreation Department work closely with the Board of Education to resolve any issues that may arise with this program. Mr. Favreau stated that there is no one to blame for the problem that occurred. The Park & Recreation Department has had a very cooperative relationship with the Board of Education. There are always glitches in programs.

Mr. Favreau then stated that the numbers for last year's enrollment were 341. The Park & Recreation Department will review the process used to register individuals into the 4th R Program. There is a lot of information needed regarding

(Discussion Continued on Next Page)

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

Minutes

Page 4

April 2, 2018

ITEM:

5. Communications and Reports from Town Manager (Continued)

the child that will be in this program which cannot be provided on-line. There is staff that works only in morning or afternoon, and there is staff that works both in the morning and afternoon. There are not a lot of individuals that are looking for the hours that the program runs.

Councilor Pendleton requested that Mr. Favreau come back to the Council with a report after changes have been established for this program.

Mr. Favreau explained that there was a massive error on the credit card processor which took a lot of hours to rectify. The Board of Education made a decision years ago to stop busing children from one district to another district for child care, due to budget issues.

Ms. Kosa explained that Pleasant Valley has the longest wait list for both before and after care, specifically after school care which is 35 to 40 children. Eli Terry has the smallest wait list. Orchard Hill has a wait list of approximately 20 for the morning. Philip R. Smith has a wait list for afternoon care of about 15. The Park & Recreation Department does not split up any siblings. If there was one spot available and the next person on the wait list has a sibling, they would both be put into the program.

Mr. Favreau stated that the Board of Education rents space in each school to the Park & Recreation Department so this program can be run.

Mayor Anwar requested that at the next Town Council meeting there be a discussion during the Town Manager's Report regarding the budget.

6. Public Input (Items Not on the Agenda)

Mr. James Throwe, 1330 Main Street came before the Town Council and congratulated Mayor Anwar and Councilor Glickman on their return from Bangladesh.

Mrs. Honora Futtner, 1629 Main Street spoke in favor of the purchase of development rights.

(Discussion Continued on Next Page)

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

Minutes

Page 5

April 2, 2018

ITEM:

6. Public Input (Items Not on the Agenda) (*Continued*)

Mr. Joseph Kennedy, 81 Alison Drive, Vice President of Super Sixties, invited the Town Council and the public to the Fishing Derby on Saturday, April 21, 2018 from 9:00 a.m. to 12:00 p.m. at Dzen's Pond on Barber Hill Road. The Super Sixties partners with the Town to hold the Fishing Derby.

Mrs. Nancy Yario, 20 Andreis Trail stated that the Bark Park was built without any discussions with the neighborhood. The Chief of Police and Ray Favreau located the Bark Park which is a very disturbing because of the noise of dogs and cars. There was a trial regarding this project, and during the trial, the Judge found that the Town violated General Statutes 8-24. It was ordered that the Planning & Zoning Commission determine whether anything should be done to mitigate the impact on the Andreis Trail neighborhood. A dog park should not be located in a residential neighborhood. No report was done, and when it came back to the Council, the Council approved the 8-24. Mrs. Yario stated she would like an opportunity to discuss this issue with the Town Council.

Mrs. Jessica Vogelgesang, Director of Communications at Wood Memorial Library and Museum came before the Council and announced that there would be an event, "Our Share of History of Old Main Street" held on April 28, 2018, in partnership with South Windsor Public Schools, the South Windsor Historical Society and the 250th Anniversary Committee of East Windsor as well as First Congregational Church. The event will take place between 10:00 a.m. and 2:00 p.m. There will be an open house at Ellsworth School from 10:00 a.m. to 1:00 p.m. The day will include building tours, photo and artifact displays, and community sharing. People will be able to travel to the First Congregational Church for more history. At Wood Memorial Library there will be an exhibit which will focus on the Bissell Ferry, tobacco fields, and works of the Watson sisters. At Ellsworth, there will be a committee there to take oral histories from people.

At 8:00 p.m. the Regular Meeting was recessed in order to hold a public hearing. The Regular Meeting reconvened at 8:10 p.m.

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 6

April 2, 2018

ITEM:

7. Adoption of Minutes

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meetings: Joint Work Session Minutes (Town Council and Board of Education) of March 20, 2018; and Regular Meeting Minutes of March 19, 2018.

Was made by Councilor Pendleton
Seconded by Councilor Snyder

Deputy Mayor Paterna stated that he would like language inserted in the Joint Work Session Minutes, page 4, fifth paragraph down as follows: "per-pupil spending in South Windsor compared to our DRG, South Windsor falls in the middle of the list, and that does not include last year's numbers."

Mayor Anwar called for a vote on the minutes with an amendment to the Joint Work Session Minutes of March 20, 2018; the motion was approved, unanimously.

8. Public Petitions

None

9. Communications from Liaisons, Officers, and Board Directly Responsible to Council

Councilor Hockenberry informed the Council and public that on April 3, 2018, there is a Public Hearing at 7:00 p.m. for the Board of Education Budget at Timothy Edwards Middle School, Room Alt. #6.

10. Reports of Standing Committees

Councilor Glickman informed the public that the Mayor and he had traveled to Bangladesh. While there, they dedicated a school at a refugee camp to the Town of South Windsor. The Town seal was placed on the school.

(Discussion Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 7

April 2, 2018

ITEM:

10. Reports of Standing Committees (Continued)

Councilor Snyder reported that she had attended a Planning & Zoning Commission meeting. At that meeting, there was a full presentation from the Public Building Commission and the Architectural Design Review Board showing all of the information on the two new elementary school buildings.

Councilor Hockenberry explained that at the last Town Council meeting there was a resolution reappointing the firm of Blum, Shapiro & Company as the Town Auditor which was approved contingent on approval by the Audit Committee. The Audit Committee met and had asked the auditor to lower their price from \$54,800 to \$54,000, but was unsuccessful. The Audit Committee did agree to reappoint the firm of Blum, Shapiro & Company to audit the books and accounts of the Town of South Windsor for a term expiring December 2018.

11. Reports of Temporary Committees

Deputy Mayor Paterna reported that the Capital Projects Committee has a list of items that includes parking lots, bridges, drainage, road reconstruction, road maintenance, sidewalks, roof projects, and buildings in Town that are part of the discussion regarding a referendum for infrastructure on the agenda tonight. The Priest Farm RFP received 14 bidders.

12. Public Participation

The following individuals came before the Town Council to speak in support of Item 14. A. on the agenda:

James Throwe, 1330 Main Street
Nilofer Haider, 185 Fairview Drive
Elizabeth McGuire, 89 Heritage Drive
Sandy Jeski, 32 Davewell Road
Tony Duarte, 210 Brook Street

(Public Participation Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 8

April 2, 2018

ITEM:

12. Public Participation (Continued)

The following individuals came before the Town Council to speak in opposition to Item 14. A.:

Jamie Gamble, 10 Peach Tree Lane
Maria Cullen, 218 Lisa Drive
Toby Lewis, 32 Linda Lane

During Public Participation Deputy Mayor Paterna called for a Point of Order stating that the statements made while discussing Item 14. A. is being mischaracterized. Mayor Anwar requested that the public avoid personalities or impugning of improper motive to any person.

Mr. Tim Shepard, 45 Newberry Road came forward to thank the Council for supporting open space and spoke in favor of the Town purchasing development rights.

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

15. New Business

H. Resolution Authorizing Town Manager, Matthew B. Galligan to Participate in a Small Cities Block Grant Application Process

WHEREAS, Federal monies are available under the Connecticut Small Cities Community Development Block Grant Program, administered by the State of Connecticut, Department of Housing pursuant to Public Law 93-3 83, as amended; and

WHEREAS, pursuant to Chapter 127c, and Part VI of Chapter 130 of the Connecticut General Statutes, the Commissioner of Housing is authorized to disburse such Federal monies to local municipalities; and

WHEREAS, it is desirable and in the public interest that the Town of South Windsor make application to the State for \$800,000 in order to undertake a Small Cities Community Development Program and to execute an Assistance Agreement therefore, should one be offered

(Resolution Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 9

April 2, 2018

ITEM:

15. H. (Continued)

NOW, THEREFORE, BE IT RESOLVED BY THE South Windsor Town Council:

1. That it is cognizant of the conditions and prerequisites for State Assistance imposed by Part VI of Chapter 130 of The Connecticut General Statutes; and
2. That the filing of an application by the Town of South Windsor in an amount not to exceed \$800,000 is hereby approved, and that Matthew B. Galligan, the Town Manager of the Town of South Windsor is hereby authorized and directed to file such Application with the Commissioner of the Department of Housing, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered, to execute any amendments, rescissions, and revisions thereto, and to act as the authorized representative of the Town of South Windsor.

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

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

Councilor Riley recused himself from this item.

C. Resolution Referring the Proposed Purchase of Development Rights for 49.7 (+ or -) Acres on the Easterly Side of Main Street and Southerly Side of Pleasant Valley Road to the Planning & Zoning Commission Pursuant to Section 8-24 of the Connecticut General Statutes

WHEREAS, any plan to use Town funds to acquire development rights must first be submitted to the South Windsor Planning & Zoning Commission for a report pursuant to Section 8-24 of the Connecticut General Statutes

(Resolution Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 10

April 2, 2018

ITEM:

15. C. (Continued)

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby refers the proposed purchase of development rights for 49.7 (+ or -) acres on the easterly side of Main Street and southerly side of Pleasant Valley Road to the Planning & Zoning Commission pursuant to Section 8-24 of the Connecticut General Statutes.

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

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

A. Resolution Accepting the Naming of Public Lands and Buildings Sub-Committee's Recommendation to Name the Open Space on Sand Hill Road and Nevers Road (sledding hill) in Honor of Porter Collins

WHEREAS, the Naming of Public Lands and Buildings Sub-Committee met on Monday, March 19, 2018 and discussed naming the sledding hill (open space on Sand Hill Road and Nevers Road) in honor of Porter Collins; and

WHEREAS, the Sub-Committee voted unanimously to recommend to the Town Council that the open space on Sand Hill Road and Nevers Road (sledding hill) be named in honor of Porter Collins

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby accepts the Naming of Public Lands and Buildings Sub-Committee recommendation to name the open space on Sand Hill Road and Nevers Road after Porter Collins; and

BE IT FURTHER RESOLVED that the open space will be called "Porter's Hill".

(Resolution Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 11

April 2, 2018

ITEM:

15. A. (Continued)

Was made by Councilor Maneeley
Seconded by Councilor Pendleton

Mayor Anwar read into the record a letter from John Hay, 15 Diane Drive, supporting this recommendation, as shown in attached **Exhibit A**.

Deputy Mayor Paterna informed the public and Town Council that for 23+ years that property had been leased to the Town for \$1.00 for everyone's enjoyment.

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

At 8:44 p.m. the Council recess the meeting. At 8:55 the Regular Meeting reconvened.

13. Consent Agenda

Councilor Hockenberry made a motion to approve Agenda Items 14. A. (*) through 14. D. (*) as the Consent Agenda. Councilor Pendleton seconded the motion.

Councilor Snyder requested that Item 14. A. (*) be removed from the Consent Agenda.

Mayor Anwar called for a vote on Items 14. B. through 14. D. They were approved, unanimously.

14. Unfinished Business

***B. Resolution Appointing Karell Rose (D) to the Human Relations Commission**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Karell Rose (D) to the Human Relations Commission for a term ending November 30, 2020 to fill the expired term of Nilofer Haider.

(Approved by Consent Agenda)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 12

April 2, 2018

ITEM:

14. Unfinished Business (Continued)

***C. Resolution Appointing Michael Paré (D) to the Human Relations Commission**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Michael Paré (D) to the Human Relations Commission for a term ending November 30, 2018 to fill the unexpired term of Charles Margolis.

(Approved by Consent Agenda)

***D. Resolution Appointing Lloxi A. Lopez (D) to the Human Relations Commission**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Lloxi A. Lopez (D) to the Human Relations Commission for a term ending November 30, 2020 to fill an expired vacancy (previously Linda Jeski).

(Approved by Consent Agenda)

A. Resolution Reappointing Ritu Goel (D) to the Human Relations Commission

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Ritu Goel (D) to the Human Relations Commission for a term ending November 30, 2020.

Was made by Councilor Hockenberry
Seconded by Mayor Anwar

Councilor Hockenberry stated that she has known Ritu Goel for a long time. Mrs. Goel does a lot of volunteer work and feels this is a position she will take in honor and has learned from the past events.

Councilor Maneeley said that she has not agreed with the comments that have been made and different actions taken by Mrs. Goel in the past, but that was in the past. If her Committee feels she is capable, then this Council member will support this appointment.

(Resolution Continued on Next Page)

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

Minutes

Page 13

April 2, 2018

ITEM:

14. A. (Continued)

Councilor Glickman stated that Ritu Goel is a fine candidate and he would support her reappointment.

Deputy Mayor Paterna stated he is upset when he hears people say, "I don't know Ritu," and would give a negative statement. Ritu does a lot of volunteer work, and he would support her appointment. She made a mistake in one of her statements. Deputy Mayor Paterna questioned those who are speaking in opposition to her appointment, how long do you punish a person for making a mistake.

Mayor Anwar read a letter speaking in favor of the reappointment of Ritu Goel into the record, as shown in attached **Exhibit B**. The letter was from Charles Margolis.

Councilor Glickman called for a Point or Order, asking who had appointed Mr. Margolis to be the Chairperson. Mayor Anwar explained that he was a former Chairperson of the Human Relations Commission.

Mayor Anwar explained that her words were inappropriate but she apologized a number of times, and he would support her reappointment. Ritu Goel is an excellent candidate for this position.

Councilor Snyder stated that she does not have a problem with Ritu Goel serving on other Boards and Commissions, but does not feel she is a good fit for the Human Relations Commission.

Councilor Riley explained that some members of the public stated that the Facebook comment was followed up with similar comments in the Journal Inquirer after having time to reflect on the original comments. It went from a reactionary post on Facebook to one that was more reflective of her views. There is a disconnect between those comments and that view, and what this Commission is charged with doing, therefore Councilor Riley said he would not support the reappointment.

(Resolution Continued on Next Page)

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

Minutes

Page 14

April 2, 2018

ITEM:

14. A. (Continued)

Deputy Mayor Paterna questioned when she should stop being punished. She made a mistake and has apologized twice. Ritu does so much good work in this community.

Mayor Anwar called for a vote on the motion; it passed on a roll call vote of 6 to 2 with Mayor Anwar, Deputy Mayor Paterna, Councilor Hockenberry, Councilor Glickman, Councilor Maneeley, and Councilor Pendleton voting in favor; and Councilor Riley and Councilor Snyder voting in opposition.

15. New Business (Continued)

B. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on an Amendment to Ordinance #212, an Ordinance Authorizing the Acquisition of Open Space

BE IT RESOLVED that the South Windsor Town Council hereby sets **Monday, April 16, 2018, 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 #212, an Ordinance Authorizing the Acquisition of Open Space, as shown in attached, **Exhibit C**.

Was made by Deputy Mayor Paterna
Seconded by Councilor Pendleton

Councilor Riley questioned the references on the exhibit. Deputy Mayor Paterna explained that those references are GIS identifications. The 50 acres of land is divided into smaller plots that are all connected.

Mayor Anwar felt that at the public hearing a map should be available for the public to view.

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

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 15

April 2, 2018

ITEM:

15. New Business (Continued)

D. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on the Proposed General Government Budget for Fiscal Year 2018/2019

BE IT RESOLVED that the South Windsor Town Council hereby sets Monday, April 16, 2018, at 8:30 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 the proposed General Government Budget for Fiscal Year 2018/2019.

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

E. Resolution Appointing McGivney, Kluger & Cook, P.C. as Town Attorney 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 McGivney, Kluger & Cook, 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, and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

Was made by Councilor Snyder
Seconded by Councilor Maneeley

Councilor Glickman made a motion to table Item 15. E. Councilor Hockenberry seconded the motion; and it passed on a roll call of 5 to 3 with Mayor Anwar, Deputy Mayor Paterna, Councilor Glickman, Councilor Hockenberry, and Councilor Pendleton voting in favor of tabling; and Councilor Maneeley, Councilor Riley, and Councilor Snyder voting in opposition of tabling.

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

Minutes

Page 16

April 2, 2018

ITEM:

15. New Business (Continued)

F. Resolution Amending a Previously Approved Resolution from the February 20, 2018 Town Council Meeting – Resolution Supporting Participation in the Sustainable Connecticut Municipal Certification Program

WHEREAS, the South Windsor Town Council previously adopted a Resolution supporting participation in the Sustainable Connecticut Municipal Certification Program on February 20, 2018, which resolution omitted to appoint one member of the Economic Development Commission; and

WHEREAS, the South Windsor Town Council hereby amends the said prior Resolution and it is restated in its entirety as follows:

WHEREAS, Sustainable CT is a comprehensive, statewide, action-oriented voluntary certification program, built by and for municipalities, with the vision that: ***Sustainable CT communities strive to be thriving, resilient, collaborative, and forward-looking. They build community and local economy. They equitably promote the health and well-being of current and future residents. And they respect the finite capacity of the natural environment;*** and

WHEREAS, Sustainable CT is designed to boost local economies, help municipal operations become more efficient, reduce operating costs, and provide grants and additional support to municipalities; and

WHEREAS, the first meeting of the Sustainability Advisory Committee must be held within 90 days of passing this resolution, and the Sustainability Team shall meet as frequently as needed, but no less than quarterly, and will report quarterly to the Town Council

NOW, THEREFORE, BE IT RESOLVED that South Windsor Town Council hereby authorizes **South Windsor Director of Planning** to serve as South Windsor's Sustainable CT contact person for the Sustainable CT Municipal Certification process and authorizes this person to complete Municipal Registration on behalf of South Windsor; and

(Resolution Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 17

April 2, 2018

ITEM:

15. F. (Continued)

BE IT FURTHER RESOLVED that to focus attention and effort within South Windsor on matters of sustainability, and in order to promote the Town Council local initiatives and actions toward Sustainable CT Municipal Certification, South Windsor Town Council establishes a Permanent Sustainability Advisory Committee to consist of: **Director of Planning or designee, Director of Parks & Recreation or designee, Director of Public Works or designee, one member of the Agricultural Land Preservation Advisory Commission, one member of the Open Space Task Force, one member of the Energy Committee, one member of the Economic Development Commission, and two Town Councilors who will be appointed by the Mayor; and**

BE IT FURTHER RESOLVED that the Sustainability Committee shall also provide an annual report to the South Windsor Town Council on the progress of its activities toward Sustainable CT certification, with reports and presentations made publicly available; and

BE IT FURTHER RESOLVED that South Windsor embraces an on-going process of working toward greater sustainability, by selecting which actions it chooses to pursue, from the voluntary menu of actions provided by Sustainable CT.

Was made by Councilor Glickman
Seconded by Councilor Pendleton

Mayor Anwar clarified that the 90 days should have started when this resolution was first passed on February 20, 2018. There are two Council members who were appointed, and both would remain.

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

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 18

April 2, 2018

ITEM:

15. New Business (Continued)

G. Resolution Approving a Refund of Property Taxes to Twenty-Two (22) South Windsor Taxpayers

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to twenty-two (22) South Windsor Taxpayers, the total of said refunds being \$9,058.30.

Was made by Councilor Maneeley
Seconded by Mayor Anwar

Mayor Anwar made a friendly amendment to have the refunds attached to the minutes and add language to the resolution that states as shown in Exhibit D. Councilor Maneeley agreed to the friendly amendment.

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

The resolution to read as follows:

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to twenty-two (22) South Windsor Taxpayers, the total of said refunds being \$9,058.30, as shown in **Exhibit D**.

I. Resolution Approving a Transfer of \$5,000.00 from the Contingency Account to the Wood Memorial Account

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$5,000.00 from the Contingency Account to the Wood Memorial Library Account to cover costs associated with the Wood Memorial Library budget.

Was made by Councilor Pendleton
Seconded by Councilor Maneeley

(Resolution Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 19

April 2, 2018

ITEM:

15. I. (Continued)

Deputy Mayor Paterna questioned if the Council could increase the amount of money being given to Wood Memorial Library? Mayor Anwar explained that in the past, Wood Memorial Library had received \$12,500 from the Town. This past budget, Wood Memorial Library received \$7,500, so the request for \$5,000 will make up the difference and their budget will be back to \$12,500.

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

J. 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 \$4,000.00 from the Contingency Account to the Cemetery Association Account to cover costs associated with the Cemetery Association budget.

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

**K. Discussion Item: Referendum for \$15,000,000 for Infrastructure
(requested by Mayor Anwar)**

Mayor Anwar explained that this is something that started in the Capital Projects Committee. The Town has a long list of infrastructure maintenance issues within the Capital Projects which includes the school roofs, sidewalks, and roads. In order to have a stable strategy moving forward for infrastructure, Mayor Anwar questioned the Town Council members if the Town should be looking to go to referendum for \$15,000,000.

Deputy Mayor Paterna explained that the funds used through a referendum would be for specific projects that would be identified.

(Resolution Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 20

April 2, 2018

ITEM:

15. K. (Continued)

Councilor Pendleton stated she would question the Town Manager if it would be better to go out for a referendum for infrastructure or would it be better to budge for infrastructure. In the past, the Town had a budget for infrastructure, which she felt should be brought back.

Councilor Riley felt that one of the benefits of bonding these projects is the Town typically floats bonds for 20 years, and a lot of these projects are long-term projects, meaning the taxpayers will benefit from these projects over an extended period of time. There is a long list of projects which have been there for a long time. It would be good to see some of the necessary projects get done. The Town Council will need to look at the current debt situation and consider projects that will be bonded in the future before taking any action.

Answering questions from Council members, Deputy Mayor Paterna explained that the Capital Projects Committee has a list of projects that add up to \$40,000,000. The Capital Projects budget does not have enough funds to get the necessary projects completed. Going out with a referendum would help to complete the necessary projects in Town. Councilor Pendleton added that the Capital Projects Committee reviews projects and the projects that are priorities are based on safety and security.

Mayor Anwar explained that in the past there was a budget for road maintenance which was taken out of the budget. The maintenance has been impacted. The Town should not be bonding for maintenance. School roofs are a large item, there are unsafe sidewalks throughout Town, and roads that need more work on them than just maintenance. These are items that could be bonded for, but we do not want to jeopardize the Town's financial status knowing there are other projects that will need to be bonded in the future. The Town Manager's input will be critical.

Mayor Anwar asked for the consensus of the Council to continue this conversation at the next Town Council meeting. Council members gave their consensus.

(Discussion Continued on Next Page)

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

Minutes

Page 21

April 2, 2018

ITEM:

15. K. (Continued)

Councilor Pendleton requested that the Town Manager give the Council the definition of infrastructure.

Deputy Mayor Paterna informed the Council that the Town Manager would be at the Capital Projects Committee meeting scheduled on April 18th to talk about Public Private Partnerships as a way to finance some of these projects.

16. Passage of Ordinance

A. Resolution Adopting the Establishment of an Ordinance – Solicitation of Charitable Funds on Behalf of Veterans

BE IT RESOLVED that the South Windsor Town Council hereby adopts the establishment of an Ordinance – Solicitation of Charitable Funds on behalf of Veterans, as shown in attached **Exhibit E**.

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

17. Public Input/Participation (Any Matter)

None

18. Communications and Petitions from Council

Councilor Riley voiced concern about the partisan tabling of the appointment of the Town Attorney. Because this item was tabled, there is no discussion allowed, so it is not known why this item was tabled. This action may jeopardize all of the efforts that have been made to try to improve transparency and communications.

Deputy Mayor Paterna explained that some members of the Council would like an opportunity to meet in Executive Session with the Personnel Committee to review the process.

(Discussion Continued on Next Page)

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

Minutes

Page 22

April 2, 2018

ITEM:

18. Communications and Petitions from Council (Continued)

Mayor Anwar stated that it was also voiced that verbatim minutes would be needed for the Executive Session.

Councilor Maneeley felt that the Resolution Appointing the Town Attorney could have been handled differently. The Council is supposed to work together as "One Town, One Future". A Committee was formed to bring a recommendation back to the Council, so why would the Council overrule that recommendation. Why be on a Committee if the Council is going to overrule recommendations.

Councilor Snyder stated that she was given one resolution to read tonight, and it was tabled. The Council expects to have communication between its members, and this just set us back. The Personnel Committee put out an RFP and followed its process. After going through the process, a firm was chosen that met all of the requirements. Councilor Snyder stated that she is surprised this is happening and concerned about this being party driven.

Deputy Mayor Paterna explained that there were legitimate questions about the process and it was felt the best way to handle this was to table it and review the process with the Personnel Committee.

Councilor Riley stated that there was an opportunity to fill everyone in before tabling this item. This would have allowed the Council to all be on the same page.

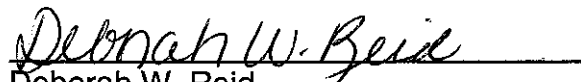
19. Executive Session

None

20. Adjournment

At 9:52 p.m. Councilor Maneeley made a motion to adjourn the Regular Meeting. Councilor Pendleton seconded the motion; and it was approved, unanimously.

Respectfully submitted,



Deborah W. Reid
Clerk of the Council

Reid, Deborah

From: John Hay <jhay7@cox.net>
Sent: Thursday, March 08, 2018 6:00 PM
To: Town Council
Cc: Deb Hay
Subject: The sledding hill

As you know the town purchased the sledding hill from Deborah Hay in September of 2017. Deborah's father instilled in her, how important open land is to the Town of South Windsor and its residents. Porter Collins, Debs father, sold the land now that is Nevers Park, to the town many years ago. Both pieces of land could have been sold to land developers for a much higher price. Porter knew how important these pieces of land were to the town. As such, he instilled this idea into his daughter. Porter was the 1st town historian, as well as a school bus driver for the town. Porter who passed away 23 years ago was loved by many of the towns children and revered by those children as adults. He also taught his daughter to lease the sledding hill to the town for only a \$1 a year.

It is with much respect that I request that the town honor this man with a sign at the beginning of the sledding hill with a sign. I request that the town rename the sledding hill as Porter's Hill. The Collins family owned these two parcels of land for over 100 years. Now the residents of South Windsor will be able to enjoy the lands forever because of Porter Collins.

Respectfully,
John Hay
15 Diane Dr.
860 644 9912
jhay7@cox. Net

Sent from my iPad

3:46 PM (1 minute ago)

charles margolis

to me

Mayor Anwar - If you are willing please share my message members of the Town Council at tonight's meeting.

As Chair of the Human Relations Commission, I had the privilege of working with a group of creative, dedicated and selfless individuals'. Together we accomplished many good for South Windsor, until last year, when partisan politics destroyed our ability to function. Over the course of years, we had many new members - some of whom stayed and contributed, and some of whom moved on.

If I were still Chair, I would welcome Ritu. We need people, like her, actively involved in this community. I will conclude by saying something which is not intended to be pejorative or disrespectful... but frank. Partisanship ruined something quite beautiful and really good for all of us. You were elected to make decisions based on the best interests of our residents. I urge you to put aside the bickering and self-interest and reconstitute Human Relations Commission so it can resume its mission. Thank You.

Charlie Margolis

DRAFT
AMENDS ORDINANCE #212

AN ORDINANCE AUTHORIZING THE ACQUISITION OF OPEN
SPACE/***PURCHASE OF DEVELOPMENT RIGHTS***

Pursuant to the November 8, 2005 Resolution Appropriating Funds For Acquisition of Open Space and consistent with the Town's Plan of Conservation and Development and its Open Space Master Plan, the Town shall acquire and hold as open space the real properties identified below. The properties shall be acquired in accordance with the Town's Charter and Code of Ordinances and the General Statutes regarding the acquisition of real property and open space, and pursuant to the terms of any purchase and sale agreement and costs and expenses approved therefor by the Town Council. Consistent herewith, the Town Manager is authorized to enter into any Town Council approved purchase and sale agreement and to execute all documents necessary to facilitate the acquisition of the real properties identified below.

1. 491 King Street, South Windsor, Connecticut
2. 559 Avery Street, South Windsor, Connecticut
3. R002A Collins Lane (corner of Sand Hill Road and Nevers Road)

and/or Development Rights:

1. ***R043, R044, 726, and R048 Main Street, and R011 Pleasant Valley Road***

Changes are bold and in italic

Exhibit D

Name	Bill #	Address	City/State/Zip	Prop./Veh. Info	Reason	Over Paid
BRONZOWSKI JAMES I	2016-04-0080482	288 DIANE DR 3253	SOUTH WINDSOR, CT 06074	1998/405118B7WVR000174	Sec. 12-71c Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	(9.25)
BUDARZ MARK J	2015-03-0502924	56 HANOVER LN 1374	SOUTH WINDSOR, CT 06074	2001/9BWP661414082643	Sec. 12-71c Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	(118.03)
CHASER AUTO FINANCE	2016-03-0111657	PO BOX 501676 FORT WORTH, TX 76101-3610	1370	2015/4338VAC6003005341	Sec. 12-71c Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	(12.84)
COTE LYNN L	2015-03-0504851	76 MORGAN FARMS DR 1370	SOUTH WINDSOR, CT 06074	2000/4T18F280YU091960	Sec. 12-129 Refund of Excess Payments.	(25.37)
EAST SUSAN E	2015-03-0506693	81 EVERGREEN LN 3541	SOUTH WINDSOR, CT 06074	2002/AV48-6118922100280	Sec. 12-71c Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	(3.099.71)
GALLIVAN HELEN K	2016-01-0003412	108 WHITE OAKS DRIVE LONGMEADOW, MA 01106	1317	117 FOSTER STREET	Sec. 12-129 Refund of Excess Payments.	(300.13)
GALLIVAN HELEN K	2016-01-0003413	108 WHITE OAKS DRIVE LONGMEADOW, MA 01106	3448	186 FOSTER STREET	Sec. 12-129 Refund of Excess Payments.	(176.86)
GALVIN BREAUNA M	2015-03-0508342	66 SHARON DR SOUTH WINDSOR, CT 06074	1317	2007/2T1BR32E57C850117	Sec. 12-129 Refund of Excess Payments.	(56.42)
HABERN LAUREN	2016-03-0509559	199 FARMSTEAD DR SOUTH WINDSOR, CT 06074	1317	2015/JF256GLUC1EH04950	BAA REDUCTION	(161.13)
HABERN STEPHEN M	2016-03-0509560	199 FARMSTEAD DR SOUTH WINDSOR, CT 06074	1317	2010/Z61WCS6M0A122777	BAA REDUCTION	(85.69)
HONDA LEASE TRUST	2016-04-0081864	600 KELLY WAY TOLYOKE, MA 01040-3681	2335	2013/STN1Y8N74H8006645	Sec. 12-71c Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	(414.40)
JOHNSON & JOHNSON FINANCE CORPORATION	2016-03-0511398	ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933	2335	2014/3FAGPOLUGER131354	Sec. 12-129 Refund of Excess Payments.	(400.34)
JOHNSON & JOHNSON FINANCE CORPORATION	2016-03-0511399	ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933	2335	2012/3JWCA7A9FW240918	Sec. 12-129 Refund of Excess Payments.	(442.15)
JOHNSON & JOHNSON FINANCE CORPORATION	2016-03-0511399	ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933	2955	2013/7738REV4DW872319	Sec. 12-128 Refund of taxes erroneously collected from Veterans	(15.60)
MCKEOWN JAMESON F	2018-03-0515266	21 JONATHAN LN SOUTH WINDSOR, CT 06074	1559	2009/1B7G1228Y5810577	BAA REDUCTION	(5.73)
MONTEFORTE GAETANO A	2015-03-0515882	35 BENJAMIN WAY SOUTH WINDSOR, CT 06074	2335	2007/WDBUF77X77B027625	BAA REDUCTION	(52.10)
OWEN ALAN	2016-04-0087810	59 WOODLAND DR SOUTH WINDSOR, CT 06074	2349	2013/JN1B0HRR3DM431680	BAA REDUCTION	(79.55)
ROGERS EDWARD J	2016-03-0519293	125 LAUREL ST SOUTH WINDSOR, CT 06074	3234	2010/JHMZ2178ASG37694	Sec. 12-71c Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	(403.48)
SANGA JACK W JR	2015-03-0520407	125 DIANE DR WINDSOR, MA 01801-1405	1202	2015/222BK1BA515215229	Sec. 12-71c Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	(2,227.33)
TOYOTA LEASE TRUST	2016-03-0529340	20 EGNIMMER WAY DES MOINES, IA 50328	1202	33 BEELEZEBUB ROAD	Sec. 12-129 Refund of Excess Payments.	(133.20)
WELLS FARGO REAL ESTATE	2015-01-0003114	PO BOX 14506 SOUTH WINDSOR, CT 06074	1202	2014/WDP16SDG65889596	BAA REDUCTION	(88.80)
WHITNEY SUPPLY COMPANY	2016-03-0514800	40 BROOKFIELD ST SOUTH WINDSOR, CT 06074	1202	2013/WDP16SDG65889596	BAA REDUCTION	(9,058.30)
WHITNEY SUPPLY COMPANY	2016-03-0524809	30 BROOKFIELD ST SOUTH WINDSOR, CT 06074	1202	2013/WDP16SDG65889596	BAA REDUCTION	(9,058.30)
WHITNEY SUPPLY COMPANY	2016-03-0524809	30 BROOKFIELD ST SOUTH WINDSOR, CT 06074	1202	2013/WDP16SDG65889596	BAA REDUCTION	(9,058.30)

TOWN OF SOUTH WINDSOR ORDINANCE**Chapter. Solicitation of Charitable Funds on behalf of Veterans.****Section 1: Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context indicates a different meaning:

Veteran means any person honorably discharged from, or released under honorable conditions for active service in, the armed forces.

Person means a natural person or any firm, corporation, association, club, society or other organization.

Charitable means and includes the words patriotic, philanthropic, social service, health, welfare, benevolent, educational, civic, cultural or fraternal. Provided the primary purpose of the person on whose behalf any solicitation is made is the promotion of the public good on a non-profit basis. Being qualified to register pursuant to Sections 501 (c) 3, 19 and/or 23 of the Internal Revenue Code as it may be amended from time to time shall be definitive proof of a charitable intent, otherwise the burden is on said person to establish contributions will be used for charitable purposes.

Contribution means any grant, promise or pledge of money, credit, property, financial assistance, or other thing of value received as a result of a fund-raising activity.

Solicit or *solicitation* means the request directly of money, credit, property, financial assistance or other items of value on the plea or representation that such money, credit, property, financial assistance or other items will be used for a charitable purpose.

Section 2: Approval.

It shall be unlawful for any person to solicit contributions on behalf of and/or to benefit Veterans, as defined herein, without filing an application for a Permit to Solicit Donations with the South Windsor Police Department (SWPD) and obtaining an approved Permit from the SWPD in compliance with the provisions of this chapter.

Section 3: Application for Approval.

- (a) Any person seeking approval to solicit funds under this chapter must submit an application to the SWPD, on a form to be furnished by the South Windsor Patriotic

Commission, and on file in the Town Manager's Office and posted on the Town's website, which form shall provide the following information:

- (1) Organization name;
 - (2) Address and Telephone number;
 - (3) Identity of Solicitor(s);
 - (4) Veteran status of Solicitor(s);
 - (5) Whether paid Solicitor;
 - (6) Department of Consumer Protection (DCP) Registration Number;
 - (7) Veterans Group Benefiting from Solicitation; and
 - (8) Organization's minimum percentage donated to Veterans as filed with DCP
- (b) The Patriotic Commission shall adopt regulations as necessary to carry out its duties, including procedures and time limits for taking any action authorized by this chapter.
- (c) Upon receipt of an application required by this chapter, the SWPD shall refer said application to the Patriotic Commission which shall conduct such investigation of the applicant's organization as it deems necessary for the protection of the public good and report its findings and recommendation to approve or disapprove the application to the SWPD within 15 days of said referral.
- (d) If as a result of such investigation the application is approved by the SWPD, it shall issue said Permit which shall be displayed in accordance with this chapter. In the event of disapproval, the SWPD shall notify the applicant that the application is disapproved and that no approval will issue. Failure to disapprove or deny the application within 5 days of receiving the Patriotic Commission's recommendation shall result in the application being deemed approved.

Section 4: Transferability, Use, Duration and Display of Permit.

- (a) No permit issued under this chapter shall be used by any person other than the one to whom it is issued.
- (b) Permits shall be conspicuously displayed at the place where the activity is undertaken.
- (c) Permits shall not be interpreted to grant any person exclusive right to any location in the public streets, a stationary location, or permission to operate in any congested area where his operation might impede or inconvenience the public.
- (d) Permits shall be valid for one year from the date of issuance, unless revoked or suspended.

Section 5: Revocation.

Permits issued under this chapter may be revoked by the SWPD on its own initiative or by referral from the Patriotic Commission after notice and hearing for any one or more of the following reasons:

- (a) Fraud, misrepresentation or false statement contained in the application.
- (b) Fraud, misrepresentation or false statement made in the course of solicitation.
- (c) For good cause shown, including violation(s) of this chapter.
- (d) Conviction of any crime or misdemeanor involving moral turpitude.
- (e) Conducting business in such a manner as to constitute a breach of the peace.

Section 6: Notice and Hearing.

Notice of a hearing for revocation of a Permit issued under this chapter shall be provided in writing and shall set forth specifically the grounds for the proposed revocation and the time and place of the hearing. Notice shall be mailed, postage prepaid, to the person at the address shown on the application for approval or to the last known address of the person. Hearings will be conducted by the Patriotic Commission pursuant to regulations adopted by the Commission. The Commission will report its findings to the SWPD which will consider such findings in deciding whether to revoke said Permit.

Section 7: Penalties for offenses.

The first violation of any of the provisions of this chapter shall be punished by a fine not to exceed \$100. Each day any such violation shall continue or each act in violation of this Chapter shall constitute a separate offense. The second violation by any person or entity of any provision of this chapter shall be punished by a fine of \$175. Subsequent violations of any provision of this chapter shall be punished by a fine of \$250.

Section 8: Enforcement.

- (a) The Patriotic Commission is charged with enforcing the provisions of this Ordinance in conjunction with the South Windsor Police Department.
- (b) The Patriotic Commission shall investigate any complaints made against any persons concerning this Ordinance.
- (c) The Patriotic Commission and/or any person aggrieved by any act constituting a violation of this Chapter may complain to the South Windsor Police Department which may enforce these provisions, with or without complaint.
- (d) This Chapter shall be enforced by citations issued by the designated municipal officers or employees in accordance with Connecticut General Statute Sections 51-164m and/or 51-164p Violations of Municipal Ordinances (penalty greater than \$90.00 but not more than \$250.00).
- (e) The appeal of any such Infraction Ticket issued for Violation for Municipal Ordinances shall be via the Centralized Infraction Bureau and Connecticut Superior Court system pursuant to C.G.S. Sec. 51-164n.

Section 9: Severability.

All provisions of the Charter, Ordinances and/or any applicable law(s) which are more stringent than those set forth herein, remain valid and may be enforced in addition to the provisions of this Chapter. If any section, paragraph, sentence, clause or phrase of this ordinance or any part thereof, is for any reason held to be unconstitutional or invalid, or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portion of this ordinance or any part thereof.

**THIS ORDINANCE WILL TAKE EFFECT IN ACCORDANCE
WITH THE TOWN CHARTER**